

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 5141

IN THE MATTER OF:

Served July 21, 1997

Application to Transfer)
Certificate No. 355 from IRA A.) Case No. AP-97-42
AUSTIN, SR., Trading as IRA'S)
TRANSPORTATION SERVICE, to IRA'S))
TRANSPORTATION SERVICE, INC.)

By application accepted for filing July 17, 1997, Ira A. Austin, Sr., trading as Ira's Transportation Service, (Austin), WMATC Carrier No. 355, and Ira's Transportation Service, Inc. (ITS), a District of Columbia corporation, (collectively applicants), seek Commission approval to transfer Certificate of Authority No. 355 from Austin to ITS. Austin is an officer of ITS.

ITS proposes to refile Austin's current tariff as its own and commence operations with one van.

Article XI, Section 11(a), of the Compact governs the transfer of assets, including a certificate of authority, by an unincorporated WMATC carrier in exchange for a controlling interest in a newly formed corporation.¹ A transfer of this nature raises fitness issues only.²

This proceeding is hereby initiated to determine whether applicant is fit.

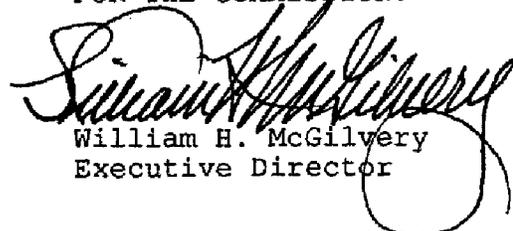
THEREFORE, IT IS ORDERED:

1. That applicants shall publish once in a newspaper of general circulation in the Metropolitan District, no later than August 1, 1997, notice in the form prescribed by the staff of the Commission.

2. That applicants shall file with the Commission, no later than August 22, 1997, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That the deadline for filing protests, comments, applications for intervention and requests for formal hearing is August 22, 1997, and that copies must be served on ITS's secretary, Ira A. Austin, Sr., 1368 Randolph Street, N.W., Washington, DC 20011.

FOR THE COMMISSION:


William H. McGilvery
Executive Director

¹ In re Robert E. Graham, t/a Graham's Transp. Serv., & Graham's Transp. Serv., Inc., No. AP-97-16, Order No. 5087 (May 15, 1997).

² Id.