

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2276

IN THE MATTER OF:

Served November 12, 1981

Application of CALL-A-MESSENGER,)
INC., for Special Authorization to)
Perform Charter Operations Pursuant)
to Contract -- Department of Energy)

Case No. CP-81-14

By application filed November 11, 1981, Call-A-Messenger, Inc. (CAM), seeks authorization to operate pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 under a contract with the United States Department of Energy (DOE), transporting DOE employees, together with mail, express and baggage, in the same vehicle with passengers, over irregular routes between DOE facilities as follows:

- A) Between 12th and Pennsylvania Avenue, N. W., and the Forrestal Building, 1000 Independence Avenue, S. W., serving 2000 M Street, N. W., as an intermediate pickup and discharge point.
- B) Between 12th and Pennsylvania Avenue, N. W., and the Forrestal Building, serving 600 E Street, N. W., as an intermediate pickup and discharge point.
- C) Between 825 N. Capitol Street and the Forrestal Building, serving 400 First Street, N. W., as an intermediate pickup and discharge point, all points in the District of Columbia.

The contract (supplemented by a letter of intent) runs through September 30, 1982, and requires utilization of four vehicles which will be purchased if the authority sought herein is granted. Inasmuch as there is an intent to enter into a contract for the transportation of government employees sponsored by their employer for a period in excess of 181 days, the application appears generally to be amenable to processing under Commission Regulation No. 70. */

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

The Department of Energy has tendered a letter of intent stating that it is going to enter into a contract with CAM through September 30, 1982. The proposed shuttle service would be provided daily on a scheduled basis between the above-mentioned offices. CAM's balance sheet dated August 31, 1981, shows current assets of \$236,654, fixed assets of \$172,640, current liabilities of \$88,318 and negative stockholders equity of \$366,544, primarily resulting from a long-term liability of \$767,151 composed of intercompany loans and notes. Applicant's operating statement for the year ending September 30, 1981, shows income of \$1,682,528, cost of operations of \$1,179,909 and marketing and administrative expenses of \$286,202, for an operating ratio of 87.14 percent. CAM has provided a statement of projected revenue and revenue deductions (including allocable fixed expenses) to be generated by the proposed operations. The carrier projects revenue of \$119,770, cost of operations of \$97,372 including labor expense of \$63,882 and administrative expense of \$16,408, yielding an operating ratio of 95 percent.

CAM states that it is experienced in providing employee shuttle transportation, that it is familiar with the rules, regulations and requirements of the Commission, and that its fitness is not in issue in any administrative proceeding. A contracting officer for DOE submitted an affidavit supporting the application and stating that the agency has investigated CAM and is satisfied with the carrier's ability properly to perform the proposed service. A certificate of insurance consistent with Commission Regulation No. 62 is on file.

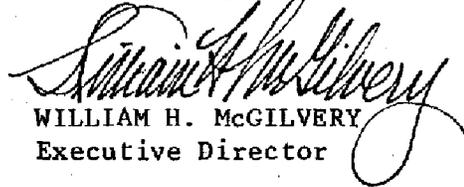
Pursuant to Commission Regulation No. 70-06, notice of this application must be published and opportunity given for the filing of protests. Protests, if any, must be written, sworn and notarized, and must contain all evidence and argument upon which the protestant would rely.

THEREFORE, IT IS ORDERED:

1. That Call-A-Messenger, 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 November 18, 1981.
2. That applicant shall file an affidavit of such publication and the supplemental material described above with the Commission no later than November 25, 1981.
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 November 28, 1981, and shall simultaneously serve a copy of such protest on John M. Ballenger, Esquire, Major, Sage and King, 6121 Lincolnia Road, Suite 304, Alexandria, Va., 22312.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director

