

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1347

IN THE MATTER OF:

Application of GREYHOUND	)	Served August 29, 1974
AIRPORT SERVICE, INC., for	)	
Authority to Change Tariff	)	Application No. 835
		Docket No. 267

By motion, filed August 23, 1974, counsel for Greyhound Airport Service, Inc. (Greyhound) requests the Commission to dismiss without prejudice Greyhound's Application No. 835 for approval of its proposed WMATC Tariff No. 14, filed June 3, 1974. Counsel also requests the Commission to cancel the hearing on the tariff scheduled for September 3, 1974.

By Order No. 1340, served July 1, 1974, Greyhound's proposed WMATC Tariff No. 14 was suspended effective July 3, 1974, for a period of 90 days, through October 1, 1974, unless otherwise ordered. Greyhound was required to file specified financial information. A hearing was ordered to develop an appropriate record upon which to determine whether Greyhound's proposed WMATC Tariff No. 14 would be just, reasonable, and not unduly preferential or unduly discriminatory either between riders or sections of the Metropolitan District.

Counsel states that Greyhound cannot comply with the order of this Commission concerning the submission of the financial data required as justification of the proposed tariff. Counsel indicates that Greyhound is unable to provide the critical exhibit relating to its projected statement of net earnings for the 12-month period ending July 31, 1975. This inability is stated to be the result of Greyhound's lack of knowledge of its contractual position with respect to the continued management of the Open Cab System at Washington National Airport. Counsel states that Greyhound cannot project future net earnings because it is unable to include estimates for revenues and expenses resulting from management and operation of the Open Cab System. Moreover, counsel indicates that Greyhound currently is unable to determine if

it is willing to add any extra airport service to that already being provided, as Greyhound's proposed WMATC Tariff No. 14 contemplates, or is willing to continue to provide any airport services, bus and/or limousine, without the revenue produced from the management of the Open Cab System.

The Commission will dismiss this application because of the inability of the carrier to comply with the terms of Order No. 1340. The Commission is of the opinion that the granting of this request for dismissal of the application without prejudice and cancellation of the hearing would not be adverse to the public interest. The motion indicates that Greyhound is unable to determine whether it is willing and able to provide additional service. The dismissal of Greyhound's Application No. 835 does not include any consideration of the service currently provided or proposed to be performed.

THEREFORE, IT IS ORDERED:

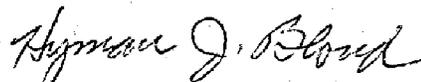
1. That the motion to dismiss Application No. 835 of Greyhound Airport Service, Inc., for approval of its proposed WMATC Tariff No. 14, filed June 3, 1974, be, and it is hereby, granted.

2. That Application No. 835 of Greyhound Airport Service, Inc., be, and it is hereby, dismissed without prejudice to the carrier filing a new application.

3. That Greyhound Airport Service, Inc.'s proposed WMATC Tariff No. 14, suspended by Order No. 1340, served July 1, 1974, for a period of 90 days through October 1, 1974, be, and it is hereby, cancelled.

4. That the public hearing scheduled for September 3, 1974, by Order No. 1340, served July 1, 1974, be, and it is hereby, cancelled.

BY DIRECTION OF THE COMMISSION:



HYMAN J. BLOND  
Executive Director