

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 12,684

IN THE MATTER OF:

Served January 10, 2011

Application for Approval of Merger )  
of FIRST STUDENT, INC., with )  
LAIDLAW TRANSIT, INC., WMATC )  
No. 100 )

Case No. AP-2010-042

By letter dated April 19, 2010, applicant was directed to publish notice of this application in a newspaper of general circulation in the Metropolitan District no later than May 3, 2010, and file an affidavit of publication and certain other documents no later than May 17, 2010. According to the application, applicant holds state passenger carrier authority. Accordingly, the Commission's acceptance letter requested evidence of applicant's state passenger carrier authority. Applicant timely published notice and submitted certain other documents, but has yet to produce evidence of its state passenger carrier authority.

Under the Compact, an application to obtain a certificate of authority shall be made in writing, verified, and shall contain the information required by the application form and accompanying instructions.<sup>1</sup> An applicant may be required to publish notice of the application in a newspaper of general circulation in the Metropolitan District and furnish any supplemental information necessary for a full and fair examination of the application.<sup>2</sup> Failure to comply with the Commission's application requirements warrants dismissal.<sup>3</sup>

THEREFORE, IT IS ORDERED: that the application for approval of merger of First Student, Inc., with Laidlaw Transit, Inc., is hereby dismissed without prejudice for want of prosecution.

FOR THE COMMISSION:



William S. Morrow, Jr.  
Executive Director

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<sup>1</sup> Compact, tit. II, art. XI, § 8; Regulation No. 54-02.

<sup>2</sup> Regulation No. 54-04(b).

<sup>3</sup> *In re One, LLC, t/a Bon Voyage*, No. AP-04-103, Order No. 8212 (Aug. 5, 2004).