

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 3010

IN THE MATTER OF:

Served April 29, 1987

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

Case No. CP-87-06

By application filed April 24, 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 USAir, together with mail, express, and baggage in the same vehicle as passengers, between Washington Dulles International Airport, Washington National Airport, and Baltimore Washington International Airport.

To the extent this application involves Baltimore Washington International Airport, the same is hereby dismissed for lack of jurisdiction pursuant to the Compact, Title I, Article I and Title II, Article XII, Section 1(a). That airport is not in the Metropolitan District.

To the extent this application involves transportation of passengers solely within Virginia, it is dismissed for lack of jurisdiction pursuant to the Compact, Title I, Article I and Title II, Article XII, Section 1(b).

In fact, the only portion of this application that could be within this Commission's jurisdiction is transportation between Dulles and National if such transportation traverses a part of the District of Columbia such as, for example, the portion of the George Washington Memorial Parkway that crosses Columbia Island north of National Airport. Because of the fact that this application has been filed, we shall proceed on this latter assumption. If this assumption is incorrect, applicant should withdraw this application. Therefore, the scope of this application is limited to authority between Washington Dulles International Airport and Washington National Airport via a route traversing the District of Columbia.

By its terms the proposed contract would extend from May 15, 1987, through March 31, 1992, and may be terminated by USAir only for cause. All of the services covered by the proposed contract would include up to six transfers a day, using one van per transfer. USAir would pay \$35 per van per transfer between Dulles and National.

Additional vans would be provided on advance notice at the same rate. Applicant submitted an equipment list showing nine vehicles; however, applicant's certificate of insurance covers only four of the vehicles listed.

USAir's manager of flight attendant services submitted a notarized letter dated April 16, 1987, in support of the application. The letter states that USAir has investigated Madison's qualifications and is satisfied with its ability properly to perform the proposed transportation services. It also indicates that USAir previously used a different ground carrier.

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 \$145,000 and expenses of \$103,625 for the first year of operations under the contract.

Inasmuch as there has been submitted a proposed 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.

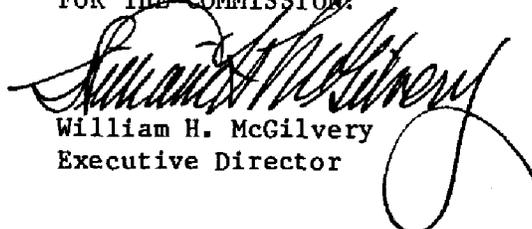
THEREFORE, IT IS ORDERED:

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, May 6, 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 18, 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 18, 1987.

FOR THE COMMISSION:

  
William H. McGilvery  
Executive Director