

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3250

IN THE MATTER OF:

Served November 18, 1988

Application of PULLIN'S TOURS,)
INC., for Special Authorization to)
Perform Charter Operations Pursuant)
to Contract with The Washington)
Workshops Foundation)

Case No. CP-88-10

By application filed November 16, 1988, Pullin's Tours, Inc. (applicant or Pullin's Tours), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport students and their teachers in charter operations under contract with The Washington Workshops Foundation (WWF) between Marymount University, Falls Church, VA; George Washington University, Washington, DC; Georgetown University, Washington, DC; and the National 4-H Center, Chevy Chase, MD, on the one hand, and, on the other, points in the Metropolitan District. 1/2/

Service under the contract would begin January 15, 1989, and continue through November 30, 1989. Operations would be conducted between 7:30 a.m. and 10:30 p.m. in three 47-passenger vehicles. The coaches have been inspected in Virginia. Applicant's president states that the vehicles are mechanically sound and inspected daily by drivers and weekly by mechanics. All drivers are trained professionals with ten years experience on average.

Pullin's Tours is a Virginia corporation. Applicant's president states that he is familiar with the Compact and the Commission's rules and regulations and will comply therewith. Applicant further states that no complaints have been filed with any regulatory agency regarding its service. An application filed pursuant to Commission Regulation No. 70 requires reference to any proceeding,

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- 1/ 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.
 - 2/ The application describes the authority sought as follows: "[p]eople to be picked up at Marymount University, George Washington and Georgetown University and 4-H headquarters and dropped at government seminars." The scope of the application has been interpreted in light of the letter submitted by WWF's contracting officer. If the Commission's interpretation does not comport with applicant's intention, applicant is directed so to inform the Commission within seven days of the service date of this order.

either completed or pending, in which applicant has been found unfit or in which its fitness is under investigation by this Commission, the Maryland Public Service Commission, the Virginia State Corporation Commission, the Interstate Commerce Commission, or the United States Department of Transportation. Complaints may be informal and may or may not implicate fitness. Applicant will be directed to comply fully with this requirement of Commission Regulation No. 70.

Applicant's balance sheet dated October 31, 1988, indicates current assets of \$25,500 plus fixed and other assets, after allowance for depreciation, of \$138,542; current liabilities are listed at \$39,300 with long-term liabilities of \$115,400. Equity of \$9,342 is shown. Applicant projects revenues of \$60,000 and operating expenses of \$23,000 from service provided under the contract.

WWF's president submitted a notarized letter stating that approximately 3,000 students would be transported under the contract. WWF's president attests that the qualifications of the applicant have been reviewed and that WWF believes Pullin's Tours would be able properly to perform the required service.

Inasmuch as a contract has been executed for transportation of students and teachers between points in the Metropolitan District for a period in excess of 181 days, the application appears to be amenable to processing under Commission Regulation No. 70. See Order No. 2004, served June 4, 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:

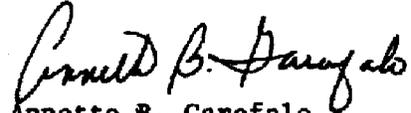
1. That Pullin's Tours, Inc., is hereby directed to publish once in a newspaper of general circulation in the Metropolitan District notice of this application in the form prescribed by the staff of the Commission no later than Thursday, December 1, 1988.

2. That Pullin's Tours, Inc., is hereby directed to file with the Commission no later than Monday, December 12, 1988, an affidavit of such publication.

3. That Pullin's Tours, Inc., is hereby directed to file with the Commission no later than Monday, December 12, 1988, a notarized statement referencing any and all proceedings, either completed or pending, in which it has been unfit or in which its fitness is under investigation by this Commission, the Maryland Public Service Commission, the Virginia State Corporation Commission, the Interstate Commerce Commission, or the United States Department of Transportation; if there are no such proceedings, the notarized statement shall so state.

4. That any person desiring to protest this application shall file a notarized protest in accordance with Commission Regulation No. 70-06 at the office of the Commission, 1625 Eye Street, N.W., Suite 316, Washington, DC 20006, no later than Monday, December 12, 1988, and shall simultaneously serve a copy of such protest on applicant's resident agent, Mr. Byce Rea, Jr., 1 Thomas Circle, N.W., Suite 700, Washington, DC 20005, and on applicant's attorney, Elliott H. DeJarnette, Esquire, 114 North Main Street, Culpeper, VA 22701.

FOR THE COMMISSION:



Annette B. Garofalo
Acting Executive Director