

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 13,050

IN THE MATTER OF:

Served November 15, 2011

Application of PROSPECT INC., )  
Trading as PROSPECT TRANSPORTATION, )  
for a Certificate of Authority -- )  
Irregular Route Operations )

Case No. AP-2011-046

This matter is before the Commission on applicant's request for reconsideration of the voiding of authority conditionally granted in Commission Order No. 12,836, served May 3, 2011. 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 1, 2011.

Under Article XIII, Section 4(a), applicant had until December 1, 2011, to file an application for reconsideration.<sup>1</sup> Applicant timely filed an application for reconsideration on November 7, 2011, but the application does not allege any error on the part of the Commission as required by statute.<sup>2</sup> The application therefore is denied. But because applicant fully satisfied the conditions of the grant by the December 1 deadline for seeking reconsideration, the Commission may reopen this proceeding and issue applicant's authority.<sup>3</sup>

THEREFORE, IT IS ORDERED that Certificate of Authority No. 1812 shall be issued to Prospect Inc., trading as Prospect Transportation, 8118 Woodward Street, Savage, MD, 20763-9680.

FOR THE COMMISSION:



William S. Morrow, Jr.  
Executive Director

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<sup>1</sup> 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).

<sup>2</sup> Compact, tit. II, art. XIII, § 4(a).

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