

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4919

IN THE MATTER OF:

Served September 3, 1996

Application of WE CARE PROJECT)
INC. and VOCA CORPORATION OF)
WASHINGTON, D.C., for Approval)
Pursuant to the Compact, Article)
XII, Section 3)

Case No. AP-96-47

By application filed August 8, 1996, We Care Project Inc., WMATC Carrier No. 324, and VOCA Corporation of Washington, D.C., WMATC Carrier No. 342, seek Commission approval of a management agreement pursuant to Article XII, Section 3(a), of the Compact.

Under the agreement, VOCA consents to manage the operations of We Care, including We Care's transportation operations, for a period of one year commencing April 23, 1996.

Under Article XII, Section 3, Subsections (a)(ii) and (c), the Commission may approve the contract of one carrier to operate a substantial part of the property or franchise of another carrier if the contract is consistent with the public interest. The public interest analysis focuses on the managing party's fitness, the resulting competitive balance, the benefits to the riding public and the interests of affected employees.¹ An existing WMATC carrier is entitled to a presumption of fitness.² Applicants will be directed to file a statement describing the benefits of the agreement to the riding public and the effect of the agreement on competition and on the interests of affected employees.

Pursuant to Commission Rule No. 6, this order and fulfillment of its requirements will provide notice of the application.

THEREFORE, IT IS ORDERED:

1. That applicants shall publish once in a newspaper of general circulation in the Metropolitan District, no later than September 16, 1996, notice in the form prescribed by the staff of the Commission.

2. That applicants shall file with the Commission, no later than October 7, 1996, an original and four copies of an affidavit that the notice has been published as required in the preceding paragraph.

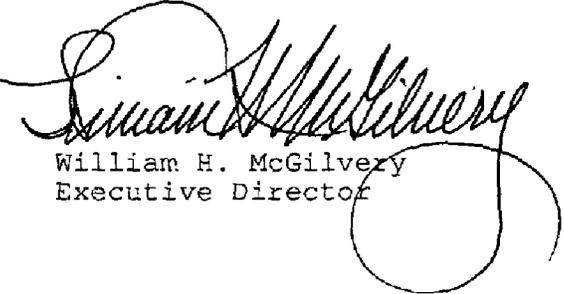
¹ In re Regency Servs., Inc., & Carey Limo. D.C., Inc., No. AP-95-39, Order No. 4689 at 3 (Nov. 2, 1995).

² In re Regency Servs., Inc., & Carey Limo. D.C., Inc., No. AP-95-39, Order No. 4689 (Nov. 2, 1995); In re Carey Limo. D.C., Inc., & ADV Int'l Corp., t/a Moran Limo. Serv., No. AP-94-53, Order No. 4499 (Feb. 16, 1995).

3. That applicants shall file with the Commission, no later than September 16, 1996, an original and four copies of a statement describing the benefits of the agreement to the riding public and the effect of the agreement on competition and on the interests of affected employees.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing is October 7, 1996, and that copies must be served on VOCA's Vice President, Mr. Cleveland Corbett, 200 K Street, N.W., Suite 3, Washington, DC 20001.

FOR THE COMMISSION:



William H. McGilvery
Executive Director