

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6699

IN THE MATTER OF:

Served June 14, 2002

Application of PRECIOUS CARE)
INCORPORATED to Acquire)
Certificate No. 437 from)
OMOJOLA M. OGUNLEGAN, Trading as)
PRECIOUS CARE TRANSPORTATION)

Case No. AP-2002-48

By application accepted for filing April 10, 2002, Precious Care Incorporated, a Maryland corporation, seeks Commission approval to acquire Certificate No. 437 from Omojola M. Ogunlegan, trading as Precious Care Transportation. Ogunlegan has agreed to transfer Certificate No. 437 and other assets in exchange for a controlling interest in Precious Care Incorporated, a new carrier. The application is unopposed.

Article XI, Section 11(a), of the Compact governs the transfer of a certificate of authority in exchange for a controlling interest in a new carrier.¹ A transfer of this nature raises fitness issues only.²

Applicant proposes commencing operations with two vans. Applicant's proposed general tariff contains rates for transportation under the DC Medicaid program. Applicant's proposed contract tariff contains rates for passenger service provided to Health Services for Children with Special Needs.

Applicant filed a balance sheet as of March 8, 2002, showing assets of \$30,077; liabilities of \$6,000; and equity of \$24,077. Applicant's projected operating statement for the first twelve months of WMATC operations shows WMATC revenue of \$223,950; other revenue of \$138,000; expenses of \$233,403; and net income of \$128,547.

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 applicant 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 Certificate No. 437 to applicant is consistent with the public interest.

¹ In re Elias Keros Kebede, t/a Eagle Connection, & Queek Pick, Inc., No. AP-99-81, Order No. 5822 (Mar. 3, 2000).

² Id.

THEREFORE, IT IS ORDERED:

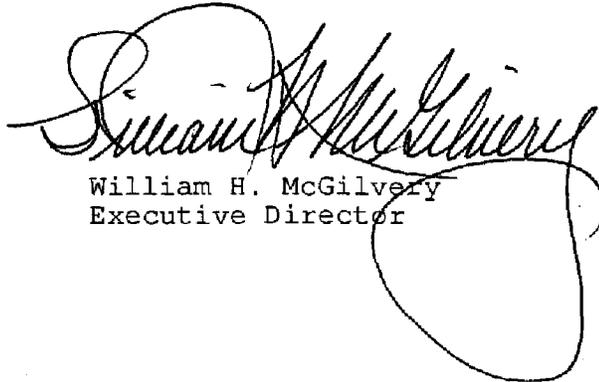
1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 437 shall be reissued to Precious Care Incorporated, 9500 Mazzone Avenue, Lanham, MD 20706.

2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until Certificate of Authority No. 437 has been reissued 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 approval of transfer herein shall be void and the application shall stand denied upon applicant's 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