

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1464

IN THE MATTER OF:

Served October 28, 1975

Application of WASHINGTON AREA)
MINI-BUS TOURS for Certificate)
of Public Convenience and Necessity)
to Perform Special Operations)

Application No. 880

Docket No. 297

By Application No. 880, filed October 3, 1975, Washington Area Mini-Bus Tours (Mini-Bus), the trade name for an operation controlled by Daniel S. Carver and Kenneth R. Strickland, seeks a certificate of public convenience and necessity, pursuant to Title II, Article XII, Section 4(b) of the Compact, to transport passengers, over irregular routes, in special operations, within a limited portion of the Metropolitan District. The proposed service area would be downtown Washington, D. C., Arlington National Cemetery and Iwo Jima Memorial in Arlington County, Virginia, Alexandria, Virginia, and Mount Vernon, Virginia. The proposed service would include free hotel and motel pick-up and delivery transportation.

Mini-Bus currently renders service pursuant to temporary authority granted by the Commission in Order No. 1449, served August 1, 1975, application for reconsideration denied in Order No. 1453, served August 29, 1975. That service consists of four separate tours. Mini-Bus seeks herein permanent authority to continue to render the service currently temporarily authorized. There would be no significant modification of the tours, fares, and method of operating delineated in Order No. 1449.

Title II, Article XII, Section 4(b) of the Compact provides as follows:

When an application is made under this section for a certificate, . . ., the Commission shall issue a certificate to any qualified applicant therefore, . . ., if it finds, after hearing held upon reasonable notice, that the applicant is fit, willing and able to perform such transportation properly and to conform to the provisions of this Act and the rules, regulations, and requirements of the Commission thereunder, and that such transportation is or will

be required by the public convenience and necessity; otherwise such application shall be denied. (Emphasis added.)

Pursuant to this mandate, the Commission shall schedule a hearing in order to develop an appropriate record. Mini-Bus shall be assessed an amount preliminarily estimated to be sufficient to cover the expenses which the Compact, Title II, Article XII, Section 19(a) requires the carrier to bear.

In order to fully develop the basis for any finding as to Mini-Bus' fitness to perform the proposed transportation service and the requirements of the public convenience and necessity for the proposed transportation service, the Commission shall require Mini-Bus to submit and be prepared to support with competent witnesses the following exhibits.

- (A) A statement of the revenues and expenses resulting from its current transportation services performed pursuant to Order No. 1449.
- (B) A statement of the services performed, the passenger count and the labor and vehicle hours expended in performing its current transportation services pursuant to Order No. 1449.
- (C) A projected statement of revenues and expenses, including taxes, for a one-year period under the proposed tariff, together with supporting details, including operating ratio.

The Commission shall direct Mini-Bus to submit the exhibits required hereinbefore on or before Friday, December 5, 1975, in such manner that six (6) copies shall be filed with the Commission and one copy served on each party of record.

THEREFORE, IT IS ORDERED:

1. That Application No. 880 of Washington Area Mini-Bus Tours be, and it is hereby, scheduled for public hearing to commence Thursday, December 11, 1975, at 10:00 A. M., in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.

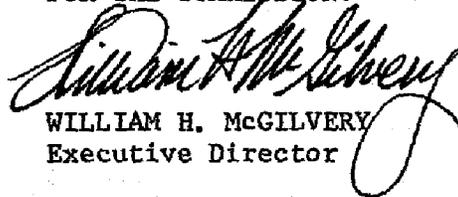
2. That Washington Area Mini-Bus Tours publish in a newspaper of general circulation in the Metropolitan District and post in each vehicle that it operates a notice in the form prescribed by the staff of the Commission of such application and hearing no later than Friday, November 14, 1975, and present at the hearing a certificate of publication from the selected newspaper and a certification of posting.

3. That six (6) copies, the original to be submitted at the hearing, of the exhibits required hereinbefore be filed by Washington Area Mini-Bus Tours with the Commission together with a certificate indicating that one copy was served on each party of record on or before Friday, December 5, 1975.

4. That any person desiring to protest shall file a protest in accordance with Commission Rule 14, or any person desiring to be heard on this matter shall notify the Commission, in writing, on or before Wednesday, December 3, 1975, and shall mail a copy of such protest or notice to Kenneth R. Strickland, 5714 - 64th Avenue, Riverdale, Maryland.

5. That Washington Area Mini-Bus Tours be, and it is hereby, assessed \$200 pursuant to the provisions of the Compact, Title II, Article XII, Section 19 and directed to deposit said amount in the name and to the credit of the Washington Metropolitan Area Transit Commission in the American Security and Trust Company, 1612 K Street, N. W., Washington, D. C., on or before Friday, December 5, 1975.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director

