

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 5861

IN THE MATTER OF:

Served April 18, 2000

OLD TOWN TROLLEY TOURS OF)
WASHINGTON, INC., Suspension and)
Investigation of Revocation of)
Certificate No. 124)

Case No. MP-2000-12

This proceeding is instituted pursuant to Title II, Article XI, Section 10, of the Compact for the purpose of determining whether Certificate of Authority No. 124 shall be revoked.

Article XI, Section 7(f), of the Compact directs each person holding a certificate of authority to comply with the Commission's insurance regulations. Commission Regulation No. 58-01 requires each carrier to maintain on file with the Commission an effective WMATC Certificate of Insurance and Policy Endorsement.

The WMATC certificates/endorsements on file for Old Town Trolley Tours of Washington, Inc., (respondent), expired 12:01 a.m. on March 31, 2000. Respondent's attempts to file acceptable replacements have fallen short.

Respondent filed facsimiles of replacement WMATC certificates/endorsements on March 31, 2000, but the Commission accepts originals only. Respondent eventually filed original replacements on April 14, 2000, after some prodding by staff, but the originals have been issued in the wrong name, and the policy number and insurance company address for the excess coverage appear to be invalid. Consequently, respondent is in violation of Regulation No. 58-01.

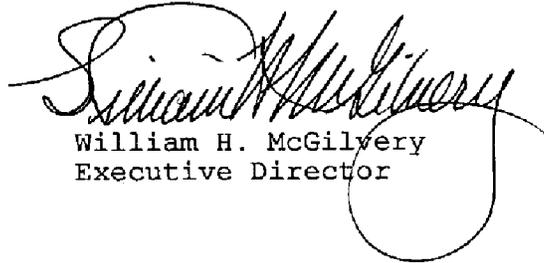
Under Article XI, Section 7(g), of the Compact and Regulation No. 58-02, respondent's certificate of authority is invalid and automatically suspended.

THEREFORE, IT IS ORDERED:

1. That respondent is made a party to this proceeding.
2. That respondent is directed to file within 30 days from the date of this order appropriate certificates of insurance, or such other evidence, in writing and under oath, as respondent may deem pertinent to show cause why respondent's certificate of authority should not be revoked.
3. That respondent is hereby directed to cease and desist from conducting transportation subject to the Compact, unless and until otherwise ordered by the Commission.

4. That respondent may file within 15 days from the date of this order a request for oral hearing, containing reasonable grounds showing good cause to require such hearing, including the evidence to be adduced at oral hearing and the reason(s) why such evidence could not be adduced without oral hearing.

FOR THE COMMISSION:



William H. McGilvery
Executive Director