

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4513

IN THE MATTER OF:

Served March 7, 1995

Investigation of Failure to Pay ) Annual Fee, Assessment of Civil ) Forfeiture, and Order to Show Cause ) Why Operating Authority Should Not ) be Revoked, Directed to: )	
WASHINGTON AREA MINI-BUS TOURS, ) INC., WMATC No. 28 )	Case No. MP-95-10
BARON TRANSPORTATION, INC., WMATC ) No. 33 )	Case No. MP-95-11
W&D TRANSPORTATION, INC., WMATC ) No. 61 )	Case No. MP-95-12
LAIDLAW TRANSIT (VIRGINIA), INC., ) WMATC No. 64 )	Case No. MP-95-13
V.I.P. TOURS, A PARTNERSHIP, WMATC ) No. 85 )	Case No. MP-95-14
GRIFFIN M. MURPHY, Trading as ) MAXI-BUS TOURS, WMATC No. 93 )	Case No. MP-95-15
SHAW BUS SERVICE, INC., WMATC ) No. 100 )	Case No. MP-95-16
PERKINS AMBULANCE AND WHEELCHAIR ) SERVICE, INC., WMATC No. 126 )	Case No. MP-95-17
BILL APPELL, Trading as PERSONAL ) PACE TOURS/TECH TOURS WASHINGTON, ) WMATC No. 130 )	Case No. MP-95-18
PRIORITY ONE SERVICES, INC., WMATC ) No. 135 )	Case No. MP-95-19
MERCY AMBULETTE SERVICES, INC., ) WMATC No. 149 )	Case No. MP-95-20
KENILWORTH/PARKSIDE TRANSPORTATION ) COMPANY, INC., Trading as ) KENILWORTH/PARKSIDE RMC SHUTTLE, ) WMATC No. 153 )	Case No. MP-95-21
EASY TRAVEL, INC., WMATC No. 162 )	Case No. MP-95-22

CONFERENCE CENTER INTERESTS, INC., ) Trading as WESTFIELDS INTERNATIONAL ) CONFERENCE CENTER, INC., WMATC ) No. 163 )	Case No. MP-95-23
BETHANY TRAVEL AGENCY, INC., ) Trading as BETHANY TRAVEL AND ) LIMOUSINE SERVICE, WMATC No. 185 )	Case No. MP-95-24
GREEN'S MULTI SERVICES, INC., ) WMATC No. 190 )	Case No. MP-95-25
MIJU EXPRESS, INC., WMATC No. 194 )	Case No. MP-95-26
SCHROCK SIGHTSEEING SERVICE, INC., ) WMATC No. 196 )	Case No. MP-95-27
MANHATTAN INTERNATIONAL ) TRANSPORTATION, INC., WMATC No. 231)	Case No. MP-95-28
THOMAS TOURS, INC., WMATC No. 236 )	Case No. MP-95-29
MUSTANG TOURS, INC., WMATC No. 238 )	Case No. MP-95-30
REGENCY SERVICES, INC., WMATC ) No. 260 )	Case No. MP-95-31

Under Title II of the Compact, Article XIII, Section 1(c), the Commission may initiate an investigation to determine whether a person has violated a provision of the Compact or a regulation or order. Section 1(d) of Article XIII provides that if, after hearing, the Commission finds a respondent has violated a provision of the Compact or any requirement established under it, the Commission shall issue an order to compel the respondent to comply with the Compact and effect other just and reasonable relief. A hearing is unnecessary, however, if the dispositive facts are not in dispute. In re Executive Limo. Serv., Inc., No. 804, Order No. 1270 at 3 n.2 (July 20, 1973).

Pursuant to Title I of the Compact, Article IV, Section 4(a), Commission Regulation No. 67, and Order No. 3601, each carrier named herein was required to pay an annual fee of \$100 on or before January 31, 1995. Each of these carriers failed to remit its annual fee by the due date. None can claim ignorance of Regulation No. 67 and Order No. 3601. We therefore find in each case that the failure to timely pay was knowing and willful.

According to Article XIII, Section 6(f), a person who knowingly and willfully violates a provision of the Compact, or regulation or order issued thereunder, shall be subject to a civil forfeiture of not more than \$1,000 for the first violation and not more than \$5,000 for any subsequent violation; each day of the violation constitutes a separate violation. Article XI, Section 10(c), provides that the Commission, after notice and hearing, may suspend or revoke a certificate of authority for willful failure to comply with a provision of the Compact or an order or regulation of the Commission.

THEREFORE, IT IS ORDERED:

1. That the Commission hereby initiates an investigation into the failure of each carrier named herein to timely pay its annual fee.

2. That each carrier named herein is hereby made a party respondent.

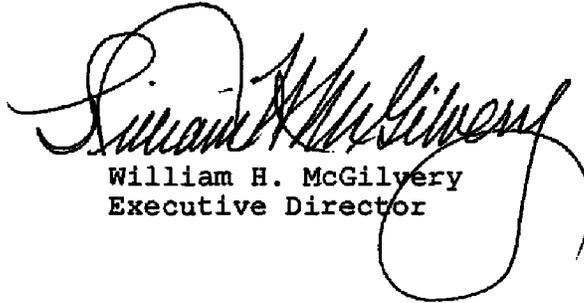
3. That each respondent is assessed a \$50 civil forfeiture for knowing and willful failure to pay the annual fee on or before January 31, 1995.

4. That each respondent shall have thirty days from the date of this order to pay to the Commission \$150, which sum includes the \$100 annual fee and \$50 civil forfeiture.

5. That the certificate of authority of each respondent which fails to timely pay the \$100 annual fee and \$50 civil forfeiture shall automatically stand suspended as of 12:01 a.m. April 7, 1995.

6. That each respondent whose certificate is suspended under the preceding paragraph shall have thirty days thereafter to show cause why its certificate of authority should not be revoked for failure to comply with the requirements of this order.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS ALEXANDER, LIGON, AND SHANNON:



William H. McGilvery  
Executive Director