

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 16,330

IN THE MATTER OF:

Served May 4, 2016

JONATHAN LEE GERITY SR, Trading as) Case No. MP-2016-036
RIVERSIDE TRANSPORTATION,)
Suspension and Investigation of)
Revocation of Certificate No. 2735)

This matter is before the commission on the failure of respondent to produce documents in response to Order No. 16,280, served April 1, 2016.

I. BACKGROUND

Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 2735 for a minimum of \$1.5 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.

Respondent filed a \$1.5 million primary WMATC Insurance Endorsement on June 12, 2015, with an effective date of June 9, 2015, and an expiration date of February 25, 2016. Said Endorsement was canceled on November 13, 2015, effective December 13, 2015. Respondent did not file an acceptable \$1.5 million replacement Endorsement until February 25, 2016. The replacement Endorsement has an effective date of February 24, 2016, and an expiration date of February 24, 2017.

Order No. 16,280 noted the automatic suspension of Certificate No. 2735 under Regulation No. 58-12 and gave respondent 30 days to pay the \$100 late fee, and 30 days to verify cessation of operations as of December 13, 2015, in accordance with Regulation No. 58-14(a). The statement was to be corroborated by copies of respondent's pertinent business records - from October 1, 2015, to April 1, 2016 - and a statement from Medical Transportation Management, Inc, (MTM), one of respondent's principal clients, verifying cessation of MTM operations as of December 13, 2015.

Respondent paid the late fee on April 5, 2016, and the suspension was lifted that same day in Order No. 16,293. But respondent has yet to produce any documents in response to Order No. 16,280.

II. ORDER TO SHOW CAUSE

In accordance with Regulation No. 58-14(b), respondent shall have 30 days to show cause why the Commission should not assess a

civil forfeiture against respondent, and/or suspend or revoke Certificate No. 2735, for knowingly and willfully conducting operations under an invalid/suspended certificate of authority and failing to produce documents as directed.

THEREFORE, IT IS ORDERED:

1. That respondent shall have 30 days to show cause why the Commission should not assess a civil forfeiture against respondent, and/or suspend or revoke Certificate No. 2735, for knowingly and willfully violating Article XI, Section 6(a), of the Compact, Regulation No. 58, and the orders issued in this proceeding.

2. That respondent may submit within 15 days from the date of this order a written request for oral hearing, specifying the grounds for the request, describing the evidence to be adduced and explaining why such evidence cannot be adduced without an oral hearing.

FOR THE COMMISSION:



William S. Morrow, Jr.
Executive Director