

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 16,453

IN THE MATTER OF:

Served July 6, 2016

Investigation of Failure to Comply)	Case No. MP-2016-067
with Regulation Nos. 60 and/or 67,)	
Governing Annual Reports, Annual)	
Fees and Late Fees, Directed to)	
TOUR BUY THE HOUR LLC, WMATC)	
No. 2224)	
TOUR BUY THE HOUR LLC, Suspension)	Case No. MP-2016-092
and Investigation of Revocation of)	
Certificate No. 2224)	

Certificate No. 2224 was revoked pursuant to Regulation No. 58-67-09(a), in Order No. 16,409, served June 7, 2016, in Case No. MP-2016-067, for respondent's willful failure to pay on or before June 2, 2016, a \$150 late fee assessed against respondent under Regulation No. 67-03(b) for failing to pay in timely fashion the \$175 annual fee for 2016. Respondent eventually paid said late fee and submitted a request for reinstatement on July 1, 2016.

Under Regulation No. 67-09(b), if a carrier's authority is revoked for failure to comply with Regulation No. 67, or an order issued thereunder, the Executive Director shall reopen the proceeding and reinstate said authority if the following two conditions are met: (i) the carrier files a timely application for reconsideration in accordance with Rule No. 27; and (ii) the application is supported by the necessary payment of all applicable fees under Regulation Nos. 67-02 and 67-03 and by compliance with the annual report requirements in Regulation No. 60-01; provided, that reinstatement shall not be available if the carrier's WMATC operating authority stands revoked for other reasons, as well.

Respondent's request was filed within the 30-day deadline established for seeking reconsideration under Rule No. 27. The request is supported by payment of the aforementioned late fee, respondent is in compliance with the Commission's annual fee and report requirements, and Certificate No. 2224 does not stand revoked for any other reason.

At the time Certificate No. 2224 was revoked, however, it stood suspended not only for respondent's failure to pay the aforementioned \$150 late fee assessed under Regulation No. 67-03(b) in Case No. MP-2016-067, it also stood suspended under Regulation No. 58-12 for respondent's failure to pay a \$100 late insurance fee assessed under

Regulation No. 67-03(c) in Case No. MP-2016-092. Respondent subsequently paid the late insurance fee on July 1, 2016.

Under Regulation No. 58-13, the Commission may lift a suspension imposed under Regulation No. 58-12 once the carrier has filed the necessary WMATC Insurance Endorsement(s) and paid the \$100 late insurance fee assessed under Regulation No. 67-03(c). The record shows that respondent has satisfied both conditions.

THEREFORE, IT IS ORDERED:

1. That Case Nos. MP-2016-067 and MP-2016-092 are hereby consolidated pursuant to Rule No. 20-02.

2. That in accordance with Regulation Nos. 58-13 and 67-09(b), Case No MP-2016-067 is hereby reopened, and Certificate of Authority No. 2224 is hereby reinstated.

FOR THE COMMISSION:



William S. Morrow, Jr.
Executive Director