

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6282

IN THE MATTER OF:

Served July 13, 2001

Application of METRO HOMES, INC.,)
for a Certificate of Authority --)
Irregular Route Operations)

Case No. AP-2001-64

By application accepted for filing July 3, 2001, Metro Homes, Inc., a District of Columbia 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 proposes commencing operations with three vans. Applicant proposes a contract tariff for transportation under the DC Medicaid Program.

Maxwell Asenso, applicant's president and sole stockholder, is president and controlling stockholder of Metro Day Treatment Center, Inc., which has applied for a certificate of authority in Case No. AP-2001-65.

The Compact states that a carrier or any person controlling, controlled by, or under common control with a carrier shall obtain Commission approval to acquire control of another carrier that operates in the Metropolitan District through ownership of its stock or other means.¹ Approval may be granted if the Commission finds the acquisition is consistent with the public interest.² The public interest analysis focuses on the fitness of the acquiring party, the resulting competitive balance, and the interest of affected employees.³

This proceeding is hereby initiated to determine whether applicant is fit and whether the proposed transportation and common control are 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 27, 2001, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than August 17, 2001, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

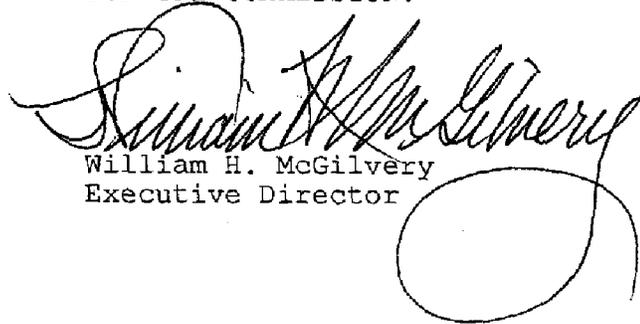
¹ Compact, tit. II, art. XII, § 3(a)(iii).

² Compact, tit. II, art. XII, § 3(c).

³ Act of Sept. 15, 1960, Pub. L. No. 86-794, § 3, 74 Stat. 1031, 1050 (1960) (codified at DC Code Ann. § 1-2414 (1999)); 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).

3. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is August 17, 2001, and that copies must be served on applicant's attorney, Jeremy Kahn, Esquire, 1730 Rhode Island Avenue, N.W., Suite 810, Washington, DC 20036.

FOR THE COMMISSION:



William H. McGilvery
Executive Director