

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4866

IN THE MATTER OF:

Served June 7, 1996

Investigation of Failure to Pay)
Annual Fee and Order to Show)
Cause Why Civil Forfeiture Should)
Not be Assessed and Why Operating)
Authority Should Not be Suspended)
or Revoked, Directed to: BILL)
APPELL, Trading as PERSONAL PACE)
TOURS/TECH TOURS WASHINGTON,)
WMATC No. 130)

Case No. MP-95-18

Investigation of Failure to File)
Annual Report and Order to Show)
Cause Why Civil Forfeiture Should)
Not be Assessed and Why Operating)
Authority Should Not be Suspended)
or Revoked, Directed to: BILL)
APPELL, Trading as PERSONAL PACE)
TOURS/TECH TOURS WASHINGTON,)
WMATC No. 130)

Case No. MP-95-40

The Commission assessed a net civil forfeiture against respondent in the amount of \$1,500 in Order No. 4762, served February 8, 1996. Respondent was directed to pay that amount on or before March 9, 1996.

On March 7, 1996, respondent applied for reconsideration of Order No. 4762. Respondent requested, in the alternative, a 90-day extension of the payment deadline. The latter request was granted in Order No. 4790, served March 13, 1996.

Citing an inability to pay the forfeiture at the present time, respondent requests an additional 30-day extension. The request is granted for good cause shown. However, no further extensions will be granted.

Applicant has requested waiver of the assessed forfeiture in the alternative. Because the Commission did not act on respondent's March 7 application for reconsideration within thirty days, that application is deemed denied.¹ Applicant's request for waiver at this

¹ Compact, tit. II, art. XIII, § 4(c).

time amounts to an application for reconsideration of the denial. A denial of reconsideration is not subject to reconsideration.²

THEREFORE, IT IS ORDERED that applicant shall comply with the requirements of Order No. 4762 no later than July 7, 1996.

FOR THE COMMISSION:



William S. Morrow, Jr.
Acting Executive Director

² In re Alexandria, Barcroft & Wash. Transit Co., No. 221, Order No. 1110 (Dec. 11, 1970) (on reconsideration); In re D.C. Transit Sys., Inc., No. 216, Order No. 1067 (July 14, 1970) (on reconsideration), remanded on other grounds, sub nom., Democratic Cent. Comm. v. WMATC, 485 F.2d 886 (D.C. Cir. 1973), cert. denied sub nom., D.C. Transit Sys., Inc., v. Democratic Cent. Comm., 415 U.S. 935 (1974); In re D.C. Transit Sys., Inc., No. 194, Order No. 934 (Mar. 10, 1969) (on reconsideration), rev'd on other grounds, per curiam, sub nom., Yohalem v. WMATC, 412 F.2d 1124 (D.C. Cir. 1969); In re D.C. Transit Sys., Inc., No. 194, Order No. 931 (Mar. 10, 1969) (on reconsideration), rev'd on other grounds, per curiam, sub nom., Yohalem v. WMATC, 412 F.2d 1124 (D.C. Cir. 1969).