

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1905

IN THE MATTER OF:

Served October 17, 1978

Application of McMICHAEL SCHOOL)
BUS SERVICE, INC., for Certificate)
of Public Convenience and Necessity)
--Charter Operations)

Case No. AP-78-42

On September 29, 1978, McMichael School Bus Service, Inc. (McMichael), filed the above-captioned application for a certificate of public convenience and necessity to transport passengers in charter operations as follows:

From points in the city of Alexandria, the city of Falls Church, the city of Fairfax, Fairfax County, Arlington County, and Dulles Airport, Virginia, to points in the District of Columbia, Montgomery County and Prince George's County, Maryland and return.

McMichael holds Certificate of Public Convenience and Necessity No. 24 issued by this Commission which authorizes, inter alia,

CHARTER OPERATIONS, round-trip or one-way, from points within the District of Columbia and the counties of Montgomery and Prince George's, Maryland, to points within the Metropolitan District, and return.

It is apparent that this application seeks to fully complement McMichael's charter authority so that, if granted, McMichael's charter authority could be summarized as follows:

CHARTER OPERATIONS, between points within the Metropolitan District.

The above-described charter operations now authorized by McMichael's Certificate No. 24 are restricted to the performance of such transportation in school bus vehicles only. For purposes of this order it is presumed that the additional authority sought by this application is intended to be similarly restricted. This presumption is reinforced by the fact that

the application indicates that all owned, leased, and ordered vehicles are school buses. If this presumption is incorrect, it shall be incumbent upon McMichael to so specify to the Commission in writing within 7 days of the date of this order.

Applicant proposes rates identical to those approved for its currently authorized charter service: \$70 for the first 4 hours and \$16 for each additional hour; \$25 for cancellation within two hours of the scheduled departure of a bus from the terminal at the Oxon Hill, Maryland, office; and no charge for cancellation by telephone or other actual notice given prior to two hours before scheduled departure.

Without here commenting on the appropriateness of the selections, McMichael has nominated the following as being potentially affected by this application: Washington Metropolitan Area Transit Authority; Atwood's Transport Lines, Inc.; Vernoy Franklin; The Gray Line, Inc.; and Webb Tours, Inc. These, along with all carriers holding charter authority from this Commission, shall be notified of this application by service of this order.

In accordance with the requirements of the Compact, Title II, Article XII, Sections 4(b) and (c), this matter shall be scheduled for public hearing. Applicant shall be assessed an amount preliminarily estimated to cover the cost of the proceeding and required to submit a projected operating statement.

THEREFORE, IT IS ORDERED:

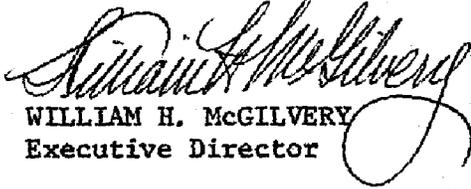
1. That the above-entitled matter is hereby scheduled for public hearing to commence at 9:30 a.m., Wednesday, November 22, 1978, in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.
2. That applicant publish once in a newspaper of general circulation in the Metropolitan District notice of this application and hearing, in the form prescribed by the staff of the Commission, no later than Wednesday, November 1, 1978.
3. That applicant post in each of its vehicles, continuously through the date of public hearing, notice of this application and hearing, in the form prescribed by the staff of the Commission, no later than Wednesday, November 1, 1978.
4. That applicant produce at the public hearing affidavits of posting and publication.
5. That any person desiring to protest shall file a protest in accordance with Commission Rule 14, or any person desiring to be heard in this matter shall so notify the Commission, in writing, no later than

Monday, November 13, 1978, and shall mail a copy of such protest or notification to counsel for applicant, William F. Krebs, Esquire, 1120 Connecticut Avenue, N. W., Washington, D. C. 20036.

6. That applicant is hereby assessed \$350 pursuant to Title II, Article XII, Section 19 of the Compact, and directed to deliver said amount to the office of the Commission, Suite 316, 1625 I Street, N. W., Washington, D. C. 20006, no later than 12 noon, Wednesday, November 15, 1978.

7. That applicant file with the Commission six copies of a projected annual revenue and revenue deductions statement for the proposed service no later than 12 noon, Wednesday, November 15, 1978, and produce the original at the public hearing.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director

