

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2465

IN THE MATTER OF:

Served September 9, 1983

Application of FREDERICK LIMOUSINE,))
INC., for a Certificate of Public))
Convenience and Necessity to))
Conduct Special Operations --))
Airports and Union Station))

Case No. AP-83-50

By application filed September 6, 1983, Frederick Limousine, Inc., a Maryland corporation, seeks a certificate of public convenience and necessity to transport passengers and their baggage, in special operations, between Washington National Airport, Gravelly Point, Va., Dulles International Airport, Herndon, Va., and Union Station, Washington, D. C., on the one hand, and, on the other, points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 passengers or less including the driver.

According to Frederick's proposed tariff there would be no charge for children under 12 years of age traveling with a parent or guardian. There also would be no charge for transporting baggage ". . . unless the amount or size of such baggage requires an unusual amount of the baggage area or another passenger's seat. In such cases, and additional [unspecified] charge may be assessed." 1/

1/ Applicant must amend this provision to specify what charges it proposes and the precise circumstances under which such charges would be imposed.

Adult one-way fares are to be as follows:

Between and	<u>WNA</u>	<u>Dulles</u>	<u>Union Station</u>
Zone 1 <u>2/</u>	\$ 8.00	\$ N/A	\$ 8.00
Zone 2	15.00 <u>3/</u>	N/A	15.00
Zone 3	N/A	15.00	N/A
Zone 4	N/A	30.00	N/A
Zone 5	30.00	30.00	30.00
Zone 6	N/A	20.00	N/A
Zone 7	20.00 <u>3/</u>	N/A	20.00

Applicant's equipment list includes two 12-passenger vans and six sedan type vehicles.

Frederick failed to submit a current balance sheet and a current operating statement. Its statement of annual projected revenues and revenue deductions for Frederick's overall operations anticipates \$350,000 in gross sales, operating expenses of \$283,300, loan repayment and interest expenses of \$15,600 and profit (before income taxes) of \$51,800. No projection of revenue and revenue deductions to be generated solely by the proposed operations was submitted.

2/ Zones are defined as follows: Zone 1 -- points in the District of Columbia; Zone 2 -- points in those parts of Maryland and Virginia located inside the Capitol Beltway (Interstate Highways 95 and 495); Zone 3 -- all points inside the Capitol Beltway; Zone 4 -- points in that part of Prince George's County, Md., outside of the Capitol Beltway; Zone 5 -- points in that part of Montgomery County, Md., within the following U. S. Postal Service Zip Code areas: 20720, 20727, 20729, 20730, 20734, 20750, 20753, 20760 (except that area south of Brink Road), 20767 (except that area south of Brink Road), 20810, 20832, 20837, 20860, 20868, 20870, 20904 and 21771; Zone 6 -- all points in Montgomery County, Md., not included in Zones 2 or 5; Zone 7 -- all points in the Metropolitan District not included in Zones 3 or 5.

3/ Transportation between points solely in Virginia cannot be authorized by this Commission, and, to the extent that this application could be construed as seeking such authority, it is hereby dismissed. Compact, Title II, Article XII, Section 1(b).

Pursuant to Title II, Article XII, Section 4(b) of the Compact, this 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. Applicant will be assessed an amount preliminarily estimated to cover the cost of the hearing and will be directed to submit supplemental materials.

THEREFORE, IT IS ORDERED:

1. That Case No. AP-83-50 of Frederick Limousine, Inc., is hereby scheduled to commence Tuesday, October 25, 1983, at 9:30 a.m. in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006, and to continue from day to day thereafter until completed.

2. That applicant publish once in a newspaper of general circulation in the Metropolitan District, and post continually and conspicuously in each of its vehicles 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 Friday, September 23, 1983, and present at the hearing an affidavit of publication from the selected newspaper.

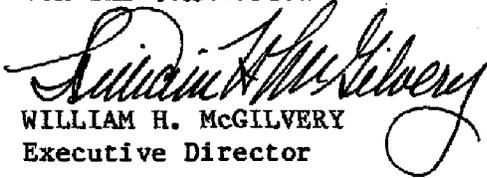
3. That any person desiring to protest the application shall file a protest in accordance with Commission Rule No. 14, or any person desiring to be heard on this matter shall so notify the Commission, in writing, no later than Monday, October 10, 1983, and shall simultaneously serve a copy of such protest or notice on counsel for applicant, Steven L. Weiman, Esquire, Suite 200, 444 N. Frederick Avenue, Gaithersburg, Md. 20877.

4. That applicant is hereby assessed \$1,000 pursuant to Title II, Article XII, Section 19 of the Compact, and is 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 Friday, October 14, 1983.

5. That applicant file with the Commission no later than Friday, October 14, 1983, four copies each of a statement of projected revenue and revenue deductions anticipated from its first 12-month period of operations of the proposed service, a current operating statement, a complete balance sheet and an amendment to Term 5 of its proposed tariff, simultaneously serve one copy of each statement on each party of record as of October 10, 1983, and produce the originals thereof at the public hearing.

6. That applicant comply with Commission Rule No. 5-04 and advise the Commission, in writing, of its designation of resident agent within 10 days from the date of service of this Order.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director