

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3501

IN THE MATTER OF:

Served May 15, 1990

Application of ATE MANAGEMENT AND ) Case No. AP-90-19  
SERVICE COMPANY, INC., for a )  
Certificate of Public Convenience )  
and Necessity Authorizing Charter )  
Service -- Friendship Heights )  
Village Council )

By application filed April 27, 1990, ATE Management and Service Company, Inc. (ATE or applicant), seeks a certificate of public convenience and necessity authorizing transportation of passengers in charter operations pursuant to contract \*/ with Friendship Heights Village Council (Friendship Heights) between specified points in Montgomery County, MD.

Applicant proposes a shuttle "express and shopping service" between: (1) Chevy Chase Center (Friendship Heights Shuttle Bus Stop); (2) Sovran Bank, 4411 South Park Avenue; (3) Willoughby Apartments (main entrance), 4515 Willard Avenue; (4) 4620 North Park Avenue; (5) 4601 North Park Avenue; (6) Carlton, 4550 North Park Avenue; (7) Willoughby Apartments (Friendship Heights entrance); (8) Highland House West, 4550 South Park Avenue; (9) Highland House North, 5480 Wisconsin Avenue; and (10) Metro Bay H. All service points are located in Montgomery County, MD. "Express service" would operate Monday through Friday between 7 a.m. and 8:30 a.m. and between 5 p.m. and 7 p.m. "Shopping service" would operate Monday through Friday between 9 a.m. and 4:30 p.m. and Saturday between 9 a.m. and 7 p.m.

Operations would be conducted using one, 1990 27-passenger vehicle equipped with a cellular phone. A back-up vehicle would be provided. ATE's contract with Friendship Heights is for a term of three years. The contract provides for future modifications pertaining to service area, schedules, and hours of service. Applicant would receive \$29.09 per service hour during the first year of the agreement, \$30.31 per service hour during the second year of the agreement, and \$31.58 per service hour during the third year of the agreement. Friendship Heights would pay ATE an increased rate for service performed at its request on holidays and outside normal hours. The shuttle would be offered at no charge to the riding public.

ATE's balance sheet as of December 31, 1989, shows current assets of \$14,108,058; fixed assets after allowance for depreciation of \$11,811,773; and other assets of \$13,095,540. Current liabilities of

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\*/ The contract is available for viewing at the Commission's office during regular business hours (8 a.m to 4:30 p.m.).

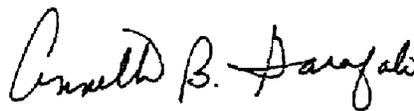
\$6,090,491; long-term liabilities of \$12,129,732; and equity of \$20,795,148 are listed. Applicant's operating statement for the 12 months ended December 31, 1989, lists \$770,865 in WMATC operating income; \$62,482,290 in other operating income; and \$62,981,216 in operating expenses, including depreciation and taxes. For the first nine months of contract operations, applicant expects to generate income of \$69,890 and incur operating expenses, including depreciation and taxes, of \$68,753, yielding a net income of \$1,137.

Pursuant to Title II, Article XII, Section 4(b) of the Compact, the application will be scheduled for public hearing to determine if applicant is fit, willing, and able to perform 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 costs of hearing pursuant to the Compact, Title II, Article XII, Section 19.

THEREFORE, IT IS ORDERED:

1. That a public hearing in Case No. AP-90-19 is hereby scheduled to commence Thursday, June 28, 1990, at 9:30 a.m. in the Hearing Room of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104.
2. That ATE Management and Service Company, Inc., publish once in a newspaper of general circulation in the Metropolitan District and post continuously and conspicuously in each of its revenue vehicles through the date of public hearing notice of this application and the hearing thereon in the form prescribed by the staff of the Commission no later than Friday, June 1, 1990, and present at the hearing affidavits of publication and posting.
3. That any person desiring to protest the application shall file a protest in accordance with Commission Rule No. 14, and any person desiring to be heard on this matter shall so notify the Commission, in writing, no later than Thursday, June 14, 1990, and shall simultaneously serve a copy of such protest or notice on applicant's counsel, Warren A. Goff, Esquire, 5101 Wheelis Drive, Suite 300, Memphis, TN 38117.
4. That ATE Management and Service Company, Inc., is hereby assessed \$300 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 Thursday, June 14, 1990.

FOR THE COMMISSION:



Annette B. Garofalo  
Acting Executive Director