

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 3178

IN THE MATTER OF:

Served June 14, 1988

Application of ON-TIME AMERICAN)
TRANSPORT, INC., to Amend)
Certificate No. 133)

Case No. AP-88-21

By application filed May 31, 1988, On-Time American Transport, Inc. ("On-Time" or "applicant"), seeks to amend its Certificate No. 133 to include transportation of passengers, together with mail, express, and baggage in the same vehicle as passengers, in charter operations between points in the Metropolitan District within a radius of 30 miles from the Capitol building, restricted to transportation in vehicles with a manufacturer's designed seating capacity between 16 and 29 passengers (including the driver). 1/2/

On-Time holds Certificate No. 133 which authorizes the following transportation:

IRREGULAR ROUTES:

CHARTER OPERATIONS, transporting passengers, together with mail, express, and baggage in the same vehicle with passengers, between points in the Metropolitan District that lie within a 30-mile radius of the U.S. Capitol.

RESTRICTED 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 against transportation solely within the Commonwealth of Virginia.

1/ On-Time's application describes the authority sought as follows: "Charter Operations - within the District of Columbia and outside the District of Columbia and within a radius of 30 miles from the Capitol building, restricted to vehicles with a manufacturer's designed seating capacity between 16 and 29 passengers." If the authority described in paragraph one above of this order does not comport with the authority actually sought by On-Time, applicant is hereby instructed so to inform the Commission within 15 days of the service date of this order.

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

In addition, On-Time holds certain special authority applicable to contracts only. Thus, by this application it appears that On-Time wishes merely to amend the vehicle restriction contained in its current certificate.

The proposed service would be conducted using one 21-passenger van and two 25-passenger vans. Applicant proposes to charge \$37 an hour with a four-hour minimum, additional hours to be billed at half-hour increments. Airport transfer rates are listed as follows: (1) \$74 to Washington National Airport and (2) \$111 to Washington Dulles International Airport. It is presumed that the same rates would apply to transfers from the airports.

With its application On-Time submitted a statement of financial condition dated May 30, 1988, showing current assets of \$21,932, fixed assets of \$91,962, and other assets of \$10,678. The statement lists current liabilities of \$12,509, long-term liabilities of \$72,546, and equity of \$39,517. For the 12-month period ending May 30, 1989, applicant projects WMATC operating income of \$230,772, total operating expenses, including depreciation and taxes, of \$200,401, resulting in net income of \$30,371 for an operating ratio of 87. No current operating statement was submitted, and applicant will be directed to provide its most recent operating statement as required by the application.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, this application will be scheduled for public hearing to determine if the applicant is fit, willing, and able to perform the proposed service properly and comply with the Compact and the Commission's rules and regulations and to determine whether the public convenience and necessity require the proposed service.

THEREFORE, IT IS ORDERED:

1. That a public hearing in Case No. AP-88-21 is hereby scheduled to commence Tuesday, July 19, 1988, at 9:30 a.m. in the Hearing Room of the Commission, 1625 I Street, N.W., Room 314, Washington, D.C. 20006.

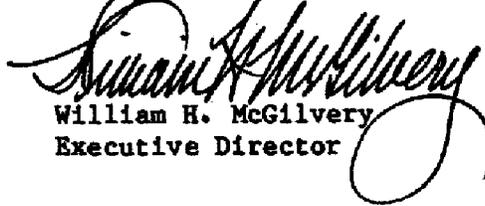
2. That On-Time American Transport, Inc., shall publish once in a newspaper of general circulation in the Metropolitan District, notice of this application and the hearing thereon in the form prescribed by the staff of the Commission, no later than Thursday, June 23, 1988, and shall present at the hearing an affidavit of such publication.

3. That any person desiring to protest this application shall file a protest in accordance with Commission Rule No. 14, or any person desiring to be heard on this matter shall so notify the Commission, in writing, no later than Friday, July 8, 1988, and shall simultaneously serve a copy of such protest or notice on applicant's counsel, Peg Shaw, Esq., 777 - 14th Street, N.W., Suite 330, Washington, D.C. 20005.

4. That On-Time American Transport, Inc., is hereby assessed \$450 pursuant to Title II, Article XII, Section 19 of the Compact, and is directed to deliver said amount to the office of the Commission, 1625 I Street, N.W., Suite 316, Washington, D.C. 20006, no later than Friday, July 8, 1988.

5. That On-Time American Transport, Inc., is hereby directed to file with the Commission, no later than Friday, July 8, 1988, an original and four copies of its most recent operating statement.

FOR THE COMMISSION:


William H. McGilvery
Executive Director