

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2969

IN THE MATTER OF:

Served January 20, 1987

Application of ALBERT STRANGE )  
trading as ALBERT STRANGE LIMOUSINE )  
MAXI-VAN SERVICE to Revoke a )  
Portion of Certificate No. 95 )

Case No. AP-86-43

ALBERT STRANGE trading as ALBERT )  
STRANGE LIMOUSINE MAXI-VAN SERVICE, )  
Suspension and Investigation of )  
Revocation of Certificate No. 95 )

Case No. MP-86-32

By application filed December 4, 1986, Albert Strange trading as Albert Strange Limousine Maxi-Van Service seeks revocation of that portion of Certificate No. 95 which authorizes the following:

IRREGULAR ROUTES:

. . . .

(B) CHARTER OPERATIONS, transporting passengers from those facilities of the University of the District of Columbia and the Archdiocese of Washington located in the Metropolitan District to points in the Metropolitan District, and return.

RESTRICTED in . . . (B) to the transportation of passengers in vehicles with a manufacturer's designed seating capacity of 15 passengers or less (including the driver); and

FURTHER RESTRICTED in (B) to transportation performed for the account of either the University of the District of Columbia or a church or school operated under the aegis of the Archdiocese of Washington.

Because applicant's charter operations were restricted to the transportation of passengers for the accounts of the University of the District of Columbia and the Archdiocese of Washington, both institutions were served a copy of Order No. 2954, served December 24, 1986, and given the opportunity to protest the application. No protests were filed with the Commission.

Mr. Strange's application was submitted in response to Order No. 2938, served November 21, 1986, which instituted Case No. MP-86-32 and suspended Certificate No. 95 to the extent that it authorizes charter operations. Applicant was allowed to continue engaging in special operations. Applicant was directed to file an appropriate certificate of insurance pursuant to the Compact, Title II, Article XII, Section 9(a) and Commission Regulation No. 62 which deal with security for the protection of the public. By motion filed December 4, 1986, applicant requested that the instant revocation application serve to meet the requirements of Order No. 2938.

Applicant finds that the increased cost of insurance required under Commission regulations to cover the charter portion of his certificate exceeds revenue earned from providing the service. Applicant believes that maintaining his charter authority would be economically prohibitive. He can, however, afford and currently maintains the minimum level of insurance required for special operations.

The Commission recognizes that common questions of law and fact exist in the two actions and hereby consolidates Case Nos. AP-86-43 and MP-86-32 for decision pursuant to Commission Rule No. 20-02.

The Compact, Title II, Article XII, Section 4(g) provides in pertinent part that "any such certificate may, upon application of the holder thereof, in the discretion of the Commission be amended or revoked, in whole or in part . . . ." Based on the lack of response of the University of the District of Columbia and the Archdiocese of Washington we find that there is no longer a need for applicant's charter operations. The Commission exercises its discretionary powers and hereby grants Mr. Strange's revocation request. We further find that the level of insurance currently maintained by applicant is sufficient to meet WMATC minimum levels of insurance required for the special operations authorized by Certificate No. 95. The insurance matter now resolved, investigation No. MP-86-32 will be discontinued.

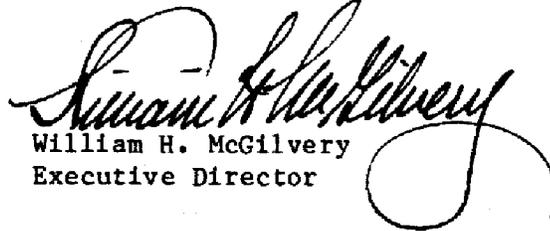
THEREFORE, IT IS ORDERED:

1. That Case Nos. AP-86-43 and MP-86-32 are hereby consolidated for decision.

2. That applicant's authority to conduct charter operations transporting passengers from those facilities of the University of the District of Columbia and the Archdiocese of Washington located in the Metropolitan District to points in the Metropolitan District is hereby revoked.

3. That the investigation instituted in Case No. MP-86-32 is hereby discontinued.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS WORTHY, SCHIFTER, AND SHANNON:

  
William H. McGilvery  
Executive Director