

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 5333

IN THE MATTER OF:

Served May 12, 1998

Application to Transfer ) Case No. AP-98-21  
Certificate No. 270 from ROYAL )  
AIRPORT SHUTTLE, a Partnership, to )  
ROYAL AIRPORT SHUTTLE, INC. )

By application filed May 7, 1998, Royal Airport Shuttle, a partnership doing business under WMATC Certificate No. 270, (transferor), and Royal Airport Shuttle, Inc., a Maryland corporation, (transferee), seek Commission approval to transfer substantially all of the partnership assets, including Certificate No. 270, to the corporation. The application indicates that Iraj Roshanian, a general partner and fifty-percent owner in the partnership, will maintain control of Certificate No. 270 as an officer, director and fifty-percent shareholder in the corporation.

Transferee proposes to file transferor's current tariff as its own and commence operations with eight vans.

Under Article XI, Section 11(a), and Article XII, Section 3(a)(ii), of the Compact, the Commission may approve the transfer of assets from the partnership to the corporation, including Certificate No. 270, if the Commission finds said transfer to be in the public interest. The public interest analysis normally focuses on the acquiring party's fitness, the resulting competitive balance and the interests of affected employees.<sup>1</sup> Competition is not an issue in this case, however, inasmuch as the transferor is merely reorganizing from a partnership into a corporation.<sup>2</sup>

This proceeding is hereby initiated to determine transferee's fitness and the impact of the transfer on affected employees.

THEREFORE, IT IS ORDERED:

1. That applicants shall publish once in a newspaper of general circulation in the Metropolitan District, no later than

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<sup>1</sup> In re Cavalier Transp. Co., Inc., t/a Tourtime America, Ltd. & Tourtime America Motorcoach, Ltd., No. AP-96-21, Order No. 4926 (Sept. 12, 1996).

<sup>2</sup> In re V.I.P. Tours & V.I.P. Tours, Inc., No. AP-94-35, Order No. 4392 (Sept. 28, 1994).

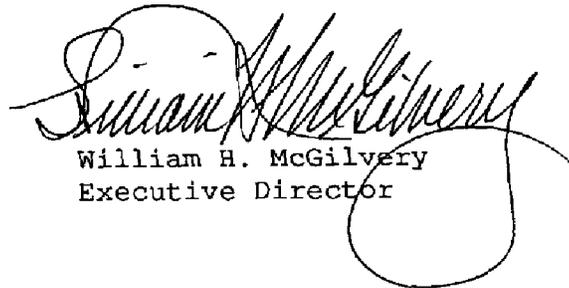
May 26, 1998, notice in the form prescribed by the staff of the Commission.

2. That applicants shall file with the Commission, no later than June 16, 1998, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That applicants shall file with the Commission, no later than May 26, 1998, an original and four copies of a statement describing the effect of the transfer on applicants' employees.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is June 16, 1998, and that copies must be served on transferee's president, Iraj Roshanian, 7752 Woodmont Avenue, Suite 201, Bethesda, MD 20814.

FOR THE COMMISSION:



William H. McGilvery  
Executive Director