

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6305

IN THE MATTER OF:

Served July 30, 2001

Application to Transfer )  
Certificate No. 557 from AKEEM )  
AKINBO GANIYU, Trading as AMS-SEG )  
TRANSPORTATION, to ROCK OF AGES, )  
INCORPORATED, Trading as WINNERS )  
SHUTTLE )

Case No. AP-2001-47

By application accepted for filing May 24, 2001, Akeem Akinbo Ganiyu, trading as AMS-SEG Transportation (Ganiyu), WMATC Carrier No. 557, and Rock of Ages, Incorporated, a Maryland corporation trading as Winners Shuttle (Winners) (collectively applicants), seek Commission approval to transfer Ganiyu's passenger carrier property to Winners, including Certificate of Authority No. 557. Ganiyu is president of Winners.

Article XI, Section 11(a), of the Compact governs the transfer of assets, including a certificate of authority, by an unincorporated WMATC carrier in exchange for a controlling interest in a newly formed corporation.<sup>1</sup> A transfer of this nature raises fitness issues only.<sup>2</sup>

Winners proposes commencing operations with one van. Winners' proposed tariff contains per capita fares for transportation to and from Ronald Reagan Washington National and Washington-Dulles International Airports.

Winners filed a balance sheet as of April 10, 2001, showing assets of \$27,000; liabilities of \$18,892; and equity of \$8,108. Winners' projected operating statement for the first twelve months of WMATC operations shows WMATC revenue of \$40,000; other revenue of \$7,000; expenses of \$38,892; and net income of \$8,108.

Winners 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 evidence in this record, the Commission finds Winners to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements and, therefore, that the transfer of assets, including Certificate No. 557, from Ganiyu to Winners is consistent with the public interest.

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<sup>1</sup> In re Ira A. Austin, Sr., t/a Ira's Transp. Serv., & Ira's Transp. Serv., Inc., No. AP-97-42, Order No. 5193 (Sept. 9, 1997).

<sup>2</sup> Id.

THEREFORE, IT IS ORDERED:

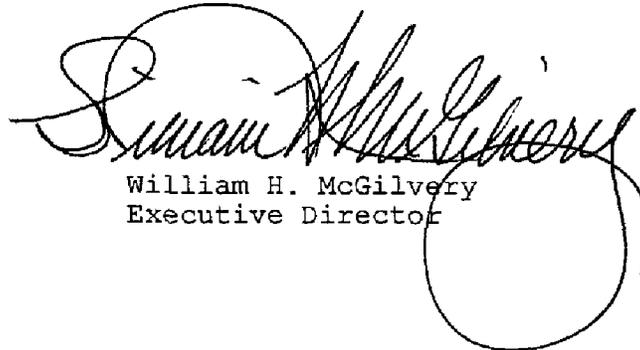
1. That upon Winners' timely compliance with the requirements of this order, Certificate of Authority No. 557 shall be reissued to Rock of Ages, Incorporated, trading as Winners Shuttle, 11440 Stewart Lane, #C2, Silver Spring, MD 20904.

2. That Winners may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until Certificate of Authority No. 557 has been reissued in accordance with the preceding paragraph.

3. That Winners 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.

4. That the approval of transfer herein shall be void and the application shall stand denied upon Winners' failure to timely satisfy the conditions of reissuance prescribed herein.

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



William H. McGilvery  
Executive Director