

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 12,380

IN THE MATTER OF:

Served April 29, 2010

Application of MALEK INVESTMENT, ) Case No. AP-2010-055  
INC., to Change Trade Name on )  
Certificate No. 202 from MARYLAND )  
SHUTTLE AND SEDAN to MARYLAND )  
SHUTTLE )

On April 27, 2010, Malek Investment, Inc., filed an application to change the trade name appearing on Certificate No. 202 from "Maryland Shuttle and Sedan" to "Maryland Shuttle." The application is supported by proof of registration of the new trade name with the Maryland Department of Assessments and Taxation.

Applicant applied last year to change its trade name and the application was approved by the Commission, but the reissuance of a certificate of authority was expressly made contingent on applicant filing additional documents and passing a vehicle inspection conducted by Commission staff.<sup>1</sup> Applicant failed to satisfy the conditions for reissuance of its certificate within the time allotted, thereby voiding the Commission's approval, and applicant's application for reconsideration was denied.<sup>2</sup>

Under Title II of the Compact, Article XI, Section 10(b), the Commission may amend a certificate of authority upon application by the holder.

The application shall be conditionally granted.

THEREFORE, IT IS ORDERED:

1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 202 shall be reissued to Malek Investment, Inc., trading as Maryland Shuttle, 12221 Parklawn Drive, #130, Rockville, MD 20852.

2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order

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<sup>1</sup> See *In re Malek Investment, Inc.*, No. AP-09-096, Order No. 12,136 (Sept. 2, 2009) (conditionally approving change in trade name on Certificate No. 202).

<sup>2</sup> *In re Malek Investment, Inc.*, No. AP-09-096, Order No. 12,374 (Apr. 23, 2010).

unless and until a certificate of authority has been reissued in accordance with the preceding paragraph.

3. That applicant is hereby directed to present its revenue vehicle(s) for inspection and file the following documents within the 180-day maximum permitted in Commission Regulation No. 66: (a) evidence of insurance pursuant to Commission Regulation No. 58; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) a vehicle list stating the year, make, model, serial number, fleet number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) a copy of the for-hire vehicle registration card, and a lease as required by Commission Regulation No. 62 if applicant is not the registered owner, for each vehicle to be used in revenue operations; and (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia.

4. That the application shall stand denied upon applicant's failure to timely satisfy the conditions of reissuance prescribed herein.

FOR THE COMMISSION

A handwritten signature in black ink, appearing to read 'W. S. Morrow, Jr.', written in a cursive style.

William S. Morrow, Jr.  
Executive Director