

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6698

IN THE MATTER OF:

Served June 14, 2002

Application of MAGNOLIA COACH, LLC,)
for a Certificate of Authority --)
Irregular Route Operations)

Case No. AP-2002-46

Applicant seeks a certificate of authority to transport passengers in irregular route operations between points in the Metropolitan District. The application is unopposed.

The Compact, Title II, Article XI, Section 7(a), authorizes the Commission to issue a certificate of authority if it finds that the proposed transportation is consistent with the public interest and that the applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

Applicant proposes commencing operations with six limousines, seven sedans, six vans, and one "limousine coach." Applicant's proposed tariff contains transfer rates and hourly charter rates, with minimum charges.

Applicant filed a balance sheet as of December 31, 2001, showing assets of \$832,597; liabilities of \$1,959,331 (including loans from officers/owners of \$1,796,997); and negative equity of \$1,126,734. Applicant's projected operating statement for the first twelve months of WMATC operations shows WMATC operating income of \$200,000; other income of \$650,000; expenses of \$782,406; and net income of \$67,594.

Although applicant's liabilities exceed its assets, the amount of debt due applicant's officers/owners exceeds the amount of negative equity. The Commission has found other applicants financially fit under similar circumstances.¹

Applicant 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 that the proposed transportation is consistent with the public interest and that applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

¹ E.g., In re Dynamic Tours, Inc., No. AP-02-27, Order No. 6642 (May 2, 2002) (same); In re Crescent Moon Limousine Service, Inc., No. AP-01-20, Order No. 6214 (May 11, 2001) (same); In re Everette Tours & Transportation, Inc., No. AP-01-22, Order No. 6207 (May 7, 2001) (same).

THEREFORE, IT IS ORDERED:

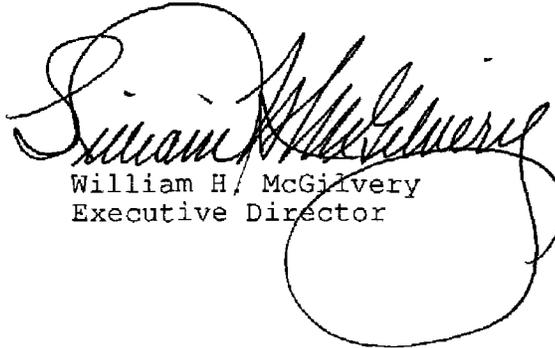
1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 713 shall be issued to Magnolia Coach, LLC, 8181 Professional Place, #200, Landover, MD 20785.

2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until a certificate of authority has been issued in accordance with the preceding paragraph.

3. That applicant 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 grant of authority herein shall be void and the application shall stand denied upon applicant's failure to timely satisfy the conditions of issuance prescribed herein.

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



William H. McGilvery
Executive Director