

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 13,692

IN THE MATTER OF:

Served January 23, 2013

HONEYWELL TRANSPORTATION LLC,)
Suspension and Investigation of)
Revocation of Certificate No. 1662)

Case No. MP-2012-023

This matter is before the Commission on respondent's failure to respond to WMATC Order No. 13,538, served October 18, 2012. That order gave respondent 30 days to verify that respondent did not transport passengers for hire while Certificate No. 1662 was suspended from March 13, 2012, to April 5, 2012, and 30 days to produce a written statement from respondent's primary customer, Medical Transportation Management, Inc., (MTM), indicating the individual dates that respondent provided services to MTM in 2012.

Order No. 13,538 was the Commission's response to respondent's request for reconsideration of Order No. 13,354, served July 18, 2012, which assessed a \$250 civil forfeiture against respondent and revoked Certificate No. 1662 based on evidence indicating that respondent had operated while suspended. The application for reconsideration was supported by an unsworn statement from respondent's owner and manager, Charles Akins, and two WMATC Insurance Endorsements closing a one-day gap in insurance coverage. Order No. 13,538 stayed the forfeiture and reinstated Certificate No. 1662 on the strength of the unsworn statement and the closing of the gap and in anticipation of respondent's sworn verification and corroboration from MTM.

Inasmuch as respondent has failed to produce a sworn statement and corroboration as directed by Order No. 13,538, the stay shall be lifted and the reinstatement of Certificate No. 1662 rescinded.

THEREFORE, IT IS ORDERED:

1. That the stay of civil forfeiture issued in Order No. 13,538 is hereby lifted.

2. That the reinstatement of Certificate No. 1662 in Order No. 13,538 is hereby rescinded.

3. That within 30 days from the date of this order respondent shall:

a. pay to the Commission by money order or check, the sum of two hundred fifty dollars (\$250);

- b. remove from respondent's vehicle(s) the identification placed thereon pursuant to Commission Regulation No. 61;
- c. file a notarized affidavit and supporting photograph(s) with the Commission verifying compliance with the preceding requirement; and
- d. surrender Certificate No. 1662 to the Commission.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS BRENNER, HOLCOMB, AND BELLAMY:



William S. Morrow, Jr.
Executive Director