

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3582

IN THE MATTER OF:

Served October 30, 1990

Application of AWARDS)
TRANSPORTATION SERVICES, LTD., for)
Special Authorization to Conduct)
Charter Operations Pursuant to)
Contract with United States)
Department of Agriculture, Forest)
Service)

Case No. CP-90-04

By application filed October 11, 1990, Awards Transportation Services, Ltd. (ATS or applicant), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport employees of the United States Department of Agriculture, Forest Service (USDA), together with mail and express in the same vehicles as passengers, in charter operations under contract with USDA (1) between 1611/1621 North Kent Street, Arlington, VA, and 201-14th Street, S.W., Washington, DC, and (2) between points in the Metropolitan District as occasionally required by USDA. 1/

Order No. 3574, served October 16, 1990, generally described the evidence submitted with the application, and that order is incorporated by reference herein. The Commission required notice by publication and posting, the filing of affidavits of publication and posting, and the filing of other specified materials. 2/ Applicant complied with those requirements, and no protest to the application was received by the Commission.

Commission Regulation No. 70 provides that an application of this type will be granted if it is determined that the applicant is fit, willing, and able to perform the proposed service properly and to comply with the provisions of the Compact and the rules, regulations, and orders of the Commission thereunder, and if it is determined that

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

2/ ATS, through its president, states that it will meet USDA's contract requirements to transport 250 persons on special occasions by chartering certified vehicles from licensed WMATC carriers. USDA will give ATS a minimum of 48 hours notice of these occasions. In addition, ATS's president states that ATS has relief drivers available in the event USDA extends its requirement for shuttle service to 50 hours a week.

the proposed operations conform to the provisions of Regulation No. 70. The issue of whether the public convenience and necessity require such service has been determined in Case No. MP-79-04. See Order No. 2004, served June 20, 1979.

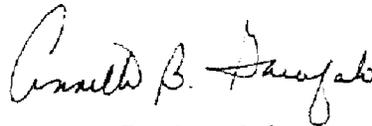
Inasmuch as ATS's executed contract is for a fixed term of at least 181 days and provides for the transportation of employees pursuant to a contract with their employer, the Commission finds that this application conforms to the requirements of Commission Regulation No. 70. It is further found, based on the evidence of record as described herein and in Order No. 3574, that applicant is fit, willing, and able properly to provide the service described above and to comply with the requirements of the Compact and the rules, regulations, and orders of the Commission thereunder.

ATS is hereby assigned WMATC No. 174, is directed to identify its vehicles in accordance with Commission Regulation No. 70-10, and is further directed to file an affidavit of compliance with that regulation within ten days of issuance of this order. Within the ten-day period, applicant must also file evidence of ownership or, if appropriate, a lease in conformance with Commission Regulation No. 69 and its vehicle liability policy insurance number. The latter is to be filed through ATS's insurance company.

Upon timely filing of these items, an appropriate authorization shall issue.

IT IS SO ORDERED.

FOR THE COMMISSION:



Annette B. Garofalo
Acting Executive Director