

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 12,693

IN THE MATTER OF: Served January 14, 2011

Application of JET TOURS USA, INC.,) Case No. AP-2009-130
for Expansive Amendment of)
Certificate No. 315)

JET TOURS USA, INC., WMATC No. 315,) Case No. MP-2009-110
Investigation of Violation of)
Seating Capacity Restriction)

This matter is before the Commission on applicant's request for reconsideration of the voiding of authority conditionally granted in Commission Order No. 12,443, served June 15, 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 December 14, 2010.

Under Article XIII, Section 4(a), applicant had until January 13, 2011, to file an application for reconsideration.¹ Applicant timely filed an application for reconsideration on January 11, 2011, 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 January 13, 2011, deadline for seeking reconsideration, the Commission may reopen this proceeding and issue applicant's authority.³

THEREFORE, IT IS ORDERED that Certificate of Authority No. 315 shall be issued to Jet Tours USA, Inc., 299 Murray Hill Parkway, East Rutherford, NJ, 07073-2112.

FOR THE COMMISSION:



William S. Morrow, Jr.

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).

Executive Director