

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3273

IN THE MATTER OF:

Served January 11, 1989

Application of ALL ABOUT TOWN,)
INC., for a Certificate of Public)
Convenience and Necessity to)
Perform Special Operations)

Case No. AP-88-60

Application of ALL ABOUT TOWN,)
INC., for a Certificate of Public)
Convenience and Necessity to)
Perform Charter Operations)

Case No. AP-88-61

All About Town, Inc. (AAT), a Maryland corporation, holds Certificate of Public Convenience and Necessity No. 131 issued by this Commission. Certificate No. 131 is reproduced as an Appendix to this order, and authorizes the operations therein specified. In addition, AAT sought and was conditionally granted temporary authority to conduct certain specified charter operations between points in the Metropolitan District in Case No. MP-88-37. See Order No. 3263, served December 9, 1988.

By application filed December 5, 1988, in Case No. AP-88-60, AAT seeks a certificate of public convenience and necessity authorizing the transportation of passengers, together with mail, express, and baggage in the same vehicles as passengers, in special operations between points in the Metropolitan District, except transportation solely within the Commonwealth of Virginia. ^{1/} By application filed December 5, 1988, in Case No. AP-88-61, AAT seeks a certificate of public convenience and necessity authorizing the transportation of passengers, together with mail, express, and baggage in the same vehicle as passengers, in charter operations within the same territory, i.e., between points in the Metropolitan District, except transportation solely within the Commonwealth of Virginia.

The tariff for individual-fare, special operations includes 9 sightseeing tours ^{2/} priced from \$14 to \$50 per person. Children 11 years and under would be half-price. The tariff also shows discounts for travel agents, groups, and hotels. Discounts range from 10 percent to 30 percent depending upon the category.

^{1/} See Compact, Title II, Article XII, Section 1(b).

^{2/} Applicant will be asked at hearing to describe these tours with greater specificity.

The tariff for group-fare, charter operations includes hourly rates of \$45 to \$70, with a minimum of four to eight hours, ^{3/} depending upon the month in which the service is provided. The tariff also includes a \$10 per hour surcharge during "Inauguration and Holidays." There is a 10 percent discount for multiple movements under certain circumstances, and hourly rates are described as "non-commissionable."

One-way group charter transfer rates are:

Union Station	\$150
National Airport	\$150
Dulles Airport	\$175
BWI Airport	\$205

BWI Airport is outside the Metropolitan District and beyond the scope of this application. Transfer rates are subject to an "Additional surcharge of \$50 during June, July, August, Inauguration, Holidays, or pick-ups more than one-mile from terminal. The tariff also provides that "One-way transfers not named above will be charged at rate closest to same distance" and that "One-way transfers are non-commissionable." Finally, the tariff states:

All About Town does own one mini-bus; it will mainly be used for free transportation of passengers to join a group leaving on a large bus (free pick-up service) for per-capita sightseeing or when there are not enough passengers on per-capita sightseeing to warrant the use of a large bus. If it is chartered by the hour the charge would be \$10 less per hour. If it is chartered for a one-way transfer, the rate would be \$75 less per transfer.

Both applications contain the same equipment list showing five MCI buses manufactured from 1973 to 1974, one 1961 GMC transit bus leased to Blue Lines, Inc., and one 1976 18-passenger minibus. The applications also include AAT's articles of incorporation, a copy of AAT's WMATC annual report for 1987, and a projection of revenues and expenses for the first year of operations if these applications were granted. AAT also submitted a document in the nature of a balance sheet. The document is incomplete and undated. AAT will be direct to file a statement of financial condition on the Commission's financial forms.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, these applications will be consolidated and scheduled for public hearing to determine if applicant is fit, willing, and able to perform

^{3/} An additional minimum one hour "may" be charged if the pick-up point is more than one mile from "the terminal." The location of the terminal is not specified. AAT will be will be required to modify its tariff to specify with certainty whether such a charge applies and, if so, the location of the terminal.

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. Applicant will be assessed an amount preliminarily estimated to cover the hearing expenses to be borne by applicant pursuant to the Compact, Title II, Article XII, Section 19.

THEREFORE, IT IS ORDERED:

1. That a public hearing in Case Nos. AP-88-60 and AP-88-61 is hereby scheduled to commence Thursday, February 16, 1989, at 9:30 a.m. in the Hearing Room of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036.

2. That All About Town, Inc., shall publish once in a newspaper of general circulation in the Metropolitan District and post continuously and conspicuously in each of its vehicles through the date of public hearing, notice of these applications and the hearing thereon in the form prescribed by the staff of the Commission, no later than Tuesday, January 17, 1989, and shall present at the hearing affidavits of publication and posting.

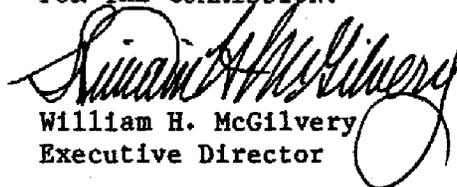
3. That All About Town, Inc., shall file with the Commission, no later than Monday, February 6, 1989, an original and four copies of a revised tariff, pursuant to the discussion at footnote 2 above.

4. That All About Town, Inc., shall file with the Commission, no later than, Monday, February 6, 1989, an original and four copies of a recent statement of financial condition on the form distributed by the Commission for that purpose.

5. That any person desiring to protest either of these applications shall file a protest in accordance with Commission Rule No. 14, or any person desiring to be heard shall so notify the Commission, in writing, no later than Monday, February 6, 1989, and shall simultaneously serve a copy of such protest or notice on applicant, All About Town, Inc., 519 - 6th Street, N.W., Washington, DC 20001.

6. That All About Town, Inc., is hereby assessed \$750 pursuant to Title II, Article XII, Section 19 of the Compact, and is directed to deliver said amount to the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036, no later than Monday, February 6, 1989.

FOR THE COMMISSION:


William H. McGilvery
Executive Director

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

NO. 131

ALL ABOUT TOWN, INC.

WASHINGTON, D.C.

By Order No. 2950 of the Washington Metropolitan Area Transit Commission issued December 17, 1986;

AFTER DUE INVESTIGATION, it appearing that the above-named carrier is entitled to receive authority from this Commission to engage in the transportation of passengers within the Washington Metropolitan Area Transit District as a carrier, for the reasons and subject to the limitations set forth in Order No. 2950;

THEREFORE, IT IS ORDERED that the said carrier is hereby granted this certificate of public convenience and necessity as evidence of the authority of the holder thereof to engage in transportation as a carrier by motor vehicle; subject, however, to such terms, conditions and limitations as are now, or may hereafter be, attached to the exercise of the privilege herein granted to the said carrier.

IT IS FURTHER ORDERED that the transportation service to be performed by the said carrier shall be as specified below:

IRREGULAR ROUTES:

SPECIAL OPERATIONS, transporting passengers from 519 Sixth Street, N.W., Washington, D.C., and the Washington Convention Center, 11th and H Streets, N.W., Washington, D.C., to Rosecroft Raceway, Prince George's County, Md., and return.

AND IT IS FURTHER ORDERED and made a condition of this certificate that the holder thereof shall render reasonable, continuous and adequate service to the public in pursuance of the authority granted herein, and that failure to do so shall constitute sufficient grounds for suspension, change or revocation of the certificate.

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

William H. McGilvery
Executive Director