

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7262

IN THE MATTER OF:

Served June 26, 2003

Application of FLEET)
TRANSPORTATION, L.L.C., to Acquire)
Certificate No. 563 from FLEET)
TRANSPORTATION, a Partnership)

Case No. AP-2003-38

By application accepted for filing April 16, 2003, applicant, Fleet Transportation, L.L.C., a Virginia limited liability company, seeks Commission approval to acquire Certificate No. 563 from Fleet Transportation, a Virginia general partnership.

Applicant is a newly created Virginia limited liability company controlled by David A. Glazier and Paul Della Croce, who also control the partnership.

Notice of the application was published by the Commission in Order No. 7175 on May 8, 2003, and by applicant in a newspaper of general circulation in the Metropolitan District on May 14, 2003. The application is unopposed.

Under Title II of the Compact, Article XI, Section 11(a), a person may not transfer a certificate of authority unless the Commission approves the transfer as consistent with the public interest. The transfer of a certificate of authority to a newly created affiliate raises fitness issues only.¹

Applicant proposes commencing operations with two minibuses. Applicant's proposed tariff contains a transfer rate and an hourly charter rate, with a minimum charge.

Applicant verifies that: (1) applicant owns or leases, or has the means to acquire through ownership or lease, one or more motor vehicles meeting the Commission's safety requirements and suitable for the transportation proposed in this application; (2) applicant owns, or has the means to acquire, a motor vehicle liability insurance policy that provides the minimum amount of coverage required by Commission regulations; and (3) applicant has access to, is familiar with and will comply with the Compact, the Commission's rules,

¹ In re MCT Charter Tours Inc., & Thomas Tours, Inc., No. AP-02-72, Order No. 6776 (Aug. 14, 2002); In re Dependable Medical Transport, Inc., No. AP-02-36, Order No. 6681 (June 4, 2002).

regulations and orders, and Federal Motor Carrier Safety Regulations as they pertain to transportation of passengers for hire.

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. 563 to applicant is consistent with the public interest.

THEREFORE, IT IS ORDERED:

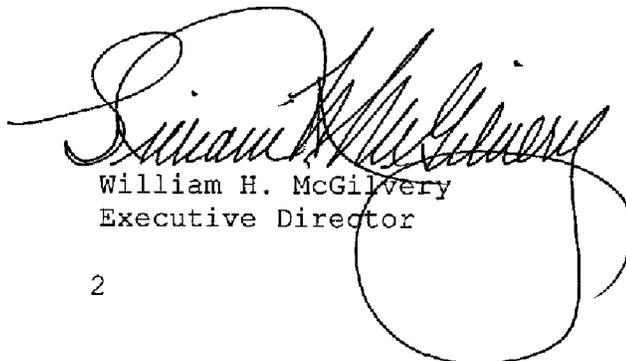
1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 563 shall be reissued to Fleet Transportation, L.L.C., 113 S. West Street, #201, Alexandria, VA 22314.

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. 563 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 for-hire 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, MILLER, AND MCDONALD:


William H. McGilvery
Executive Director