

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1569

IN THE MATTER OF:

Application of SUBURBAN TRANSIT COMPANY for Certificate of Public Convenience and Necessity to Perform Charter Operations	)	Served June 21, 1976
	)	Application No. 907
Application of SUBURBAN TRANSIT COMPANY for Certificate of Public Convenience and Necessity to Perform Special Operations - Shady Grove	)	Application No. 927
	)	Consolidated
	)	Docket No. 331

By Application No. 907, filed January 26, 1976, as amended, Suburban Transit Company (Suburban) seeks a certificate of public convenience and necessity, pursuant to Title II, Article XII, Section 4(b) of the Compact, to transport passengers, limited to pre-formed groups participating in events scheduled to be held at the Capital Centre, Landover, Md., over irregular routes, in charter operations, between points within the Metropolitan District. By Application No. 927, filed March 22, 1976, as supplemented, Suburban 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, from points within the Metropolitan District to Shady Grove Music Fair, Gaithersburg, Md., and return. Pursuant to the provisions of Rule of Practice 20-02, these applications shall be consolidated for the purpose of public hearing.

Suburban currently holds Certificate of Public Convenience and Necessity No. 29. That Certificate authorizes the transportation of passengers, in special operations, over

irregular routes, from Gaithersburg, Md., Rockville, Md., Wheaton, Md., Reston, Va., Tyson's Corner, Va., Springfield, Va., or points in Washington, D. C., located at 16th and Kennedy Streets, N. W., and 4th and Michigan Avenue, N. W., to the Capital Centre, Landover, Md., and return.

Suburban's Application No. 907 seeks authority to transport preformed groups scheduled to appear at the Capital Centre. The proposed transportation would include charter service from airports to hotels or motels, from the hotels or motels to the Capital Centre for the scheduled events and return, and from the hotels or motels to the airports. Suburban would render the proposed charter service in motor coaches. Suburban has submitted as part of this application the following proposed rate structure: \$18.00 per hour; transfer between Dulles International Airport and a point within the Metropolitan District \$85.00; and transfer between Washington National Airport and a point within the Metropolitan District \$70.00.

Suburban's Application No. 927 seeks authority to transport individual passengers from points in the Metropolitan District to the Shady Grove Music Fair, and return, for the purpose of attending scheduled events. Suburban would originate the special operation transportation at several specified locations throughout the Metropolitan District. Suburban would originate the service at times which would provide for arrival at the Shady Grove Music Fair in advance of the commencement of the scheduled performance. The proposed per capita fare would be \$3.00 for service originated in the District of Columbia, Virginia, and portions of Maryland other than Gaithersburg, Rockville, and Wheaton, Md. These latter points would involve a \$2.00 per capita fare. Suburban proposes to render the transportation service in motor coaches.

Title II, Article XII, Section 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 consolidated record. Suburban 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 reason for the hearing is to fully develop the basis for any findings as to Suburban's fitness to perform the proposed transportation services and the existing requirements of the public convenience and necessity for the proposed transportation services. Suburban shall be required to submit and be prepared to support with competent witnesses the following exhibits:

(A) A detailed balance sheet of Suburban as of April 30, 1976.

(B) A detailed income statement of Suburban for the four month period ended April 30, 1976.

(C) Separate statements projecting revenues and revenue deductions, including taxes, for a one year period, together with supporting details, including the ratio between revenue deductions and revenues for the proposed charter operations and the proposed special operations.

Suburban 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 July 14, 1976. Suburban shall be prepared to present evidence that public convenience and necessity require permanent authorization of the proposed services.

THEREFORE, IT IS ORDERED:

1. That Application No. 907 and Application No. 927 of Suburban Transit Company be, and they are hereby, consolidated for the purpose of public hearing.

2. That Applications No. 907 and 927 of Suburban Transit Company be, and they are hereby, scheduled for public hearing to commence Wednesday, July 21, 1976, at 9:30 A. M., in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C.

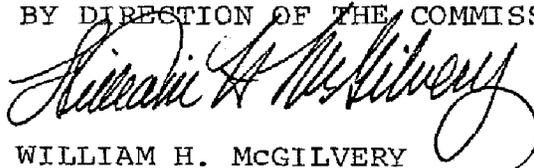
3. That Suburban Transit Company publish once in a newspaper of general circulation in the Metropolitan District and post for a period of five (5) days in each of its vehicles notice of the applications and hearing in the form prescribed by the staff of the Commission no later than Wednesday, June 30, 1976, and present at the hearing a certificate of publication from the selected newspaper and a certificate of posting.

4. That six (6) copies, the original to be submitted at the hearing, of the statements required hereinbefore be filed by Suburban Transit Company with the Commission and one copy served on each party of record on or before Wednesday, July 14, 1976.

5. 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 Friday, July 9, 1976, and shall mail a copy of such protest or such notice to Mr. Posie James Preston, Jr., Suburban Transit Company, 1778 Lang Place, N. E., Washington, D. C. 20002.

6. That Suburban Transit Company 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, July 14, 1976.

BY DIRECTION OF THE COMMISSION:



WILLIAM H. MCGILVERY  
Executive Director