

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3480

IN THE MATTER OF:

Served March 29, 1990

Application of MADISON LIMOUSINE )  
SERVICE, INC., for Special )  
Authorization to Conduct Charter )  
Operations Pursuant to Contract )  
with PAN AMERICAN WORLD AIRWAYS, )  
INC. )

Case No. CP-90-01

By application filed March 27, 1990, Madison Limousine Service, Inc. (Madison or applicant), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport flight attendants and cockpit crew members of Pan American World Airways, Inc. (Pan Am), together with baggage in the same vehicles as passengers, in charter operations under contract with Pan Am between Washington Dulles International Airport (Dulles), Loudoun County, VA., on the one hand, and, on the other, hotels located in the Metropolitan District. 1/

The proposed service which cannot be initiated until authority is obtained from the Commission 2/ would extend through September 30, 1990. Applicant would make up to five transfers a week from Dulles to a designated hotel, and up to five transfers a week from a hotel(s) to Dulles. Pan Am would provide applicant with a schedule specifying the times and locations transportation is to be provided. Applicant would use one van per transfer. Nine vehicles would be available for the proposed service. Pan Am would pay \$45 per van per transfer and \$25 an hour in waiting time after the first hour. Additional vans would be provided upon advance notice at the above-stated rates.

Pan Am's general manager submitted a notarized letter dated February 26, 1990, in support of the application. The letter states that Pan Am has investigated Madison's qualifications and is satisfied with its ability properly to perform the proposed transportation services. It also indicates that Pan Am previously used a different ground carrier.

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

2/ This is true not only as a statutory matter but also by the contract's own terms.

Applicant's balance sheet dated December 31, 1989, listed total assets of \$208,030.15; total liabilities of \$130,696.34; and equity of \$77,333.81. For the calendar year 1989, Madison lists revenues ("net sales") of \$472,696.55 and operating expenses (including depreciation) of \$448,171.87, resulting in net income for the year of \$9,879.81, after adjustment for interest expense and state and federal income taxes. Applicant projects revenues of \$64,800 and expenses of \$52,508 for operations under the contract.

Inasmuch as a contract has been executed for the transportation of employees pursuant to a contract with their employer for a period in excess of 181 days, the application appears amenable to processing under Commission Regulation No. 70. See Order No. 2004, served June 20, 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.

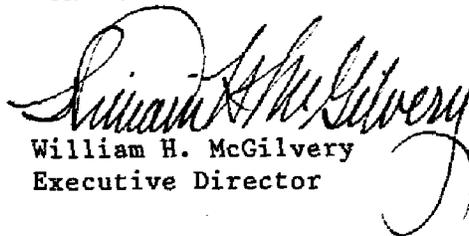
THEREFORE, IT IS ORDERED:

1. That Madison Limousine Service, Inc., 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 Sunday, April 1, 1990.

2. That any person desiring to protest this application shall file a notarized protest in conformance with Commission Regulation No. 70-06 at the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036, no later than Wednesday, April 11, 1990, and shall simultaneously serve a copy of such protest on counsel for applicant, Patricia M. Healy, Esquire, 1111 - 19th Street, N.W., Suite 1100, Washington, DC 20036.

3. That Madison Limousine Service, Inc., file with the Commission an affidavit of such publication no later than Wednesday, April 11, 1990.

FOR THE COMMISSION:

  
William H. McGilvery  
Executive Director