

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2807

IN THE MATTER OF:

Served December 17, 1985

Application of INTERNATIONAL LIMOU-))
SINE SERVICE, INC., for Special))
Authorization to Conduct Charter))
Operations Pursuant to Contract))
with International Business))
Machines Corporation))

Case No. CP-85-15

By application filed December 17, 1985, International Limousine Service, Inc. ("ILS" or "applicant"), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport employees of the International Business Machines Corporation ("IBM") and others having business with IBM, serving IBM's office at 18100 Frederick Pike, Gaithersburg, Md., and eight other IBM "off-site locations" all located nearby in Gaithersburg, Md. The service would involve two scheduled shuttle routes operating between approximately 8 a.m. and 5 p.m. on workdays. The service would be operated in two air-conditioned 1986 minibuses which applicant indicates are on order. One would seat 21 passengers, and the other would seat 18 passengers and be equipped with a hydraulic lift to accommodate handicapped passengers.

The contract between ILS and IBM would become effective January 2, 1986, and remain in effect until December 31, 1987. Applicant has submitted a copy of the executed contract, schedule of service, projected statement of income and expenses and other documentation required by Regulation No. 70. However, we note that the affidavit of IBM required by Regulation No. 70-04 is not executed. Among other things, the affidavit would indicate that the service had previously been provided by Beltway Limousine Service, Inc., and that IBM has investigated the qualifications of ILS and is satisfied with its ability to perform the proposed service. We will require that the affidavit be executed. We note that ILS already has on file with the Commission an appropriate certificate of insurance.

Applicant will be required to file complete information on the new vehicles upon delivery, including an affidavit of identification in accordance with Regulation No. 70-10. Pending delivery, should applicant desire to commence service with vehicles from its existing fleet, applicant will be required to provide us with a list of the vehicles to be used, together with an appropriate indication from IBM that such vehicles are acceptable.

Inasmuch as a contract has been executed for the transportation of employees pursuant to contract with their employer between points within the Metropolitan District for a period in excess of 181 days, the application appears amenable to processing under Commission Regulation No. 70. See Order No. 2004, served June 20, 1979. Consequently, notice of this application must be published and opportunity given for the filing of protests. Protests, if any, must be written, sworn, and notarized, and must contain all evidence and argument upon which the protestant would rely.

THEREFORE, IT IS ORDERED:

1. That International Limousine Service, Inc., publish once in a newspaper of general circulation in the Metropolitan District notice of this application in the form prescribed by the staff of the Commission no later than Friday, December 20, 1985.

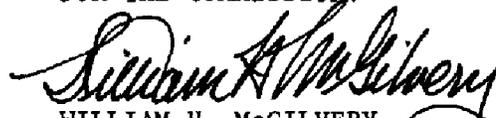
2. That applicant shall file an affidavit of such publication with the Commission.

3. That any person desiring to protest this application shall file a notarized protest in conformance with Commission Regulation No. 70-06 at the office of the Commission, 1625 I Street, N.W., Suite 316, Washington, D.C. 20006, no later than Monday, December 30, 1985, and shall simultaneously serve a copy of such protest on counsel for applicant, J. W. Glover, Esq., 1725 K Street, N.W., Suite 308, Washington, D.C. 20006.

4. That applicant shall file the original, executed affidavit of IBM as discussed hereinbefore, no later than Monday, December 30, 1985.

5. That applicant shall file no later than Monday, December 30, 1985, the vehicle information discussed hereinbefore.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director