

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4170

IN THE MATTER OF:

Served September 22, 1993

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

Case No. AP-93-27

By application filed September 21, 1993, Thomas Tours, Inc. (TTI or applicant), a Maryland corporation, seeks a certificate of authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District.

TTI'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.

TTI proposes to commence operations with eight motor coaches with seating capacities ranging from 47 to 49 passengers each. Applicant's proposed tariff contains hourly rates with minimum charges for charter service and flat rates for transfer service. The rate for non-sightseeing charter service is quoted "Exclusive of driver." It appears from the text accompanying this rate in the tariff that this rate is meant to exclude sightseeing guide or lecture service provided either by the driver or a separate guide/lecturer. If this reading is correct, elimination of the "Exclusive of driver" language would clarify the tariff. If any event, applicant will be directed to clarify this item by filing an original and four copies of an amended proposed tariff page 5.

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 TTI's application for a certificate of authority.

THEREFORE, IT IS ORDERED:

1. That Thomas Tours, Inc., shall publish once in a newspaper of general circulation in the Metropolitan District, no later than Friday, October 1, 1993, notice in the form prescribed by the staff of the Commission.

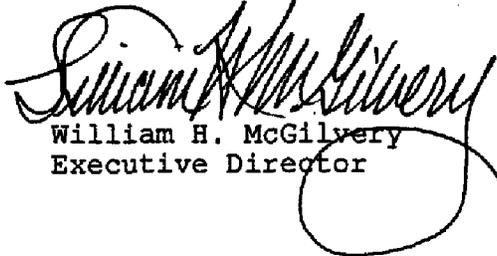
2. That Thomas Tours, Inc., shall file with the Commission, no later than Friday, October 22, 1993, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That Thomas Tours, Inc., shall file with the Commission, no later than Monday, October 4, 1993, an original and four copies of an amended proposed tariff page 5 as discussed above.

4. That any person wanting to protest the application, in accordance with Commission Rule No. 13 and Regulation No. 54-04(a), or 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, October 22, 1993, and shall simultaneously serve a copy of such protest or comment on applicant's representative, Mrs. Marie C. Thomas, President, Thomas Tours, Inc., 11344 Cherry Hill Road, #203, Beltsville, MD 20705.

5. 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, October 22, 1993, and shall simultaneously serve a copy of such request on applicant's representative, Mrs. Marie C. Thomas, President, Thomas Tours, Inc., 11344 Cherry Hill Road, #203, Beltsville, MD 20705.

FOR THE COMMISSION:



William H. McGilvery  
Executive Director