

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6213

IN THE MATTER OF:

Served May 11, 2001

Application to Transfer Certificate ) Case No. AP-2001-11  
No. 467 from DR. PETERSON HEALTH )  
SERVICES, INC., Trading as CONCERNED )  
MEDICAL TRANSPORT, to CONCERNED )  
MEDICAL TRANSPORT, INC. )

Dr. Peterson Health Services, Inc., trading as Concerned Medical Transport, WMATC Carrier No. 467, and Concerned Medical Transport, Inc., a Virginia corporation ("CMTI") (collectively applicants), seek Commission approval to transfer Certificate No. 467 to CMTI.

The application was accepted for filing on February 6, 2001. Notice of the application was published by the Commission in Order No. 6120 on February 12, 2001, and by applicant in a newspaper of general circulation in the Metropolitan District on March 30, 2001. The application is unopposed.

Under Article XI, Section 11(a), of the Compact, a person may not transfer a certificate of authority unless the Commission approves the transfer as consistent with the public interest. The public interest analysis focuses on the transferee's fitness, the resulting competitive balance and the interests of affected employees. Competition is not an issue where, as here, transferee has no preexisting operations in the Metropolitan District and is unaffiliated with any WMATC carrier.<sup>2</sup>

CMTI proposes commencing operations with one van. CMTI's proposed tariff includes rates for Medicaid and non-Medicaid transportation.

CMTI filed a balance sheet as of December 1, 2000, showing assets of \$29,000; liabilities of \$5,000; and equity of \$24,000. CMTI's projected operating statement for the first twelve months of WMATC operations shows WMATC revenue of \$46,000; expenses of \$44,241; and net profit of \$1,759.

CMTI proposes hiring the transportation personnel currently employed by Dr. Peterson Health Services, Inc.

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<sup>1</sup> DC Code Ann. § 1-2414 (1992); 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 Huntemann Ambulance Service, Inc., & LifeStar Response of Maryland, Inc., No. AP-98-38, Order No. 5472 (Nov. 30, 1998).

CMTI certifies it has access to, is familiar with, and will comply with the Compact and the Commission's rules and regulations thereunder.

Based on the foregoing evidence, the Commission finds that the transfer of Certificate No. 467 from Dr. Peterson Health Services, Inc., to Concerned Medical Transport, Inc., is consistent with the public interest.

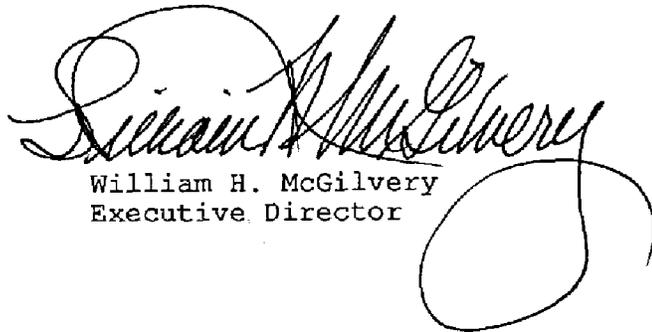
THEREFORE, IT IS ORDERED:

1. That upon CMTI's timely compliance with the requirements of this order, Certificate of Authority No. 467 shall be reissued to Concerned Medical Transport, Inc., 6110 Hyacinth Drive, Alexandria, VA 22301.

2. That CMTI is hereby directed to file the following documents within thirty days: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 4203; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) a vehicle list stating the year, make, model, serial number, fleet number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) a copy of the vehicle registration card, and a lease as required by Commission Regulation No. 62 if applicant is not the registered owner, for each vehicle to be used in revenue operations; (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia; and (f) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61.

3. That upon CMTI's failure to timely satisfy the conditions of reissuance prescribed herein, the approval of transfer herein shall be void and the application shall stand denied.

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



William H. McGilvery  
Executive Director