

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2524

IN THE MATTERS OF:

Served January 31, 1984

Application of PHOENIX TOURS, INC.,)
for a Certificate of Public)
Convenience and Necessity to)
Conduct Charter Sightseeing)
Operations and Transfers)

Case No. AP-84-02

By application filed January 23, 1984, as amended on January 30, 1984, Phoenix Tours, Inc., a Virginia corporation, seeks a certificate of public convenience and necessity to transport passengers and their baggage in charter operations limited to "educational sightseeing tour service, in vehicles seating 21-passengers or less, between points in the Metropolitan District, including related transfer service for tour groups between airports and hotels." */

Applicant's equipment list shows one 1983 minibus with seating capacity for 21-passengers. Phoenix plans to acquire another vehicle during its first year of operation and additional vehicles as may be required.

Phoenix proposes to charge \$35 per hour with a four hour minimum, computing time to the nearest half hour, from the time of arrival as scheduled at the point of origin until time of release to return to the garage.

Along with its application, Phoenix submitted a statement of financial condition, balance sheet, and projected operating statement.

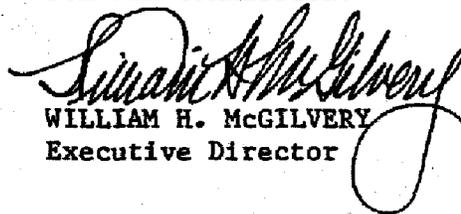
Pursuant to the Compact, Title II, Article XII, Section 4(b), this application must be scheduled for public hearing to determine if the applicant is fit, willing and able properly to perform the proposed service and to abide by pertinent regulatory requirements, and to determine if the public convenience and necessity require the proposed service. Applicant will be assessed a sum preliminarily estimated to cover the cost of the hearing and will be required to post and publish notice of this application.

*/ To the extent this application could be construed to seek authority to transport passengers solely within the Commonwealth of Virginia, the same is hereby dismissed pursuant to the Compact, Title II, Article XII, Section 1(b).

THEREFORE, IT IS ORDERED:

1. That the public hearing in Case No. AP-84-02 of Phoenix Tours, Inc., is hereby scheduled to commence Tuesday, March 20, 1984, 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 continuously and conspicuously in its vehicle 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, February 24, 1984, and present at the hearing an affidavit of publication from the selected newspaper.
3. That any person desiring to protest this application shall file a protest in accordance with Commission Rule 14, or any person desiring to be heard on this matter shall so notify the Commission, in writing, no later than Friday, March 9, 1984, and shall simultaneously serve a copy of such protest or notice on counsel for applicant, William H. Shawn, Esquire, 1730 M Street, N. W., Suite 501, Washington, D. C. 20036.
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 no later than 12 noon, Tuesday, March 13, 1984.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director