

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1718

IN THE MATTER OF:

Application of DANIEL S. CARVER)	
and KENNETH R. STRICKLAND for)	Served June 24, 1977
Transfer and Partial Revocation)	
of Certificate No. 28 and for)	Application No. 1001
Authority to Effect New Tariff)	

By Application No. 1001, filed June 3, 1977, Daniel S. Carver and Kenneth R. Strickland (partners), trading as Washington Area Mini Bus Tours, seek (a) to transfer Certificate of Public Convenience and Necessity No. 28 to Washington Area Mini Bus Tours, Inc. (WAMBT, Inc.), (b) to partially revoke said certificate by deleting Alexandria and Mt. Vernon, Va., as points to be served in special operations, and (c) to effect WMATC Tariff No. 2 of WAMBT, Inc., issued June 3, 1977, on less than 30 days notice.

WAMBT, Inc., was incorporated on January 29, 1976, for the purpose of conducting charter and sightseeing operations by motor vehicle between points in Maryland, Virginia and the District of Columbia. The partners are the sole stockholders of the corporation and are also officers and directors. WAMBT, Inc., has obtained a certificate of insurance indicating that it has security for the protection of the public in accordance with Regulation 62-03 of this Commission, as amended. The corporation's balance sheet, dated April 30, 1977, reflects a net stockholders' equity of \$359.14, and operations for the fourteen month period February 1976 through April 1977 have been conducted at a modest profit (excluding depreciation). Itemized expenses include the partners' salaries for working as drivers. WAMBT, Inc.'s equipment list, as itemized on its certificate of insurance, includes a 1976, 15-passenger van and two 1975, 12-passenger vans. The Commission finds that the proposed transfer of Certificate No. 28 is in the public interest.

Certificate No. 28 authorizes, inter alia, special operations between specified points in the Metropolitan District including Alexandria and Mt. Vernon. The carrier no longer desires to serve these points and has indicated that it lacks the resources properly to conduct such operations. The Compact, Title II, Article XII, Section 4(g) authorizes this Commission to revoke a certificate, in whole or in part,

upon the application of the holder thereof. Upon consideration of the record in this proceeding and the fact that reference to the Commission's official records shows that other certified carriers are providing service to and from Alexandria and Mt. Vernon, we find that the requested partial revocation should be approved.

Finally, we note that the only substantive changes to be effected by the proposed WMATC Tariff No. 2 are (a) the deletion of Tour D (Alexandria and Mt. Vernon) and (b) the deletion of Alexandria from Tour BCA (formerly Tour A) with a corresponding reduction in price from \$24 to \$20 per adult. Fares for children under 12 years of age will continue to be one-half the regular adult fare, applicable when the child is accompanied by a fare-paying adult. The Commission finds that the proposed tariff is not unjust, unreasonable or unduly preferential or discriminatory either between riders or sections of the Metropolitan District, and shall approve the effectiveness of such tariff upon less than 30 days notice.

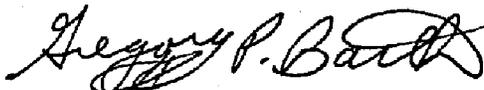
THEREFORE, IT IS ORDERED:

1. That Certificate No. 28, issued April 5, 1976, be, and it is hereby, revoked in part by deleting Alexandria and Mt. Vernon, Va., as authorized service points in special operations.

2. That Certificate No. 28, as attached thereto and made a part hereof, be, and it is hereby, reissued to Washington Area Mini Bus Tours, Inc.

3. That WMATC Tariff No. 2 of Washington Area Mini Bus Tours, Inc., issued June 3, 1977, be, and it is hereby, approved, said approval to be effective on the date of service hereof.

BY DIRECTION OF THE COMMISSION:



GREGORY P. BARTH
Acting Executive Director

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

NO. 28*

WASHINGTON AREA MINI BUS TOURS, INC.

RIVERDALE, MARYLAND

By Order Nos. 1483, 1533 and 1718 of the Washington Metropolitan Area Transit Commission issued January 6, 1976, April 5, 1976, and June 24, 1977;

AFTER DUE INVESTIGATION, it appearing that the above-named carrier is entitled to receive authority from this Commission to engage in the transportation of passengers within the Washington Metropolitan Area Transit District as a carrier, for the reasons and subject to the limitations set forth in Order Nos. 1483, 1533, and 1718;

THEREFORE, IT IS ORDERED, that the said carrier be, and it is hereby, granted this certificate of public convenience and necessity as evidence of the authority of the holder to engage in transportation as a carrier by motor vehicle; subject, however, to such terms, conditions and limitations as are now, or may hereafter be, attached to the exercise of the privilege herein granted to the said carrier.

IT IS FURTHER ORDERED that the transportation service to be performed by the said carrier shall be as specified below:

IRREGULAR ROUTES:

SPECIAL OPERATIONS limited to individually ticketed sightseeing service:

Between points in the District of Columbia, that portion of Arlington County, Virginia, wherein are located Arlington National Cemetery and Iwo Jima Memorial, including transportation from hotels and motels within the Metropolitan District to such points for the purpose of such sightseeing, and return.

RESTRICTED to transportation in vehicles with a designed capacity of not more than 17 passengers excluding the driver and including special accommodations for not less than two wheelchair passengers.

CHARTER OPERATIONS limited to the transportation of handicapped and disabled passengers and other passengers travelling in a preformed group with the handicapped and disabled passengers, together with their baggage:

- (A) Between points within or adjacent to the Beltway (Route 495);
- (B) From points within the Beltway (Route 495) to points within the District of Columbia, Arlington National Cemetery, Alexandria, and Mount Vernon, Virginia, and return.

RESTRICTED to transportation in vehicles with a designed capacity of not more than 17 passengers excluding the driver and including special accommodations for not less than two wheelchair passengers.

AND IT IS FURTHER ORDERED and made a condition of this certificate that the holder thereof shall render reasonable, continuous and adequate service to the public in pursuance of the authority granted herein, and that failure so to do shall constitute sufficient grounds for suspension, change or revocation of the certificate.

BY DIRECTION OF THE COMMISSION:


GREGORY P. BARTH
Acting Executive Director

* This certificate cancels and supercedes Certificate of Public Convenience and Necessity No. 28, issued April 5, 1976.