

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2748

IN THE MATTER OF:

Served August 13, 1985

Application of DIAMOND TRANSPOR-)
TATION SERVICES, INC., for Special)
Authorization to Conduct Charter)
Operations Pursuant to Contract)
with Western Airlines)

Case No. CP-85-05

By application filed July 25, 1985, Diamond Transportation Services, Inc., ("DTS" or "applicant"), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport flight crews and flight attendants of Western Airlines, together with their luggage, in charter operations pursuant to contract with Western Airlines between Washington National Airport and Washington Dulles International Airport, on the one hand, and, on the other, the Capitol Holiday Inn at 550 C Street, S.W., Washington, D.C.

Order No. 2740, served July 29, 1985, generally described the evidence submitted with the application, and that order is incorporated by reference herein. The Commission required publication of notice and the filing of an affidavit of publication. Applicant complied with these requirements, and no protest to the application was received by the Commission within the time set therefor.

Commission Regulation No. 70 provides that an application of this type will be granted if it is determined that the applicant is fit, willing, and able properly to perform the proposed service and to conform to the provisions of the Compact and the rules, regulations, and orders of the Commission thereunder, and if it is determined that the proposed operations conform to the provisions of Regulation No. 70. The issue of whether the public convenience and necessity requires such service has been determined in Case No. MP-79-04. See Order No. 2004, served June 20, 1979.

Inasmuch as the contract is for a fixed term of at least 181 days and provides for the transportation of employees pursuant to a contract with their employer, the Commission finds that this application conforms to the requirements of Commission Regulation No. 70. It is further found, based on the evidence of record as described in Order No. 2740, that applicant is fit, willing, and able properly to provide the service described above and to conform to the requirements of the Compact and the rules, regulations, and orders of the Commission thereunder.

An appropriate certificate of insurance has been filed. Applicant is required to identify its vehicle in accordance with Commission Regulation No. 70-10, for which purpose "WMATC Special No. 122" is hereby assigned. Applicant shall submit an affidavit of such identification no later than Friday, August 30, 1985. An appropriate authorization shall issue forthwith.

IT IS SO ORDERED.

FOR THE COMMISSION:



WILLIAM H. MCGILVERY
Executive Director