

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3923

IN THE MATTER OF:

Served April 16, 1992

Application of JS TRANSPORTATION,)
INCORPORATED, for a Certificate)
of Authority -- Irregular Route)
Operations)

Case No. AP-92-08

By application accepted for filing February 28, 1992, JS Transportation, Incorporated' (JS or applicant), seeks a Certificate of Authority to transport passengers in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

Notice of this application was served on March 5, 1992, in Order No. 3898, and JS was directed to publish further notice in a newspaper and file an affidavit of publication. JS complied. This application is unopposed.

SUMMARY OF EVIDENCE

JS proposes to initiate operations using two owned vehicles having a manufacturer-designed seating capacity of less than 16 persons each, including the driver. JS proposes to transport the elderly, handicapped and disabled, and others to and from medical facilities. JS's proposed tariff contains a per capita mileage rate established by agreement with the Maryland Department of Health and Mental Hygiene.

JS's application, which is incorporated herein by reference, includes information regarding, among other things, its corporate status, facilities, vehicle maintenance arrangements, driver training practices, proposed tariff, finances, and regulatory compliance record.

JS's CEO/General Manager certifies on its behalf that applicant has access to, is familiar with, and will comply with the Compact, the Commission's rules and regulations, and United States Department of Transportation regulations relating to transportation of passengers for hire.

Applicant filed a balance sheet as of November 30, 1991, showing total current assets of \$12,854; net fixed assets of \$37,128; total current liabilities of \$11,267; total long-term liabilities of \$11,267; and total equity of \$27,448. Applicant's operating statement for the twelve months ended November 30, 1991, shows operating income of \$129,837; total operating expenses of \$109,389; and net income of \$20,448. Applicant's projected operating statement for the first

twelve months of WMATC operations shows WMATC operating income of \$142,820; other operating income of \$42,250; total operating expenses of \$133,145; and net income of \$51,925.

It is certified that neither JS nor any person controlling, controlled by, or under common control with JS has any relationship with a carrier other than JS.

DISCUSSION AND CONCLUSION

This case is governed by the Compact, Title II, Article XI, Section 7(a) which provides in relevant part that:

the Commission shall issue a certificate to any qualified applicant, . . . if it finds that --

- (i) the applicant is fit, willing, and able to perform [the] transportation properly, conform to the provisions of this Act, and conform to the rules, regulations, and requirements of the Commission; and
- (ii) that the transportation is consistent with the public interest.

Based on the evidence in this record, the Commission finds JS to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements. It is further found that the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

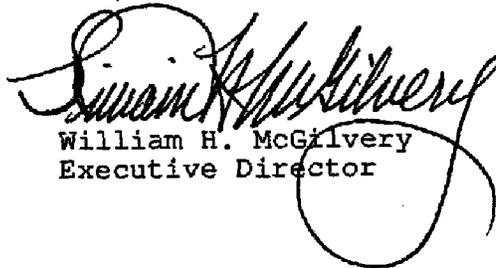
1. That JS Transportation, Incorporated, 6809 Chippewa Drive, Baltimore, MD 21209, is hereby conditionally granted, contingent upon timely compliance with the requirements of this order, authority to transport passengers in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

2. That JS Transportation, Incorporated, is hereby directed to file the following documents with the Commission within 30 days of the date of this order, or such additional time as the Commission may direct or allow: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 3623; (b) four copies of a tariff or tariffs in accordance with Regulation No. 55; (c) an equipment list stating the year, make, model, serial number, vehicle number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) evidence of ownership or a lease as required by Commission Regulation No. 62 for each vehicle to be used in revenue operations; and (e) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61, for which purpose WMATC No. 204 is hereby assigned.

3. That upon timely compliance with the requirements of the preceding paragraph and acceptance of the documents required by the Commission, Certificate of Authority No. 204 shall be issued to JS Transportation, Incorporated.

4. That unless JS Transportation, Incorporated, complies with the requirements of this order within 30 days from the date of its issuance, or such additional time as the Commission may direct or allow, the grant of authority herein shall be void and the application shall stand denied in its entirety effective upon the expiration of said compliance time.

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



William H. McGilvery
Executive Director