

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1474

IN THE MATTER OF:

Application of BELTWAY)	Served November 20, 1975
LIMOUSINE SERVICE, INC.,)	
for a Certificate of Public)	Application No. 889
Convenience and Necessity to)	
Perform Charter Operations)	Docket No. 299

By Application No. 889, filed November 12, 1975, Beltway Limousine Service, Inc. (Beltway) seeks a certificate of public convenience and necessity, pursuant to Title II, Article XII, Section 4(b) of the Compact, to transport passengers, together with mail, express, baggage and newspapers, over irregular routes, in charter operations, between points which are located within the Metropolitan District, except those points which are located solely within the Commonwealth of Virginia, limited to limousine service.

Beltway proposes to perform the charter operations in 12-passenger or 15-passenger maxi-vans. As part of the application, Beltway submitted a proposed tariff. That tariff indicates the charge for the proposed charter service to be \$17.50 per hour with a three hour minimum charge.

Beltway currently holds Certificate of Public Convenience and Necessity No. 25. That Certificate authorizes the performance of special operations, over irregular routes, by appointment only, in vehicles with a seating capacity of twelve (12) to fifteen (15) persons, between the Dulles International Airport or Washington National Airport, on the one hand, and on the other, specified hotels or motels in Montgomery County and Prince George's County, Maryland. Cf. Order No. 1425, served May 12, 1975. That Certificate also authorizes the performance of charter operations pursuant to contract with General Electric Company to transport General Electric students between General Electric's National Training facility in Rockville, Maryland, on the one hand, and on the other, specified hotels or motels in Montgomery County, Maryland.

That authority is conditioned upon the performance of such transportation between General Electric's national training facility and restaurants or Country clubs located within Montgomery County, Maryland, as stated in the contract. Cf. Order No. 1446, served July 28, 1975.

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 therefor, . . . , 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 to develop an appropriate record. Beltway 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 Beltway's 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 Beltway to submit and be prepared to support with competent witnesses the following exhibits.

(A) A detailed balance sheet of Beltway as of September 30, 1975.

(B) A detailed income statement for the 6 month period ended September 30, 1975.

(C) A statement projecting revenues and revenue deduction including taxes, for a one-year period, together with supporting details, including the ratio between revenue deductions and revenues, for the proposed charter operations.

Beltway shall be directed to file six (6) copies of the statements required hereinbefore with the Commission and serve one copy on each party of record on or before Wednesday, December 31, 1975. Beltway shall be prepared to present evidence that the public convenience and necessity require the proposed charter operations service. Should Beltway elect to submit prepared testimony at the hearing, then six (6) copies of said testimony also should be filed with the Commission and one copy served on each party of record on or before December 31, 1975.

THEREFORE, IT IS ORDERED:

1. That Application No. 889 of Beltway Limousine Service, Inc., be, and it is hereby, scheduled for public hearing to commence Thursday, January 8, 1976, at 10:00 A.M., in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.

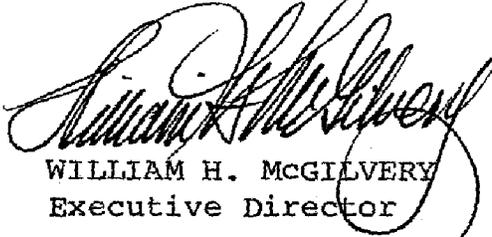
2. That Beltway Limousine Service, Inc., publish in a newspaper of general circulation in the Metropolitan District and post in each vehicle that it operates a notice in the form prescribed by the staff of the Commission of such application and hearing no later than Saturday, December 13, 1975, and present 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 and any prepared testimony be filed by Beltway Limousine Service, Inc., with the Commission together with a certificate indicating that one copy was served on each party of record on or before Wednesday, December 31, 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 24, 1975, and shall mail a copy of such protest or notice to counsel of record for Beltway Limousine Service, Inc., Robert A. Manzi, Esquire, 9827 Central Avenue, Upper Marlboro, Maryland 20870.

5. That Beltway Limousine Service, Inc., be, and it is hereby, assessed \$300 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, January 2, 1976.

FOR THE COMMISSION:



WILLIAM H. MCGILVERY
Executive Director