

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1828

IN THE MATTER OF:

Served March 31, 1978

Application of SUBURBAN TRANSIT)
COMPANY for Temporary Authority to)
Perform Regular-Route Operations -)
Capital Centre)

Case No. AP-78-12

By Case No. AP-78-12, filed March 14, 1978, Suburban Transit Company (Suburban) seeks temporary authority pursuant to the Compact, Title II, Article XII, Section 4(d)(3) to perform regular-route operations from Arlington, Va., and Rockville, Md., to the Capital Centre, Largo, Md., and return, serving all intermediate points.

Suburban proposes to transport passengers and baggage, mail and express in the same vehicles with passengers, over the routes described below in two buses at scheduled times. Suburban proposes a per-capita charge of \$3 for either round-trip or one-way transportation.

Suburban has submitted statements from the Director of Operations at the Capital Centre, stressing the immediate and urgent need to have customers transported to various events at the Capital Centre and the fact that no other carrier is providing regular-route transportation service to the Capital Centre.

Title II, Article XII, Section 4(d)(3) of the Compact authorizes the Commission to grant temporary authority, with or without hearing and in its discretion, to enable the provision of service for which there is an immediate and urgent need, and where there is no carrier service capable of meeting such need. The Commission finds that these criteria have been met. Accordingly, temporary authority shall be granted. We note, however, that applicant's vehicles, in the past, have had some serious defects. Accordingly, the effectiveness of the temporary authority granted herein shall be conditioned on applicant's furnishing proof of suitable equipment by presenting its vehicles for inspection by the staff of the Commission.

Suburban presently holds WMATC Certificate of Public Convenience and Necessity No. 29. Said certificate authorizes the following service:

IRREGULAR ROUTES:

SPECIAL OPERATIONS

From Gaithersburg, Maryland, Rockville, Maryland, Wheaton, Maryland, Reston, Virginia, Tyson's Corner, Virginia, Springfield, Virginia, 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, Largo, Maryland, and return.

The Commission believes that the proposed service is intended to supplant the existing certificated service and that Suburban does not have the necessary vehicles and personnel to provide both services. Accordingly, the Commission shall suspend the aforementioned certificate coincident with the grant of temporary authority herein.

THEREFORE, IT IS ORDERED:

1. That the above-referenced application of Suburban Transit Company be, and it is hereby, granted subject to the conditions set forth herein.

2. That Suburban Transit Company be, and it is hereby, granted temporary authority to transport passengers and mail, express and baggage in the same vehicle with passengers from Arlington, Va., and Rockville, Md., to the Capital Centre, Largo, Md., and return, serving all intermediate points (except those on the Capital Beltway and the Baltimore-Washington Parkway), over the following routes:

- (1) From junction Arlington Boulevard and Graham Road, Arlington, Va.; thence over Arlington Boulevard (Route 50 North) to junction Court House Road; thence over Court House Road to junction 16th Street; thence over 16th Street to junction 17th Street; thence over 17th Street to junction Oak Street; thence over Oak Street to junction Key Boulevard; thence over Key Boulevard to junction Lynn Street; thence over Lynn Street to Key Bridge; thence over Key Bridge to junction M Street, N. W., Washington, D. C.; thence over M Street N. W., to junction Pennsylvania Avenue, N. W.; thence over Pennsylvania Avenue, N. W., to

junction K Street, N. W.; thence over K Street, N. W., to junction 11th Street, N. W.; thence over 11th Street, N. W., to junction E Street N. W.; thence over E Street N. W., to junction Massachusetts Avenue, N. E.; thence over Massachusetts Avenue, N. E., to junction First Street, N. E.; thence over First Street, N. E., to junction Independence Avenue, S. E.; thence over Independence Avenue, S. E., to junction Pennsylvania Avenue, S. E.; thence over Pennsylvania Avenue, S. E., to junction Capital Beltway; thence over the Capital Beltway to Capital Centre, Largo, Md., and return over the same route.

- (2) From 300 Block of Hungerford Drive, Rockville, Md., to junction Viers Mill Road; thence over Viers Mill Road to junction University Boulevard; thence over University Boulevard to junction Campus Drive; thence over Campus Drive to junction Baltimore Avenue (U. S. Highway 1); thence over Baltimore Avenue to junction Greenbelt Road; thence over Greenbelt Road to junction Baltimore Washington Parkway; thence over Baltimore Washington Parkway to junction Capital Beltway; thence over Capital Beltway to Capital Centre, Largo, Md., and return over same route.

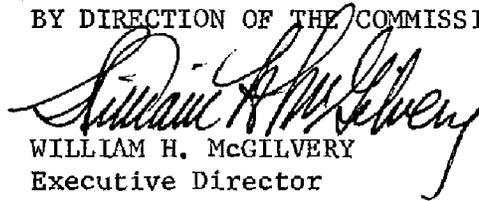
3. That Suburban Transit Company be, and it is hereby, directed to file with the Commission within 10 days from the date of service hereof (a) two copies of WMATC Temporary Authority Tariff No. 1, to be effective upon acceptance by the Executive Director, and (b) a notarized statement of compliance with Commission Regulation 68.

4. That Suburban Transit Company be, and it is hereby, directed to make available for inspection by the staff of the Commission, within 10 days from the date of service of this order, the vehicles it proposes to use to provide the service authorized herein.

5. That, upon full compliance by applicant, the Executive Director shall issue an order (a) establishing the effective date of the temporary authority which shall remain in effect for a period of 180 days unless otherwise ordered by the Commission, and (b) suspending Certificate of Public Convenience and Necessity No. 29 issued to Suburban Transit Company until further order of the Commission.

6. That unless compliance is made by Suburban Transit Company as set forth in ordering paragraphs 3 and 4 above, the grant of temporary authority herein shall be considered as null and void and Suburban Transit Company's application shall stand denied in its entirety effective upon the expiration of said compliance time.

BY DIRECTION OF THE COMMISSION:



WILLIAM H. MCGILVERY
Executive Director