

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6190

IN THE MATTER OF:

Served April 18, 2001

Investigation of Forfeiture of )  
Corporate Charter of ATLANTIC )  
VALET, INC., Trading as ATLANTIC )  
TRANSPORTATION, Order to Show Cause )  
Why Certificate No. 271 Should Not )  
be Revoked, and Order Directing )  
ATLANTIC SERVICES GROUP, INC., Not )  
to Transport Passengers For Hire in )  
the Metropolitan District )

Case No. MP-2001-34

Certificate of Authority No. 271 was issued to Atlantic Valet, Inc., a Maryland corporation trading as Atlantic Transportation, on November 2, 1994. On January 22, 2001, the Commission received what purports to be the 2000 annual report for Carrier No. 271. The report, however, was filed not in the name of Atlantic Valet but, rather, in the name of Atlantic Services Group, Inc., (ASGI).

In response to inquiries from Commission staff, ASGI contends that Atlantic Services Group, Inc., is just a new name for Atlantic Valet, Inc. ASGI has furnished a Certificate of Amendment from the District of Columbia Department of Consumer and Regulatory Affairs in support. But the certificate does not support ASGI's contention.

The certificate indicates that Atlantic Services Group, Inc., a Maryland corporation authorized to do business in the District of Columbia, is the new name of AV Valet, Inc. -- not Atlantic Valet, Inc. Records obtained by the Commission from the Business Services and Finance Division of the Maryland State Department of Assessments and Taxation (MSDAT), show that AV Valet, Inc., and Atlantic Valet, Inc., are different corporations, not just different names for the same corporation.

MSDAT records show the following. AV Valet, Inc., was incorporated on April 24, 1998, and changed its name to Atlantic Services Group, Inc., on October 10, 2000. Atlantic Valet, Inc., on the other hand, was incorporated on August 15, 1991, changed its name to MJ Valet, Inc., on July 2, 1998, sold substantially all of its assets to Parking Services International, Incorporated, (PSI), on August 7, 1998, and forfeited its charter on October 6, 2000. PSI subsequently changed its name to Interparking Incorporated and then to Interpark Incorporated.

Under the Compact, Commission approval must be obtained to transfer a WMATC carrier's assets or operations to another carrier that operates in the Metropolitan District.<sup>1</sup> Commission approval also

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<sup>1</sup> Compact, tit. II, art. XII, § 3.

must be obtained to transfer a WMATC Certificate of Authority.<sup>2</sup> A person other than the person to whom an operating authority is issued by the Commission may not lease, rent, or otherwise use that operating authority.<sup>3</sup>

There is nothing in the record to indicate that before it forfeited its charter, Atlantic Valet agreed to transfer Certificate of Authority No. 271 to either ASGI or Interpark Incorporated, and neither ASGI nor Interpark Incorporated has applied for Commission approval of such an agreement. ASGI and Interpark Incorporated (respondents) shall have thirty days to produce a transfer agreement and file a transfer application or show cause why Certificate No. 271 should not be revoked.

In the meantime, ASGI will be ordered not to transport passengers for hire between points in the Metropolitan District, unless and until otherwise ordered.<sup>4</sup>

THEREFORE, IT IS ORDERED:

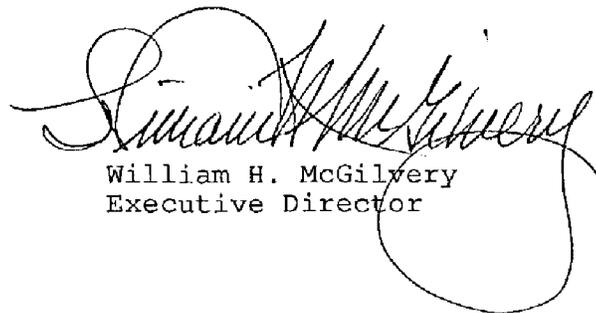
1. That an investigation is hereby initiated under Article XIII, Section 1, of the Compact.

2. That ASGI shall not transport passengers for hire between points in the Metropolitan District unless and until otherwise ordered by the Commission.

3. That respondents, jointly and severally, shall have thirty days to file a transfer application supported by a transfer agreement executed by Atlantic Valet, Inc., or show cause why Certificate No. 271 should not be revoked.

4. That either respondent, or both, may file within 15 days from the date of this order a request for oral hearing, specifying the grounds for the request, describing the evidence to be adduced and explaining why such evidence cannot be adduced without an oral hearing.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS ALEXANDER, LIGON, AND MILLER:



William H. McGilvery  
Executive Director

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<sup>2</sup> Compact, tit. II, art. XI, § 11(a).

<sup>3</sup> Compact, tit. II, art. XI, § 11(b).

<sup>4</sup> There is no evidence in the record suggesting that Interpark Incorporated holds itself out to transport passengers for hire in the Metropolitan District as there is for ASGI.