

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3678

IN THE MATTER OF:

Served April 15, 1991

Application of KOWALSKI MEDICAL)
SUPPORT SERVICES, INC., for a)
Certificate of Authority --)
Irregular Route Operations)

Case No. AP-90-49

By application filed April 10, 1991, Kowalski Medical Support Services, Inc. (KMSS), seeks a Certificate of Authority */ to transport passengers in irregular route operations between points in the Metropolitan District.

The proposed service would include transportation of handicapped passengers. Applicant would initiate the proposed transportation using two vehicles, each having a manufacturer's designed seating capacity of 15 persons or fewer, including the driver. The vehicles would be modified to permit loading and unloading of persons in wheelchairs and to secure wheelchair-bound passengers in transit.

The application contains, among other things, information regarding applicant's facilities, vehicle maintenance program, minimum requirements for drivers, finances, and regulatory compliance record. The application is available for inspection at the office of the Commission during its regular business hours.

In determining whether to grant or deny an application for a Certificate of Authority, the Compact at Title II, Article XI, Section 7, requires that the Commission determine whether an applicant is fit, willing, and able to perform that transportation properly and conform to the provisions of the Compact and the Commission's rules, regulations, and requirements and that the transportation is consistent with the public interest. Pursuant to Commission Rule No. 6, this order and fulfillment of its requirements will provide notice of KMSS's application for a Certificate of Authority.

*/ KMSS initially applied for a certificate of public convenience and necessity. While that application was pending, the Compact was amended. The case number used here is that assigned to the initial application, and all filings concerning that initial application will be considered part of this application.

THEREFORE, IT IS ORDERED:

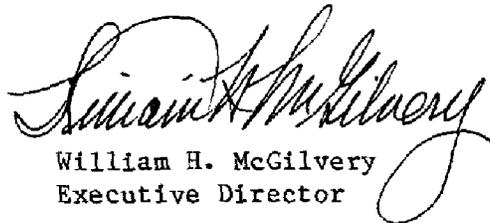
1. That Kowalski Medical Support Services, Inc., no later than Tuesday, April 23, 1991, shall publish once in a newspaper of general circulation in the Metropolitan District, notice of this application in the form prescribed by the staff of the Commission.

2. That Kowalski Medical Support Services, Inc., shall file with the Commission, no later than Thursday, May 23, 1991, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That any person wanting to protest this application shall do so in accordance with Commission Rule No. 13 and Regulation No. 54-04(a), and any person wanting to comment on this matter, other than by protest, shall do so, in writing, in accordance with Regulation No. 54-04(a), no later than Thursday, May 23, 1991, and shall simultaneously serve a copy of such protest or comment on applicant's representative, John L. Seibel, Esquire, 4800 Hampden Lane, Suite 460, Bethesda, MD 20814.

4. That any person seeking oral hearing on this matter shall request one, in writing, in accordance with Commission Regulation No. 54-04(b) no later than Thursday, May 23, 1991, and shall simultaneously serve a copy of such request on applicant's representative, John L. Seibel, Esquire, 4800 Hampden Lane, Suite 460, Bethesda, MD 20814.

FOR THE COMMISSION:


William H. McGilvery
Executive Director