

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4395

IN THE MATTER OF:

Served September 29, 1994

Application of YELLOW BUS SERVICE, )  
INC., Trading as YELLOW )  
TRANSPORTATION, for a Certificate )  
of Authority -- Irregular Route )  
Operations )

Case No. AP-94-44

By application accepted for filing September 28, 1994, Yellow Bus Service, Inc., trading as Yellow Transportation (Yellow 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.

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

Applicant is a wholly-owned subsidiary of Yellow Holding Co., Inc., which is the parent of thirty-seven subsidiaries providing transportation services in the Baltimore metropolitan area.

Applicant proposes commencing operations with thirteen school buses (seating 24 to 42 passengers), three vans (seating 7 to 15 passengers), twelve minicoaches (seating 21 to 25 passengers), and three coaches (seating 45 to 47 passengers). Applicant's proposed tariff contains hourly charter rates, with minimum charges and a discount for specified groups.

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. Under Article XII, Section 3, of the Compact, the Commission may approve common control of two carriers if the Commission finds said common control to be in the public interest. Pursuant to Commission Rule No. 6, this order and fulfillment of its requirements will provide notice of Yellow's application for a certificate of authority.

THEREFORE, IT IS ORDERED:

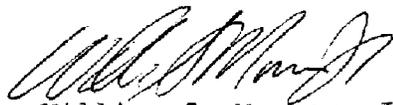
1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than October 7, 1994, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than October 28, 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 October 28, 1994, and shall simultaneously serve a copy of such protest or comment on applicant's attorney, Philip N. Margolius, Esquire, 1828 L Street, N.W., Suite 500, Washington, DC 20036.

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 October 28, 1994, and shall simultaneously serve a copy of such request on applicant's attorney, Philip N. Margolius, Esquire, 1828 L Street, N.W., Suite 500, Washington, DC 20036.

FOR THE COMMISSION:



William S. Morrow, Jr.  
Acting Executive Director