

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 14,147

IN THE MATTER OF:

Served August 12, 2013

DIAMOND TRANSPORTATION SERVICES,)
INC., Suspension and Investigation)
of Revocation of Certificate)
No. 122)

Case No. MP-2013-106

Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 122 for a minimum of \$5 million in combined-single-limit liability coverage and maintain on file with the Commission at all times proof of coverage in the form of a WMATC Certificate of Insurance and Policy Endorsement (WMATC Insurance Endorsement) for each policy comprising the minimum. Under Regulation No. 67-03(c), \$100 is due and payable upon the failure of a carrier to timely file an acceptable WMATC Insurance Endorsement.

The \$1 million primary WMATC Insurance Endorsement on file for respondent expired at 12:01 a.m. on August 8, 2013. A \$1 million replacement Endorsement, filed by fax on respondent's behalf the evening before, has not been shown to be issued by "an insurer licensed or authorized to issue insurance policies in at least one of the fifty states or the District of Columbia," as required by WMATC Regulation No. 58-04(c), and has not been shown to be signed "by a person designated for that purpose by an authorized representative of the insurer in a written authorization on file with the Commission," as required by WMATC Regulation No. 58-04(d). Certificate No. 122, therefore, is automatically suspended under Regulation No. 58-12 and may be revoked if respondent fails to file the necessary WMATC Insurance Endorsement(s) and pay the \$100 late fee within 30 days.

THEREFORE, IT IS ORDERED:

1. That respondent shall not transport passengers for hire under Certificate No. 122, unless and until otherwise ordered by the Commission.

2. That Certificate No. 122 shall be subject to revocation pursuant to Article XI, Section 10(c), of the Compact, if respondent fails to file the necessary WMATC Insurance Endorsement(s) and pay \$100 by money order, check, or online by credit card, within thirty days.

FOR THE COMMISSION:



William S. Morrow, Jr.
Executive Director