

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2161

IN THE MATTER OF:

Served November 4, 1980

Application of VIENNA CHECKER, CAB,) )  
INC., for Special Authorization to )  
Perform Charter Operations )  
Pursuant to Contract -- Office of )  
Surface Mining )

Case No. CP-80-11

By application filed October 30, 1980, Vienna Checker Cab, Inc., seeks authority to operate pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 under a contract with the Department of the Interior, Office of Surface Mining (OSM), transporting OSM employees, together with mail and express in the same vehicle with passengers, between facilities at the Interior South Building, 1951 Constitution Avenue, N. W., Washington, D. C., and 845 South Picket Street, Alexandria, Va. Inasmuch as the application proposes the irregular-route transportation of employees pursuant to a contract between their employer and applicant, it appears amenable to processing under Commission Regulation No. 70. \*/

The contract between Vienna Checker and OSM calls for the transportation of employees on a daily basis, weekends and Federal holidays excluded. The service will be a regularly-scheduled shuttle operation conducted between two OSM facilities between 7:30 a.m. and 4:30 p.m. Applicant proposes to use a 17-passenger Mercedes-Benz bus to perform the service. He leases a similar vehicle which can be used as a back-up if needed. The contract delineates a period of performance from January 2, 1981, through September 30, 1981. The rate of pay is \$153 per day, funded through February, 1981, with additional funds to be added subject to Congressional passage of the Interior Appropriations Act.

---

\*/ See Order No. 2004, adopting Regulation No. 70, served June 20, 1979, and effective July 21, 1979.

Applicant's balance sheet (undated) shows current assets of \$9,260.99, total assets of \$45,661.50 and liabilities of \$20,995.60. Vienna Checker's annual projection of expenses and revenue, combined with its existing contract with the Department of State (Authorization No. SP-58-01) indicates net income of \$18,576 based on revenue of \$39,780 from OSM and \$41,496 from the Department of State and projected total expenses of \$62,700.

The president of Vienna Checker states that he is experienced in the employee shuttle-service field, is familiar with the terms of the Compact and the Commission's rules, regulations and requirements thereunder and will comply with those requirements. He further avers that applicant has not been found unfit and is not now involved in any fitness proceeding.

OSM's acting chief, Division of Administrative Services, submitted an affidavit supporting the application and stating that approximately 60 employees will need the subject transportation daily for meetings and official business at the OSM facilities. Affiant further states that no similar service has been rendered in the past and that OSM has investigated Vienna Checker and is satisfied that applicant has the ability to perform the proposed service properly.

Pursuant to Commission Regulation No. 70-06, notice of this application must be published and opportunity given for the filing of protests. Protests, if any, must be written, sworn and notarized, and must contain all evidence and argument upon which the protestant would rely.

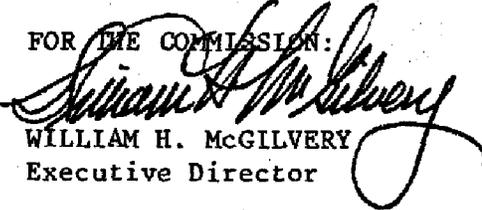
THEREFORE, IT IS ORDERED:

1. That Vienna Checker Cab, Inc., publish once, in a newspaper of general circulation in the Metropolitan District, notice of this application in the form prescribed by the staff of the Commission no later than Wednesday, November 12, 1980.

2. That applicant shall file an affidavit of said publication with the Commission no later than Monday, November 17, 1980.

3. That any person desiring to protest this application shall file a notarized protest in conformance with Commission Regulation No. 70-06 at the office of the Commission, Suite 316, 1625 I Street, N. W., Washington, D. C. 20006, no later than Monday, November 24, 1980, and shall simultaneously serve a copy of such protest on Albert Wiesenauer, 905 Symphony Circle, S. W., Vienna, Va. 22180.

FOR THE COMMISSION:

  
WILLIAM H. MCGILVERY  
Executive Director