

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3303

IN THE MATTER OF:

Served March 13, 1989

Application of THE AIRPORT )  
CONNECTION, INC., for Temporary )  
Authority )

Case No. AP-88-56

By application filed November 22, 1988, and amended January 11, 1989, The Airport Connection, Inc. (TAC), seeks temporary authority to transport passengers, together with baggage in the same vehicle with passengers, in charter operations between Washington National Airport, Arlington County, VA, and Washington Dulles International Airport, Loudoun County, VA, on the one hand, and, on the other, points in the Metropolitan District, restricted to transportation of passengers and aircraft crews having a prior or subsequent movement by air, and further restricted against transportation solely within the Commonwealth of Virginia. \*/

Order No. 3277, served January 18, 1989, generally described the evidence submitted with the application, and that order is incorporated herein by reference. Order No. 3277 served as publication of notice and directed that protests be filed in accordance with Commission Rule No. 14 no later than January 27, 1989. No protests to the application were received by the Commission within the time set therefor.

Title II, Article XII, Section 4(d)(3) of the Compact provides that the Commission may, in its discretion, grant an application for temporary authority, without hearing or other proceeding, if it finds that there is an immediate and urgent need for the service proposed by the application and that no other carrier service is capable of meeting that need. Fitness of the applicant is also required. See Application of Suburban Transit Company for Temporary Authority to Serve the Capital Centre, Order No. 1643, served January 24, 1977; Application of American Coach Lines, Inc., for Declaratory Order or, in the Alternative, Temporary Authority to Conduct Charter Operations Between Points in the Metropolitan District, Order No. 2738, served

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\*/ This application was filed contingent upon an event which has now occurred. By Order No. 3302, served March 13, 1989, the Commission approved the application of TAC to transfer "Part B" of its WMATC Certificate No. 111 (Charter Operations) to Airport Baggage Carriers, Inc. (ABC). As a result of the transfer, TAC holds no charter authority from the Commission and asserts that it needs charter authority to fulfill certain contract obligations to the Metropolitan Washington Airports Authority.

July 22, 1985; See also Order Nos. 2440, 2448, 2864, and 3221, served July 8, 1983; August 10, 1983; May 23, 1986; and August 23, 1988, respectively.

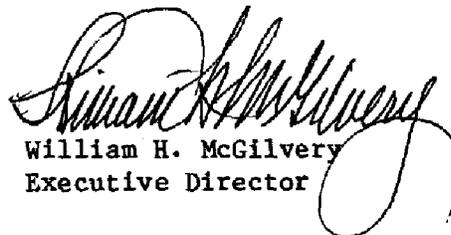
Inasmuch as no duly authorized carrier protested this application thereby indicating its ability and willingness to provide the service proposed by applicant, the Commission finds that no other carrier is capable of meeting the service need to which applicant's witness attested. It is further found, based on the evidence of record as described in Order No. 3277 in combination with the fact of Commission approval of the transfer of operating authority from TAC to ABC as specifically described in Order No. 3302, that there is an immediate and urgent need for the service described in this application and that applicant is fit to provide that service.

THEREFORE, IT IS ORDERED:

1. That The Airport Connection, Inc., is hereby granted 180 days temporary authority to transport passengers, together with baggage in the same vehicle as passengers, in charter operations between Washington National Airport, Arlington County, VA, and Washington Dulles International Airport, Loudoun County, VA, on one hand, and, on the other, points in the Metropolitan District, restricted to transportation of passengers and aircraft crews having a prior or subsequent movement by air, and further restricted against transportation solely within the Commonwealth of Virginia.

2. That the grant of temporary authority contained herein shall become effective upon service of this order and shall expire on September 8, 1989, unless otherwise ordered by the Commission.

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

  
William H. McGilvery  
Executive Director