

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2400

IN THE MATTER OF:

Served March 1, 1983

Application of SHAW ENTERPRISES,)
INC., T/A UNITED INN OF AMERICA,)
for Special Authorization to)
Perform Charter Operations)
Pursuant to Contract with NIH)

Case No. CP-83-02

By application filed on February 7, 1983, Shaw Enterprises, Inc., trading as United Inn of America (Shaw), seeks authorization to conduct charter operations pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 under a contract with the National Institutes of Health (NIH) transporting outpatients of NIH and the Naval Medical Center Hospital and their family companions (parents and guardians) in a shuttle service between NIH, National Naval Medical Center Hospital and the United Inn of America, all points in Bethesda, Md.

Order No. 2395, served February 10, 1983, generally describes the evidence submitted with the application, and that order is incorporated by reference herein. The Commission required publication of notice and the filing of an affidavit of publication. Applicant complied with these requirements and no protests to the application were received by the Commission within the time set therefor.

Commission Regulation No. 70 provides that an application of this type will be granted if it is determined that the applicant is fit, willing and able properly to perform the proposed service and to conform to the provisions of the Compact and the rules, regulations and orders of the Commission thereunder, and if it is determined that the proposed operations conform to the provisions of Regulation No. 70. The issue of whether the public convenience and necessity require such service has been determined in Case No. MP-79-04. See Order No. 2004, served June 20, 1979.

Inasmuch as the contract is for a fixed term of at least 181 days and provides for the transportation of persons (outpatients) traveling on official business with a government agency, the Commission finds that this application conforms to the requirements of Commission Regulation No. 70. It is further found, based on the evidence of record as described in Order No. 2395, that applicant is fit, willing and able properly to provide the service described above and to conform to the requirements of the Compact and the rules, regulations and orders of the Commission thereunder.

The grant of temporary authority issued to Shaw in Order No. 2391, served January 12, 1983, (Case No. AP-83-01) shall terminate effective upon the issuance of the authority granted herein.

IT IS SO ORDERED.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director