

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3438

IN THE MATTER OF:

Served December 4, 1989

Application of D.A.Y. ENTERPRISES,)
INC., for a Certificate of Public)
Convenience and Necessity --)
Charter Operations)

Case No. AP-89-51

By Order No. 3436, served November 28, 1989, the above-captioned matter was scheduled for public hearing on Thursday, January 4, 1990. By motion filed November 30, 1989, counsel for applicant requested that the hearing be postponed. Upon consideration of the motion and for good cause shown, the public hearing will be rescheduled.

THEREFORE, IT IS ORDERED:

1. That the public hearing in Case No. AP-89-51 scheduled for January 4, 1990, is hereby cancelled.

2. That a public hearing in Case No. AP-89-51 is hereby scheduled to commence Thursday, January 18, 1990, at 9:30 a.m. in the Hearing Room of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104.

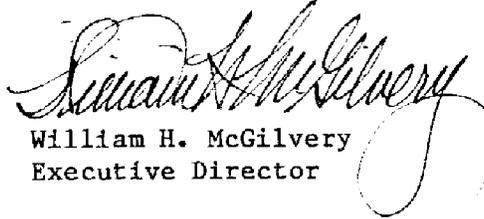
3. That D.A.Y. Enterprises, Inc., shall publish once in a newspaper of general circulation in the Metropolitan District notice of this application and the hearing thereon, in the form prescribed by the staff of the Commission, no later than Monday, December 18, 1989, and shall present at hearing an affidavit of publication.

4. 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 Monday, January 8, 1990, and shall simultaneously serve a copy of such protest or notice on applicant's counsel, Jeremy Kahn, Esquire, 1726 M Street, N.W., Suite 702, Washington, DC 20036.

5. That D.A.Y. Enterprises, Inc., is hereby assessed \$400 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 20036-5104, no later than Monday, January 8, 1990.

6. That D.A.Y. Enterprises, Inc., is hereby directed to file with the Commission no later than Monday, January 8, 1990, a proposed tariff applicable solely to service within the scope of this application.

FOR THE COMMISSION:



William H. McGilvery
Executive Director