

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 5917

IN THE MATTER OF:

Served June 22, 2000

Application of CHALLENGER )  
TRANSPORTATION, INC., for )  
a Certificate of Authority -- )  
Irregular Route Operations )

Case No. AP-2000-56

By application accepted for filing June 20, 2000, Challenger Transportation, Inc., a Maryland corporation, 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-99-55.

Applicant proposes commencing operations with fourteen vans and six sedans. Applicant's proposed tariff contains hourly rates and per capita rates for service under a contract with LogistiCare Solutions, LLC, WMATC Carrier No. 524.

LogistiCare has a contract with the Washington Metropolitan Area Transit Authority (WMATA). The contract requires LogistiCare 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.

LogistiCare subcontracts much of the transportation service to other WMATC carriers and has selected Challenger to provide MetroAccess service in Montgomery County, Maryland, commencing July 1, 2000, using vehicles furnished by LogistiCare.

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 July 7, 2000, notice in the form prescribed by the staff of the Commission.

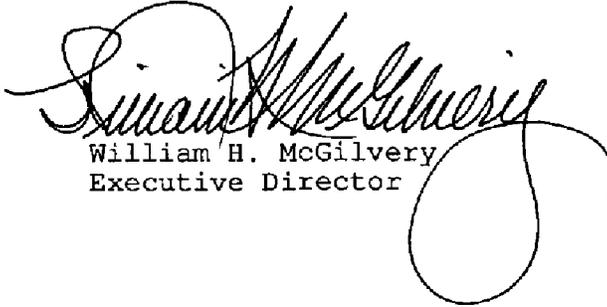
2. That applicant shall file with the Commission, no later than July 28, 2000, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

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

3. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is July 28, 2000, and that copies must be served on applicant's operations manager, Michael P. Healy, 8060 Cessna Avenue, Gaithersburg, MD 20879.

FOR THE COMMISSION:



William H. McGilvery  
Executive Director