

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 5776

IN THE MATTER OF:

Served December 22, 1999

Application of LOGISTICARE, )  
SOLUTIONS, LLC, Trading as )  
LOGISTICARE, for a Certificate )  
of Authority - Irregular Route )  
Operations )

Case No. AP-99-87

By application accepted for filing December 22, 1999, LogistiCare Solutions, LLC, a Delaware limited liability company trading as LogistiCare, seeks a certificate of authority for irregular route operations in vehicles with a seating capacity of less than 16 persons only, including the driver. Applicant also has applied for temporary authority in Case No. AP-99-86.

Applicant proposes operating vans and sedans under a contract with the Washington Metropolitan Area Transit Authority (WMATA). The contract requires applicant to operate a reservation system for the benefit of disabled individuals participating in WMATA's MetroAccess program and to ensure that program participants receive timely and adequate transportation service. The MetroAccess program is WMATA's means of complying with the Americans with Disabilities Act of 1990,<sup>1</sup> which in pertinent part prohibits discrimination against the disabled by public transportation providers.

Much, but not all, of the transportation service will be subcontracted out to four current WMATC carriers<sup>2</sup> and one carrier that has applied for WMATC authority.<sup>3</sup> The subcontractors will operate vehicles furnished by applicant.

This proceeding is hereby initiated to determine whether applicant is fit and whether the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than January 5, 2000, notice in the form prescribed by the staff of the Commission.

<sup>1</sup> 42 U.S.C. § 12101, et. seq. (1999).

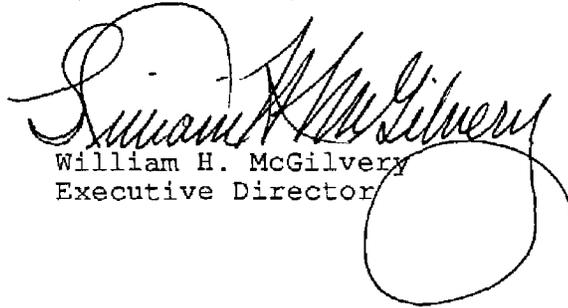
<sup>2</sup> The four WMATC carriers are: Battle's Transportation, Inc., WMATC No. 62; Transportation Management Services, Inc., WMATC No. 170; Graham's Transportation Service, Inc., WMATC No. 307; and Answers Incorporated, WMATC No. 488.

<sup>3</sup> See In re Keen Transp. Ltd., No. AP-99-88, Order No. 5777 (Dec. 22, 1999).

2. That applicant shall file with the Commission, no later than January 26, 2000, 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 January 26, 2000, and that copies must be served on applicant's operations manager, Kenneth L. Hoggard, 8405 Colesville Road, Bldg. 3, 4th Floor, Silver Spring, MD 20910.

FOR THE COMMISSION:



William H. McGilvery  
Executive Director