

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 3002

IN THE MATTER OF:

Served April 23, 1987

Application of MADISON LIMOUSINE)
SERVICE, INC., for Special)
Authorization to Conduct Charter)
Operations Pursuant to Contract)
with Lufthansa German Airlines)

Case No. CP-87-02

By application filed April 17, 1987, Madison Limousine Service, Inc. ("Madison" or "applicant"), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport crew members of Lufthansa German Airlines, together with mail, express, and baggage in the same vehicle as passengers, between Washington Dulles International Airport, Herndon Va., on the one hand, and, on the other, hotels located in the Metropolitan District. 1/

By its terms, the contract extends through March 31, 1988, and may be terminated by Lufthansa only for cause. Hotel selection is subject to change periodically. Applicant would make up to five transfers a week from Dulles to a designated hotel, and up to five transfers a week from the hotel to Dulles. Transfers will be made every Wednesday, Thursday, Friday, Saturday, and Sunday. Lufthansa will provide applicant with a schedule specifying the times and locations at which transportation is to be provided. Applicant will be using up to two vans per transfer. Lufthansa will pay \$45 per van per transfer and \$25 an hour in waiting time after the first hour. Additional vans will be provided upon advance notice at the above-stated rates. 2/

Lufthansa's manager of traffic and operations for Dulles submitted a notarized letter in support of the application dated

1/ To the extent that this application could be interpreted to include transportation of passengers solely within Virginia, it is dismissed for want of jurisdiction pursuant to the Compact, Title II, Article XII, Section 1(b).

2/ Applicant submitted an equipment list showing nine revenue vehicles; however applicant's certificate of insurance covers only four of the nine vehicles listed.

April 8, 1987. The letter states that Lufthansa is in need of the requested service and anticipates that up to 11 crew members could be transported in each van operated by the applicant. The airline has had no prior need for similar transportation. The airline has investigated the qualifications of the applicant and is satisfied with its ability properly to perform the proposed transportation.

Applicant's balance sheet dated December 31, 1986, listed total assets of \$56,413.95, total liabilities of \$35,869.84, and equity of \$20,544.11. Applicant projects revenues of \$31,200 and expenses of \$25,619 for the first nine months of operations under the contract.

Inasmuch as there has been submitted an unexecuted contract (with a letter of intent) 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 Madison 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 Wednesday, April 29, 1987.

2. 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, Suite 316, 1625 I Street, N.W., Washington, D.C. 20006 no later than Monday, May 11, 1987, and shall simultaneously serve a copy of such protest on counsel for the applicant, Patricia M. Healy, Esquire, 1111 - 19th Street, N.W., Suite 1100, Washington, D.C. 20036.

3. That applicant shall file with the Commission an affidavit of such publication no later than Monday, May 11, 1987.

FOR THE COMMISSION:


William H. McGilvery
Executive Director