

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1694

IN THE MATTER OF:

Served May 19, 1977

Application of OMNIBUS CORPORATION) Application No. 996
for a Certificate of Public)
Convenience and Necessity - Charter) Docket No. 380
Operations Pursuant to Six Contracts)

By Application No. 996, filed May 11, 1977, Omnibus Corporation (Omnibus) seeks a certificate of public convenience and necessity pursuant to Title II, Article XII, Section 4(b) of the Compact. Specifically, Applicant seeks authority to transport passengers and mail, express and baggage, in the same vehicle with passengers, over irregular routes, as follows:

Charter operations pursuant to contract:

1. To transport passengers and their baggage in the same vehicle with passengers, between the National 4-H Club Center, 7100 Connecticut Avenue, Chevy Chase, Md., on the one hand, and, on the other, points in the Metropolitan District, restricted to transportation performed pursuant to a continuing contract or contracts with the National 4-H Club Center.
2. To transport students between Park Heritage Apartments, Briarwood Road, Annandale, Va., and Washington School for Secretaries, 2020 K Street, N. W., Washington, D. C., restricted to transportation performed pursuant to a continuing contract or contracts with Clasco Inc., and further restricted to the transportation of students of the Washington School for Secretaries.
3. To transport students between Quality Inn Central, 1190 Court House Road, Arlington, Va., and U. S. Customs Service Academy, 3520 Prospect Street, N. W., Washington, D. C., and U. S. Customs Service, 14th Street and Constitution Avenue, N. W., Washington, D. C., restricted to transportation performed pursuant to a continuing contract or contracts with U. S. Customs Service.



4. To transport passengers between the Guest Quarters, 100 South Reynolds Street, Alexandria, Va., and The American Film Theatre, L'Enfant Plaza, S. W., Washington, D. C., restricted to transportation performed pursuant to a continuing contract or contracts with the U. S. Comptroller of the Currency.
5. To transport passengers between 700-19th Street, N. W., Washington, D. C., and Bretton Woods Recreation Center at Seneca, Md., restricted to transportation performed pursuant to a continuing contract or contracts with Bretton Woods Recreation Center.
6. To transport passengers between the Jewish Community Center of Greater Washington, 6125 Montrose Road, Rockville, Md., on the one hand, and, on the other, points in the Metropolitan District, restricted to transportation performed pursuant to a continuing contract or contracts with the Jewish Community Center of Greater Washington, and further restricted to the transportation of day-camp participants.

Applicant is a Virginia corporation and holds no authority from this Commission. It has been performing various transportation services for several years in the Metropolitan District, including services proposed herein. By Order No. 1686, served May 13, 1977, Omnibus was directed to cease and desist from the transportation for hire of persons between any points in the Metropolitan District, unless or until appropriate authority was in effect therefor.

Service described in part (1) of the application is proposed on a call-and-demand basis. Transportation as described in parts (2), (3), (4) and (5) of the application would consist of a one-way trip in the morning and a return trip in the evening. Service proposed in part (6) of the application would involve transportation of campers to day camps in the morning and return in the evening, plus such other service as might be required. Applicant's equipment list includes 30 buses and 4 vans.

Omnibus filed a proposed tariff which recites that rates for the proposed services are confidential. The Commission has, in the past, recognized a need to keep contract rates confidential where the carrier shows good cause therefor and if such confidentiality is not inconsistent with the public interest. See Order No. 1432, Omnibus alleges that disclosure of contract rate information may place it at a competitive disadvantage. Copies of existing or proposed contracts were not included with the application. Omnibus will be required to file copies of each contract, but may mask out the contract prices. Omnibus shall also be directed to file a statement setting forth its rates in full detail. Such statement shall be kept confidential, except as part of a formal proceeding where the Commission considers disclosure to be in the public interest. Moreover, Omnibus shall be required to file a statement of

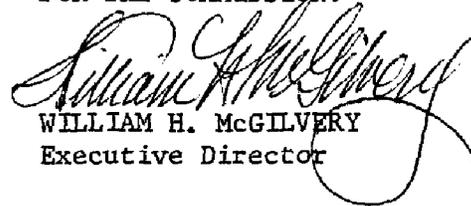
projected revenue and revenue deductions for each proposed operation. Applicant shall be prepared to sponsor a competent witness or witnesses in support of the application.

Pursuant to the mandate of Title II, Article XII, Section 4(b) of the Compact, the Commission will schedule a public hearing to develop an appropriate record. Omnibus 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.

THEREFORE, IT IS ORDERED:

1. That Application No. 996 of Omnibus Corporation be, and it is hereby, scheduled for public hearing to commence Tuesday, June 28, 1977, 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 Omnibus Corporation publish once in a newspaper of general circulation in the Metropolitan District and post in each of its vehicles notice of the application and hearing in the form prescribed by the staff of the Commission no later than Monday, May 23, 1977, and present at the hearing an affidavit of publication from the selected newspaper and a certificate of posting.
3. That two copies each of the contracts, rate statements, and revenue and expense projections required hereinbefore be filed with the Commission by Omnibus Corporation no later than 12 noon on Friday, June 10, 1977.
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 June 13, 1977, and shall mail a copy of such protest or notice to counsel of record for Applicant, Kahn and Kahn, Suite 733 Investment Building, 1511 K Street, N. W., Washington, D. C. 20005.
5. That Omnibus Corporation be, and it is hereby, assessed \$350 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, no later than 12 noon on Friday, June 10, 1977.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director