

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 5037

IN THE MATTER OF:

Served March 10, 1997

Application of SHIRLINGTON )  
LIMOUSINE & TRANSPORTATION, INC., )  
to Amend Certificate No. 259 )

Case No. AP-97-05

By application accepted for filing January 21, 1997, Shirlington Limousine & Transportation, Inc., requests removal of the 15-passenger restriction in Certificate of Authority No. 259. The application is unopposed.

Under Article XI, Section 10(b), of the Compact, the Commission may amend a certificate of authority upon application by the holder. A carrier seeking expanded operating authority must show that it is fit and that the proposed transportation is consistent with the public interest.<sup>1</sup> The Commission may rely on a prior finding of financial fitness unless sufficient evidence is presented that the prior finding is no longer valid.<sup>2</sup> An applicant for expanded authority, however, must offer current evidence of operational fitness and compliance fitness.<sup>3</sup>

Applicant proposes adding four minibuses and filing a new contract tariff pursuant to an agreement with the United States Department of Justice.

Applicant certifies it has access to, is familiar with, and will comply with the Compact and the Commission's rules and regulations thereunder.

In consideration of the foregoing and subject to the conditions stated below, the Commission finds applicant to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements. The Commission further finds that the proposed transportation is consistent with the public interest.

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<sup>1</sup> In re Priority One Servs., Inc., No. AP-96-41, Order No. 4900 (July 17, 1996).

<sup>2</sup> Id.

<sup>3</sup> Id.

THEREFORE, IT IS ORDERED:

1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 259 shall be reissued to Shirlington Limousine & Transportation, Inc., Washington National Airport, Signature, Hangar 7, Room H-107, Washington, DC 20001.

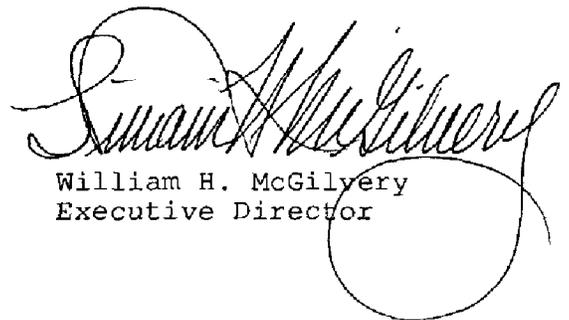
2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until Certificate of Authority No. 259 has been reissued in accordance with the preceding paragraph.

3. That applicant is hereby directed to file the following documents within thirty days: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 4203; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) an equipment list stating the year, make, model, serial number, vehicle number, license plate number (with jurisdiction) and seating capacity of each vehicle owned, leased or insured by applicant and indicating which vehicles will be operated in the Metropolitan District; (d) evidence of ownership or a lease as required by Commission Regulation No. 62 for each vehicle to be used in revenue operations; and (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia.

4. That applicant shall mark its vehicle(s) in accordance with Commission Regulation No. 61, for which purpose WMATC No. 259 is hereby reassigned, and present all of its vehicle(s) for inspection by Commission staff within the said 30 days.

5. That the grant of authority herein shall be void and the application shall stand denied upon applicant's failure to timely satisfy the conditions of issuance prescribed herein.

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



William H. McGilvery  
Executive Director