

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 12,651

IN THE MATTER OF:

Served December 3, 2010

Application to Change Name on)
Certificate No. 1700 from VICTOR) Case No. AP-2010-160
HUGO DE LA FUENTE-MURILLO, Trading)
as DC CAPITAL TOURS, to VICTOR DE)
LA FUENTE, Trading as DC CAPITAL)
TOURS)

Application of VICTOR HUGO DE LA)
FUENTE-MURILLO, Trading as DC) Case No. AP-2010-052
CAPITAL TOURS, for a Certificate of)
Authority -- Irregular Route)
Operations)

This matter is before the Commission on applicant's request for reconsideration of the voiding of authority conditionally granted in Commission Order No. 12,416, served May 28, 2010. The order directed applicant to present its vehicle(s) for inspection and file certain documents within the 180-day maximum permitted by Commission Regulation No. 66. The order stipulated that the grant of authority would be void and the application would stand denied upon applicant's failure to timely satisfy those conditions. Applicant did not fully satisfy the conditions of the grant within the allotted time. The conditional grant consequently became void on November 25, 2010.

Under Article XIII, Section 4(a), and Regulation No. 7-01, applicant had until December 27, 2010, to file an application for reconsideration.¹ Applicant timely filed an application for reconsideration on December 1, 2010, but the application does not allege any error on the part of the Commission as required by statute.² The application therefore is denied. But because applicant fully satisfied the conditions of the grant by the December 27, 2010, deadline for seeking reconsideration, the Commission may reopen this proceeding and issue applicant's authority.³

¹ See *In re Boone-McNair Transp., LLC*, No. AP-02-66, Order No. 7063 (Mar. 4, 2003) (30-day reconsideration filing period begins running on the day the conditional grant becomes void).

² Compact, tit. II, art. XIII, § 4(a).

³ *In re City Sightseeing Buses LLC*, No. AP-06-013, Order No. 10,305 (Mar. 6, 2007).

THEREFORE, IT IS ORDERED that Certificate of Authority No. 1700 shall be issued to Victor De La Fuente, trading as DC Capital Tours, 4709 Commons Drive, #204, Annandale, VA, 22003-5099.

FOR THE COMMISSION:

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

William S. Morrow, Jr.
Executive Director