

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2623

IN THE MATTER OF:

Served October 30, 1984

Application of ALFRED L. GAINES)
to Transfer Certificate No. 51 to)
Medico Transportation Services,)
Inc.)

Case No. AP-84-43

By application filed October 22, 1984, Alfred L. Gaines trading as Medico Transportation Service seeks authority to transfer to Medico Transportation Services, Inc., Certificate of Public Convenience and Necessity No. 51, issued to Mr. Gaines pursuant to Order No. 1749, served September 16, 1977. Medico Transportation Services, Inc., is a District of Columbia corporation established on May 4, 1984, wholly controlled by Mr. Gaines and his family. Its corporate balance sheet dated September 30, 1984, shows assets of \$42,347 including cash in the amount of \$20,256, loans to stockholders of \$9,144 and revenue vehicles valued at \$12,482 after depreciation. The balance sheet further lists current liabilities of \$2,644, long term liabilities of \$9,118 and paid in capital of \$1,690. A current certificate of insurance naming Medico Transportation Services, Inc., as the insured has been filed.

Certificate No. 51 authorizes the following transportation:

IRREGULAR ROUTES:

SPECIAL OPERATIONS, round-trip or one-way, transporting persons confined to wheelchairs:

Between medical treatment facilities located inside the Capital Beltway, on the one hand, and, on the other, points inside the Capital Beltway.

RESTRICTIONS: The service authorized herein is restricted to the transportation of non-ambulatory participants in the Medicaid program of the District of Columbia, and is further restricted to transportation in van-type vehicles specially equipped with ramps and mechanical devices for securing wheelchairs in transit.

By his application, Mr. Gaines proposes to provide this service as a corporation rather than as a sole proprietor. Disposition of such applications are governed by Title II, Article XII Section 4(h) of the Compact which provides that:

No certificate under this section may be transferred unless such transfer is approved by the Commission as being consistent with the public interest.

The matter will be scheduled for a public hearing and applicant will be assessed an amount preliminarily estimated to cover the expenses of the hearing. In the event that no protests are filed by the date established therefore, applicant may file no later than Wednesday, November 28, 1984, a motion (a) waiving its right to a public hearing, (b) seeking relief from the assessment to cover the costs of that hearing and (c) requesting a decision based on the pleadings of record.

THEREFORE, IT IS ORDERED:

1. That the above-captioned matter is hereby scheduled for public hearing to commence at 9:30 a.m. on Tuesday, December 4, 1984, in the Hearing Room of the Commission, Room 314, 1625 I Street, N.W., Washington, D.C. 20006.
2. That applicant is directed to publish once, in a newspaper of general circulation in the Metropolitan District, notice of said application and hearing, in the form prescribed by the staff of the Commission, no later than Tuesday, November 6, 1984.
3. That applicant is directed to post in its vehicles continuously through the date of the public hearing, notice of said application and hearing, in the form prescribed by the staff of the Commission, no later than Tuesday, November 6, 1984.
4. That applicant shall file with the Commission an affidavit attesting such publication and posting, no later than Friday, November 23, 1984.
5. That any person desiring to protest this 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, November 23, 1984, and shall mail a copy of such protest or notice to applicant, Alfred L. Gaines, 1315 Randolph Street, N.W., Washington, D.C. 20011.

6. That applicant is hereby assessed \$200 pursuant to Title II, Article XII, Section 19 of the Compact, and is directed to deliver said sum to the office of the Commission, Suite 316, 1625 I Street, N.W., Washington, D.C. 20006, no later than noon on Monday, December 3, 1984.

7. That in the event no protests or requests to be heard are filed within the time established for the filing thereof, applicant may file no later than Thursday, November 29, 1984, a motion seeking waiver of the above-scheduled public hearing and requesting that the Commission make a determination on the instant application based on the pleadings.

FOR THE COMMISSION:


GREGORY PAUL BARTH
Acting Executive Director