

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2466

IN THE MATTER OF:

Served September 13, 1983

Application of LEO LAGANA for a)
Certificate of Public Convenience)
and Necessity to Conduct Special)
Operations -- Sightseeing)

Case No. AP-83-51

By application filed September 8, 1983, Leo Lagana, a sole proprietor, seeks a certificate of public convenience and necessity to transport passengers in special operations between points in the Metropolitan District, restricted to sightseeing operations conducted in vehicles with a manufacturer's designed seating capacity for 11 passengers or less including the driver. Applicant now owns one such vehicle of 1974 vintage.

Mr. Lagana's tour includes the White House, U.S. Capitol, Bureau of Engraving and Printing, Smithsonian Institution Air-Space and Natural History Museums, Lincoln and Viet Nam Memorials and Arlington Cemetery. Prices for the five-hour tour are \$12 per adult, \$6 for children from 5 to 11 years of age and no charge for children under five. Currently, applicant is conducting this tour pursuant to temporary authority granted by Order No. 2449, served August 10, 1983.

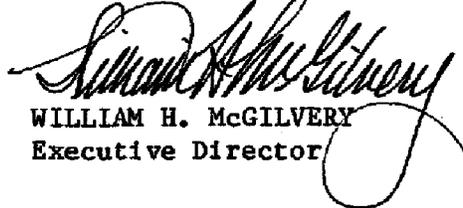
Mr. Lagana's balance sheet shows \$15,000 current assets, \$18,500 total assets and no liabilities. His operating statement indicates sightseeing revenues of \$6,000, operating expenses (excluding driver's salary or profit) of \$1,956 and net income after income taxes of \$3,809.

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 required to submit a statement of projected revenue and expenses.

THEREFORE, IT IS ORDERED:

1. That Case No. AP-83-51 of Leo Lagana is hereby scheduled to commence Thursday, October 27, 1983, at 9:30 a.m. in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.
2. That applicant publish once in a newspaper of general circulation in the Metropolitan District, and post continually and conspicuously in 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 Friday, October 7, 1983, and shall simultaneously serve a copy of such protest or notice on applicant, Leo Lagana, 4200 Shell Street, Bradbury Heights, Md. 20743.
4. That applicant is hereby assessed \$250 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 Wednesday, October 19, 1983.
5. That applicant file with the Commission no later than October 19, 1983, four copies of a statement of projected revenues and revenues deductions anticipated from its first 12-month period of operations, simultaneously serve one copy of such statement on each party of record as of October 7, 1983, and produce the original thereof at the public hearing.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director