

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4034

IN THE MATTER OF:

Served January 8, 1993

Application of McClain)
TRANSPORTATION SERVICE, INC., for a)
Certificate of Authority --)
Irregular Route Operations)

Case No. AP-93-01

By application filed January 4, 1993, McClain Transportation Service, Inc. (McClain or applicant), a Maryland corporation, 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.

McClain's application includes information regarding, among other things, its corporate status, facilities, proposed tariff, finances, and regulatory compliance record. The application is available for inspection at the office of the Commission during its regular business hours.

McClain proposes to commence operations with two 8-passenger vehicles. Service will be provided primarily to the handicapped and elderly. Applicant's proposed tariff contains group charter rates and special operations rates for Medicaid and non-Medicaid transportation.

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 transportation properly and conform to the provisions of the Compact and the Commission's rules, regulations, and requirements and whether 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 McClain's application for a certificate of authority.

THEREFORE, IT IS ORDERED:

1. That McClain Transportation Service, Inc., shall publish once in a newspaper of general circulation in the Metropolitan District, no later than Friday, January 22, 1993, notice in the form prescribed by the staff of the Commission.

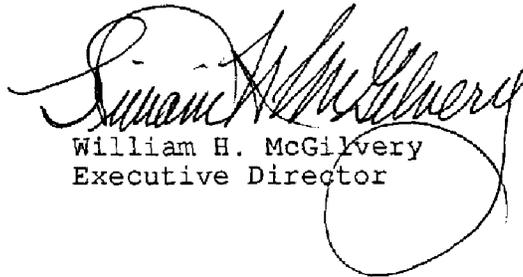
2. That McClain Transportation Service Inc., shall file with the Commission, no later than Friday, February 12, 1993, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That any person wanting to protest the application, in accordance with Commission Rule No. 13 and Regulation No. 54-04(a), and any person wanting to comment on the application, in accordance with Regulation No. 54-04(a), shall file such protest or comment at

the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104, no later than Friday, February 12, 1993, and shall simultaneously serve a copy of such protest or comment on applicant's attorney, Vernon A. Williams, Esquire, 2041 Martin Luther King, Jr., Avenue, S.E. Suite M-1, Washington, DC 20020.

4. That any person seeking a formal oral hearing on this matter, in accordance with Commission Regulation No. 54-04(b), shall request one no later than Friday, February 12, 1993, and shall simultaneously serve a copy of such request on applicant's attorney, Vernon A. Williams, Esquire, 2041 Martin Luther King, Jr., Avenue, S.E., Suite M-1, Washington, DC 20020.

FOR THE COMMISSION:



William H. McGilvery
Executive Director