

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2590

IN THE MATTER OF:

Served August 6, 1984

Application of JONES & WASHINGTON,)
ASS'N., for Certificate of Public)
Convenience and Necessity--Special)
Operations for Handicapped Persons)

Case No. AP-84-34

By application filed August 1, 1984, Jones and Washington, Ass'n., ("J.W.A." or "applicant") a partnership, seeks a certificate of public convenience and necessity to transport mentally retarded and other developmentally disabled persons in special operations, over irregular routes, (a) between points in the District of Columbia and (b) between Silver Spring, Md., and points in Prince George's County, Md., on the one hand, and, on the other, points in the District of Columbia, 1/ restricted to transportation in vehicles with a manufacturer's designed seating capacity not exceeding 15 passengers.

Pursuant to temporary authority effective June 11, 1984, applicant presently transports clients of the Bureau of Community Services, a branch of the Mental Retardation and Development Disabilities Administration of the District of Columbia Department of Human Services, in similar operations. 2/

Applicant will conduct the proposed service using 15-passenger and 11-passenger vans. J.W.A. estimates that 20 percent of its clients

1/ In its application, J.W.A. stated the desired authority as follows ". . . between points in the District of Columbia, on the one hand, and, on the other, points in the District of Columbia and Prince George's County, Md., and (Silver Spring, Md.,) (sic)."

2/ See Case No. AP-84-24, Order No. 2561, served June 1, 1984. However, applicant has not been granted authority to operate in Silver Spring, Md., as asserted in Exhibit 5 of the instant application, and is hereby warned that evidence of any illegal operations may constitute grounds for denial of its application.

will require a wheelchair lift and states that its fleet will be constituted accordingly. 3/

Applicant's service will be available between 5 a.m. and 9 p.m. with emergency service available thereafter. The proposed tariff is \$15 per day for ambulatory passengers, \$35 per day for non-ambulatory passengers.

J.W.A. projects gross revenues of \$391,500, based on an estimated 100 passengers per day at the ambulatory rate of \$15 per day for 261 transportation days, and expenses of \$165,808 resulting in net income before taxes of \$225,692.

With its application, J.W.A. filed an updated balance sheet and an operating statement for the period July 1 through July 31, 1984, the only full month applicant has been operating under temporary authority. In order that applicant's financial condition may be more accurately assessed, we will direct that it refile the requisite financial information in the conventional format. The balance sheet must show the date of which it is reflective and must list equity and retained earnings such that assets equal liabilities and equity. The operating statement must show only those revenues earned from the service performed under temporary authority, exclusive of any taxicab operations, as well as all expenses related to that service.

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. Applicant is also reminded of its right to be represented by counsel.

THEREFORE, IT IS ORDERED:

1. That a public hearing in Case No. AP-84-34 on the application of Jones & Washington, Ass'n., for a certificate of public convenience and necessity is hereby scheduled to commence, Thursday, September 13, 1984, at 9:30 a.m. in the hearing room of the Commission, Room 314, 1625 I Street, N.W., Washington, D.C. 20006.

3/ Order No. 2561, supra, directed applicant to provide a detailed vehicle list describing any special equipment such as wheelchair lifts included on each vehicle. Applicant will be directed to file a similar list in this case. We note that the Commission has not yet been made aware that applicant possesses any vehicles equipped with wheelchair lifts.

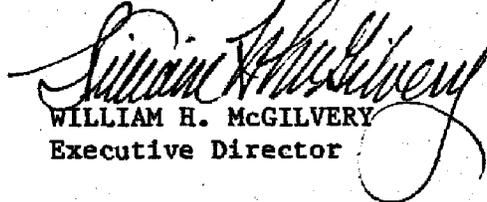
2. That Jones & Washington, Ass'n., publish once in a newspaper of general circulation in the Metropolitan District, and post continuously and conspicuously in its vehicles through the date of public hearing, notice of this application and hearing, in the form prescribed by the staff of the Commission no later than, Tuesday, August 14, 1984, and present at the hearing an affidavit of such posting and an affidavit of publication from the selected newspaper.

3. That any person desiring to protest this publication 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, August 31, 1984, and shall simultaneously serve a copy of such protest or notice on R. Linwood Washington, Partner, Jones & Washington, Ass'n., P.O. Box 24176, Washington, D.C. 20024.

4. That Jones & Washington, Ass'n., file no later than Friday, August 31, 1984, the following: (a) a detailed equipment list including make, model, license number, serial number, seating capacity, and description of special equipment such as wheelchair lifts, ramps and clamps, for each vehicle and (b) a revised balance sheet and operating statement in accordance with the discussion in the body of this Order.

5. That Jones & Washington, Ass'n., is hereby assessed \$500 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, Friday, August 31, 1984.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director