

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2417

IN THE MATTER OF:

Served May 13, 1983

Application of LUCILLE R. MOORE)
T/A MOORE'S SIGHTSEEING SERVICE)
for a Certificate of Public)
Convenience and Necessity to)
Conduct Special Operations --)
Sightseeing)

Case No. AP-83-26

Application of SCENIC SIGHTSEEING)
TOURS, a Partnership, for a)
Certificate of Public Convenience)
and Necessity to Conduct Special)
Operations -- Sightseeing)

Case No. AP-83-28

Application of CONGRESSIONAL TOURS,)
INC., for a Certificate of Public)
Convenience and Necessity to)
Conduct Charter and Special)
Operations)

Case No. AP-83-30

Application of ALBERT STRANGE T/A)
ALBERT STRANGE LIMOUSINE-MAXI VAN)
SERVICE for a Certificate of)
Public Convenience and Necessity)
to Conduct Special and Charter)
Operations)

Case No. AP-83-32

Application of ALBERT STRANGE T/A)
ALBERT STRANGE LIMOUSINE-MAXI VAN)
SERVICE for a Certificate of)
Public Convenience and Necessity)
to Conduct Charter Operations)

Case No. AP-83-33

By application filed May 6, 1983, Lucille R. Moore seeks a certificate of public convenience and necessity to transport passengers, in special operations limited to sightseeing tours, between "points of interest in the Metropolitan District", restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15-passengers or less (including the driver).

Applicant is a sole proprietor and proposes to provide three tours. Tour A (Ford's Theatre, the White House, Bureau of Engraving and Printing, the U. S. Capitol and Smithsonian Institution) lasts approximately six hours. Tour B is a nonstop motor tour of the same points, and Tour C includes the stops on Tour A plus stops at the Jefferson, Lincoln and Viet Nam Memorials and Arlington National Cemetery. The price structure for these tours is set forth below.

	<u>ADULT FARE</u>	<u>CHILD FARE AGES 5-11</u>	<u>CHILDREN UNDER 5</u>
TOUR A	\$12.50	\$ 6.25	FREE
TOUR B	7.50	3.75	FREE
TOUR C	20.00	10.00	FREE

Discounts are offered for groups and senior citizens.

Ms. Moore proposes to utilize a 1975 van seating 15 persons. Her balance sheet dated March 31, 1983, shows assets of \$2,850 and no liabilities. Sightseeing income for calender year 1982 was \$1,050.

Scenic Sightseeing Tours, a partnership between Major Lester Gorham and Jarvis Earl Gorham, seeks authority identical to that proposed by Ms. Moore plus authority to transport private school students in special operations, between points in the District of Columbia and Montgomery County, Md., on the one hand, and, on the other, Georgetown Day School located in Washington, D. C.

Tour A includes stops at any four of the following six points: the White House, U. S. Capitol, Bureau of Engraving and Printing, Smithsonian Institution, Ford's Theatre and the Peterson House, and the FBI Building. Tour B includes the Lincoln, Jefferson and Viet Nam Memorials, the Washington Monument and Arlington National Cemetery. The school service would be individual arrangements between applicant and parents at a proposed charge of \$85 a month. Sightseeing prices would be as follows:

	<u>ADULT FARE</u>	<u>CHILD FARE AGES 5-11</u>	<u>CHILDREN UNDER 5</u>
TOUR A	\$12.50	\$6.25	FREE
TOUR B	11.00	5.50	FREE

Scenic operates two vans of 1975 and 1977 vintages. Its balance sheet dated May 1, 1983, shows assets of \$5,070 and no liabilities. Sightseeing income for the two partners in 1982 was \$46,546 with a net operating income (exclusive of the partner's earnings) of \$31,868.

By application filed May 6, 1983, Congressional Tours, Inc., seeks authority to transport passengers and their baggage, in special and charter operations, between points in the Metropolitan District. Only special operations would be restricted to sightseeing.

Applicant's Tour A includes the White House, U. S. Capitol, Ford's Theatre, Bureau of Engraving and Printing and the Smithsonian Institution, Museum of American History. Tour B consists of Tour A plus the Lincoln and Jefferson Memorials and Arlington National Cemetery. Tour C embraces the White House, U. S. Capitol, Ford's Theatre, the African Art Museum, Mary Bethune and Frederick Douglas homes. Prices and approximate duration are set forth below.

	<u>ADULT FARE</u>	<u>CHILD FARE (age unspecified)</u>	<u>DURATION</u>
TOUR A	\$12.50	\$6.50	4 hours
TOUR B	\$15.00	7.50	6 hours
TOUR C	\$15.00	7.50	6 hours

CHARTER SERVICE is \$30 an hour within the Metropolitan District.

Applicant proposes to use a 1983 20-passenger minibus, but has offered no equipment restriction. Its balance sheet (no date) shows assets of \$27,550, long-term debt of \$23,000 and a net worth of \$4,550. Congressional's operating statement for the first three months of 1983 shows sightseeing income of \$2,400, charter revenues of \$1,400 and a net income after provision for income taxes of \$650. A projected operating statement for April 1983 through March 1984 estimates revenues of \$70,200, operating expenses of \$54,660 and net after-tax income of \$13,020.

By application filed May 9, 1983, in Case No. AP-83-32 Albert Strange, a sole proprietor, seeks a certificate of public convenience and necessity to transport passengers and their baggage, in special operations, "individually and in groups to area racetracks, professional football and basketball games, to the seashore, and other special trips wherein each individual contracts separately with operator; to conduct sightseeing tours in the same manner as above." It appears from applicant's tariff that charter operations are also proposed, and that applicant would serve the Metropolitan District.

The tariff includes rates for a 7-passenger limousine (\$28 an hour), limousine and 15-passenger van (not less than \$8 a person depending on the destination of the trip), and for individually-ticketed sightseeing as follows:

Regular Building Tour	\$15
Substitute Building Tour	15
City	6
Arlington Tours	11
Mt. Vernon	15

Also, city tours would be available at hourly rates. Hence, this application can best be interpreted as seeking general charter and special operations authority, without equipment restrictions, between all points in the Metropolitan District.

Applicant operates a 1980 van which seats 15 passengers and a 7-passenger limousine. His balance sheet (undated) shows assets of \$19,579 and no liabilities. Mr. Strange's operating statement (no time period shown) reflects sightseeing revenue of \$9,292 and charter revenue of \$7,150. Expenses were \$15,267 exclusive of Mr. Strange's wages or profits. Insurance documents submitted do not show the limits of personal injury liability.

In Case No. AP-83-33, filed May 10, 1983, Albert Strange seeks charter authority to transport passengers and their baggage between points in the Metropolitan District as follows: "from no definite terminus, engage in transporting groups of passengers traveling together to area racetracks; transporting performers and other designated persons under single contract to theatres [and] hotels for the Washington Performing Arts Society; transporting handicapped child[ren] to school; transporting groups of passengers traveling together to their designated points of interest on sightseeing tours." The tariff proposed with this application prescribes a rate of \$28 an hour for either limousine or van service with additional charges "as may be required." Other information submitted with this application is the same as described above for Case No. AP-83-32. In both cases, the tariffs fail to comply with Commission Regulation No. 55 and the insurance documents do not comport with Regulation No. 62, as amended.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, each application must be scheduled for a public hearing to determine if the applicant is fit, willing and able properly to perform the proposed service and to abide by pertinent regulatory requirements, and to determine if the public convenience and necessity requires the proposed service. Each applicant will be assessed an amount preliminarily estimated to cover the cost of the hearing, and statements of projected revenue and expenses will be required.

THEREFORE, IT IS ORDERED:

1. That Case No. AP-83-26 of Lucille R. Moore is hereby scheduled to commence Tuesday, June 7, 1983, at 10:00 a.m., in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006, and that Lucille R. Moore is hereby assessed \$200 pursuant to Title II, Article XII, Section 19 of the Compact.

2. That Case No. AP-83-28 of Scenic Sightseeing Tours is hereby scheduled to commence Tuesday, June 7, 1983, at 2:00 p.m., in the same Hearing Room, and that Scenic Sightseeing Tours is hereby assessed \$200 pursuant to Title II, Article XII, Section 19 of the Compact.

3. That Case Nos. AP-83-32 and AP-83-33 of Albert Strange are hereby scheduled to commence Wednesday, June 8, 1983, at 1:30 p.m., in the same Hearing Room, and that Albert Strange is hereby assessed \$400 pursuant to Title II, Article XII, Section 19 of the Compact.

4. That Case No. AP-83-30 of Congressional Tours, Inc., is hereby scheduled to commence Thursday, June 9, 1983, in the same Hearing Room, and that Congressional Tours, Inc., is hereby assessed \$400 pursuant to Title II, Article XII, Section 19 of the Compact.

5. That each 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 Tuesday, May 17, 1983, and present at the hearing an affidavit of publication from the selected newspaper.

6. That any person desiring to protest any or all of the applications shall file a protest in accordance with Commission Rule No. 14, or any person desiring to be heard on these matters shall so notify the Commission, in writing, no later than Tuesday, May 31, 1983, and shall simultaneously serve a copy of such protest or notice, for each application, in Case Nos. AP-83-26 and AP-83-28, on counsel for applicants, Donald L. Hamer, Esquire, 1735 - 20th Street, N. W., Washington, D. C. 20009; in Case No. AP-83-30 on counsel for applicant, Melvin J. Washington, Esquire, 1100 - 6th Street, N. W., Washington, D. C. 20001; and in Case Nos. AP-83-32 and AP-83-33 on counsel for applicant, Algie R. Lewis, Esquire 124 S Street, N. W., Washington, D. C. 20001.

7. That applicants in Case Nos. AP-83-26, AP-83-28, AP-83-32 and AP-83-33 each file with the Commission no later than 12 noon on Friday, June 3, 1981, four copies of a statement of projected revenue and revenue deductions anticipated from its first 12-month period of operations, simultaneously serve one copy of such statement on each party of record as of May 31, 1983, and produce the original thereof at the public hearing.

8. Each applicant is directed to deliver its assessment to the office of the Commission, Suite 316, 1625 I Street, N. W., Washington, D. C. 20006, no later than 12 noon on Friday, June 3, 1983.

FOR THE COMMISSION:



WILLIAM H. MCGILVERY
Executive Director

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2417

IN THE MATTER OF:

Served May 17, 1983

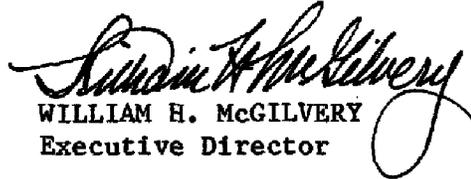
Application of CONGRESSIONAL TOURS,))
INC., for a Certificate of Public))
Convenience and Necessity to))
Conduct Charter and Special))
Operations))

Case No. AP-83-30

NOTICE OF CORRECTION

In setting the public hearing for this applicant to commence on June 9, 1983, no time was specified. The hearing will commence at 9:30 a.m.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director