

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3502

IN THE MATTER OF:

Served May 16, 1990

Application of SOUTH EAST AREA)
TRANSIT, INC., for a Certificate of)
Public Convenience and Necessity --)
Special Operations)

Case No. AP-90-21

By application filed May 1, 1990, South East Area Transit, Inc. (SEAT or applicant), seeks a certificate of public convenience and necessity to transport passengers in special operations (a) between points in Washington, DC; Prince George's County, MD; Alexandria, VA; and Arlington and Fairfax Counties, VA, and (b) between health care facilities in the Metropolitan District, on the one hand, and, on the other, points in Washington, DC; Montgomery and Prince George's Counties, MD; and Arlington County, VA, restricted to transportation of transportation-disadvantaged persons. 1/2/

SEAT would conduct the proposed operations using a 1990 vehicle having a manufacturer's designed seating capacity of 15 passengers and equipped with lifts and tie-downs to accommodate non-ambulatory passengers. The rates proposed under part (a) of the application would be \$15 round trip with \$6.25 paid by the passenger and \$8.75 paid by the employer. Applicant will be asked to provide more information at hearing about what appears to be an employee shuttle operation. Rates proposed under part (b) of the application are:

1/ It would appear that most of the authority requested in "(b)" is subsumed by the authority requested in "(a)" and that "between points in the Metropolitan District" might be a more efficient wording of the authority sought. However, an examination of SEAT's tariff indicates that two very separate operations are proposed. This may justify SEAT's bifurcated application. The matter will be explored further at hearing.

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

Medicaid

One-way within Capital Beltway	\$25
One-way outside Capital Beltway	\$25
	plus 75¢ per loaded mile
Round trip within Capital Beltway	\$35
Round trip outside the Capital Beltway	\$35
	plus 75¢ per loaded mile

Cancellation Charges

One-way	\$ 7.50
Round trip	\$12.50

Additional manpower \$ 5.00 per trip

Applicant is a District of Columbia corporation established in 1989. Its balance sheet as of April 27, 1990, shows \$15,000 cash, no liabilities, and proprietor's equity of \$15,000. Applicant's operating statement for the six months ended March 31, 1990, shows operating income of \$15,000 and no expenses. From the proposed operations during its first year of WMATC operations, applicant projects total revenue of \$278,986 and total expenses of \$318,233.

Pursuant to the Compact, Title II, Article XII, Section 4(b), this 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 hearing expense applicant is required to bear pursuant to the Compact, Title II, Article XII, Section 19.

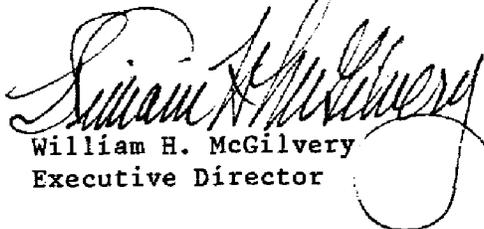
THEREFORE, IT IS ORDERED:

1. That a public hearing in Case No. AP-90-21, is hereby scheduled to commence on Thursday, July 12, 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 South East Area Transit, 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 Friday, June 1, 1990, and shall present at hearing an affidavit of such publication.
3. That any person wanting to protest this application shall file a protest in accordance with Commission Rule No. 14, or any person wanting to be heard on this matter shall so notify the Commission, in

writing, no later than Monday, June 25, 1990, and shall simultaneously serve a copy of such protest or notice on applicant's attorney, Othello G. Jones, Jr., Esquire, 2041 Martin Luther King, Jr. Avenue, S.E., Suite 405, Washington, DC 20020.

4. That South East Area Transit, Inc., is hereby assessed \$400 pursuant to the Compact, Title II, Article XII, Section 19 and is directed to deliver that amount to the office of the Commission no later than Monday, June 25, 1990.

FOR THE COMMISSION;



William H. McGilvery
Executive Director

