

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1537

IN THE MATTER OF:

Served April 16, 1976

Application of ANNETTE H. MILLING )  
T/A MILLING TOURS for Certificate )  
of Public Convenience and Necessity )  
to Perform Special Operations )

Application No. 933

Docket No. 322

By Application No. 933, filed April 7, 1976, Annette H. Milling trading as Milling Tours (Milling) seeks a certificate of public convenience and necessity, pursuant to Title II, Article XII, Section 4(b) of the Compact, to perform special operations. Milling seeks authority to transport passengers, over irregular routes, in sightseeing operations, (A) from motels and motor inns located on U. S. Highway 1 between the intersections of U. S. Highway 1 with Interstate Highway 95 at or near Woodbridge, Virginia, and Arlington, Virginia, to points and places in the District of Columbia and the City of Alexandria and Counties of Arlington and Fairfax, Virginia, and return; (B) from the Holiday Inn at Interstate Highway 95 and Glebe Road, Arlington, Virginia, to points and places in the District of Columbia and the City of Alexandria and Counties of Arlington and Fairfax, Virginia, and return; and (C) from the Virginia Motel on North Washington Street, Alexandria, Virginia, to points and places in the District of Columbia and the City of Alexandria and Counties of Arlington and Fairfax, Virginia, and return.

Milling would provide three separate tours in either a 9-passenger van or an 11-passenger van. The public buildings tour would involve a riding tour of Washington, D. C., including stops at the Bureau of Engraving and Printing, Smithsonian Institution, White House (when possible), and the United States Capitol. The tour would last about four hours. For an adult the fare would be \$11 and for a person under the age of 12 years the fare would be \$5.50. The public buildings and Arlington National Cemetery tour would involve a riding tour of Washington, D. C., and a portion of Arlington County, Virginia, including stops at each building on the public buildings tour plus the Lincoln Memorial, Marine Corps Memorial (Iwo Jima), Tombs of the Unknown Soldiers, change of the Honor Guard, Memorial Amphitheatre, and the gravesite of John F. Kennedy. The tour would last about six hours. For an adult the fare would be \$17 and for a person under the age of 12 years the fare would be \$8.50. The all day tour would involve a riding tour of Washington, D. C., and Northern Virginia, including stops at each point on the public buildings

and Arlington National Cemetery tour and Mount Vernon. The tour would last about eight hours. For an adult the fare would be \$27 and for a person under the age of 12 years the fare would be \$13.50.

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 public hearing to develop an appropriate record. Milling 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.

The Commission shall require Milling to submit and be prepared to support with a competent witness a statement projecting revenues and revenue deductions for a one-year period. Milling shall be directed to file six (6) copies of the statement with the Commission and serve one copy on each party of record on or before Wednesday, May 5, 1976. Milling shall be prepared to present evidence that public convenience and necessity require the proposed service.

THEREFORE, IT IS ORDERED:

1. That Application No. 933 of Annette H. Milling trading as Milling Tours be, and it is hereby, scheduled for public hearing to commence Tuesday, May 11, 1976, at 9:30 A. M., in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.

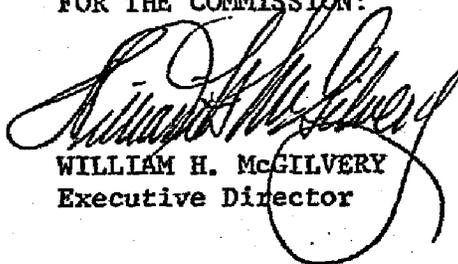
2. That Annette H. Milling trading as Milling Tours publish in a newspaper of general circulation in the Metropolitan District notice of the application and hearing in the form prescribed by the staff of the Commission no later than Wednesday, April 21, 1976, and present at the hearing a certificate of publication from the selected newspaper.

3. That six (6) copies, the original to be submitted at the hearing, of the statement required hereinbefore be filed by Annette H. Milling trading as Milling Tours with the Commission and one copy served on each party of record on or before Wednesday, May 5, 1976.

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 Monday, May 3, 1976, and mail a copy of such protest or such notice to counsel of record for Annette H. Milling trading as Milling Tours, James W. Lawson, Esquire, 1511 K Street, N. W., Washington, D. C. 20005.

5. That Annette H. Milling trading as Milling Tours be, and it is hereby, assessed \$200 pursuant to the provisions of the Compact, Title II, Article XII, Section 19, and directed to deliver said amount to the office of the Commission, Room 316, 1625 I Street, N. W., Washington, D. C. 20006, on or before Wednesday, May 5, 1976.

FOR THE COMMISSION:



WILLIAM H. MCGILVERY  
Executive Director