

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3680

IN THE MATTER OF:

Served April 16, 1991

Application of RAPIDTRANS, INC., )  
for a Certificate of Authority -- )  
Irregular Route Operations )

Case No. AP-91-09

By application filed February 15, 1991, RAPIDTRANS, Inc. (RAPIDTRANS or applicant), seeks a Certificate of Authority to transport passengers, together with mail, express, and baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District. The transportation proposed by RAPIDTRANS would include transportation for the account of D.C. Chartered Health Plan, Inc. (Chartered), a health maintenance organization of which applicant is a wholly-owned subsidiary. The transportation would be performed under contract with Chartered. Service for Chartered was initiated in leased vehicles having a manufacturer's designed seating capacity of 15 persons pursuant to temporary authority granted by Order No. 3606, served February 5, 1991, in Case No. AP-90-28.

By Order No. 3613, served February 22, 1991, in Case No. AP-91-09, the Commission directed applicant to publish in a newspaper and post in its vehicles notice of this application. RAPIDTRANS filed an affidavit attesting to publication and posting as required. Order No. 3613 and the notice that was published and posted pursuant thereto provided for the filing of protests, comments, or requests for oral hearing on or before March 25, 1991. None were filed.

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 the proposed transportation properly and conform to the provisions of the Compact and the Commission's rules, regulations, and requirements and that the proposed transportation is consistent with the public interest. Based on the record before it in this case, the Commission finds that RAPIDTRANS has met its burden of proof insofar as transportation in vehicles seating 15 persons or fewer (including the driver) is concerned. In addition, the Commission notes that applicant has demonstrated its fitness during the course of operations conducted under temporary authority.

THEREFORE, IT IS ORDERED:

1. That RAPIDTRANS, Inc., is hereby conditionally granted, contingent upon timely compliance with the requirements of this order, authority to transport passengers, together with mail, express, and baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles having a manufacturer's designed seating capacity of 15 persons or less (including the driver).

2. That in all other respects the application of RAPIDTRANS, Inc., is hereby denied.

3. That RAPIDTRANS, Inc., is hereby directed to file with the Commission, within 30 days of the date of this order, the following: (a) five copies of its Contract Tariff No. CT-1 covering its contract operations with D.C. Chartered Health Plan, Inc., in conformance with Commission Regulation No. 55; (b) an equipment list showing make, year, model, serial number, vehicle number (if any), manufacturer's designed seating capacity (including driver), and license plate number (with jurisdiction) for each vehicle to be used in revenue operations; (c) evidence of ownership or a lease in accordance with Commission Regulation No. 62 for each vehicle to be used in revenue operations; (d) an affidavit of identification of vehicles pursuant to Commission Regulation No. 61, for which purpose WMATC No. 180 is hereby assigned; (e) a certificate of insurance in accordance with Commission Regulation No. 58 and Order No. 3623; and (f) its official address and, if necessary, the name and address of its designated agent for service as required by Commission Regulation No. 68.

4. That unless RAPIDTRANS, Inc., complies with the requirements of the preceding paragraph within 30 days of the date of this order, or such additional time as the Commission may direct or allow (within the limitations of Commission Regulation No. 66), the grant of authority contained herein shall be void, and the application shall stand denied in its entirety, effective upon the expiration of the said compliance time.

5. That upon timely compliance with the requirements set forth in the preceding paragraphs, a Certificate of Authority will be issued to RAPIDTRANS, Inc., in the form and as worded in the Appendix to this order.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS WORTHY, SCHIFTER, AND SHANNON:

  
William H. McGilvery  
Executive Director

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

CERTIFICATE OF AUTHORITY

NO. 180

RAPIDTRANS, Inc.  
820 First Street, N.E., Suite LL100  
Washington, DC 20002-4205

By Order No. 3680 of the Washington Metropolitan Area Transit Commission issued April 16, 1991;

WHEREAS, the above-named carrier is entitled to receive authority to transport passengers within the Washington Metropolitan Area Transit District;

THIS CERTIFICATE OF AUTHORITY is hereby issued to the said carrier as evidence of the authority to engage in the for-hire transportation of passengers by motor vehicle; subject, however, to such terms, conditions, and limitations as are now, or may hereafter be, attached to the exercise of the privilege granted to the said carrier:

IRREGULAR ROUTES, transporting passengers, together with mail, express, and baggage in the same vehicles as passengers, between points in the Washington Metropolitan Area Transit District;

RESTRICTED TO (1) operations conducted according to the said carrier's applicable tariff on file with the Commission and (2) transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver;

RESTRICTED AGAINST (1) transportation solely within the Commonwealth of Virginia and (2) any passenger transportation for hire on an individual fare paying basis in competition with any existing, scheduled, regular-route, passenger transportation service performed by, or under a contract with, the Federal Government, a signatory to the Compact, a political subdivision of a signatory, or the Washington Metropolitan Area Transit Authority.

THIS CERTIFICATE OF AUTHORITY DOES NOT AUTHORIZE ANY TRANSPORTATION BY ANY PERSON OTHER THAN THE CARRIER NAMED HEREON.

THIS CERTIFICATE OF AUTHORITY IS NOT VALID UNLESS THE CARRIER NAMED HEREON IS IN COMPLIANCE WITH THE INSURANCE REQUIREMENTS OF THE COMMISSION.

CERTIFICATE OF AUTHORITY NO. 180  
RAPIDTRANS, Inc.  
Page two

IT IS A FURTHER CONDITION of this certificate of authority that the carrier named hereon shall (a) provide safe and adequate transportation service, equipment, and facilities and (b) observe and enforce Commission regulations.