

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4368

IN THE MATTER OF:

Served August 18, 1994

Application of MOJTABA GUSEMALSEED, )  
Trading as TRANSCARE, for a )  
Certificate of Authority -- Irregular )  
Route Operations )

Case No. AP-94-37

By application filed August 16, 1994, Mojtaba Gusemalseed, trading as TransCare (TransCare or applicant), a sole proprietor, 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.

The application includes information regarding, among other things, applicant's 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.

Applicant proposes commencing operations in a van with a seating capacity of 15 persons. Applicant's proposed tariff contains per capita fares for transportation under the DC Medicaid program.

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 TransCare's application for a certificate of authority.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than August 29, 1994, notice in the form prescribed by the staff of the Commission.

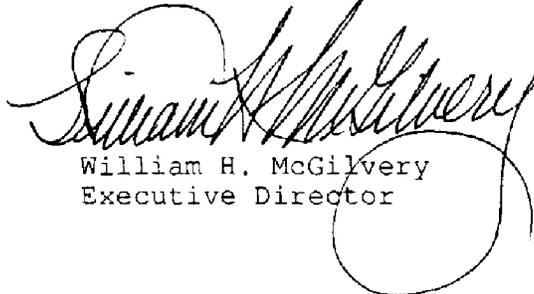
2. That applicant shall file with the Commission, no later than September 19, 1994, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

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 September 19, 1994, and shall simultaneously serve a copy of such protest or comment on applicant, Mojtaba Gusemalseed, trading as TransCare, 1314 Massachusetts Avenue, N.W., Suite 505, Washington, DC 20005.

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 September 19, 1994, and shall simultaneously serve a copy of such request on applicant, Mojtaba Gusemalseed, trading as TransCare, 1314 Massachusetts Avenue, N.W., Suite 505, Washington, DC 20005.

FOR THE COMMISSION:

A handwritten signature in cursive script, appearing to read "William H. McGilvery". The signature is written in black ink and is positioned above the printed name and title.

William H. McGilvery  
Executive Director