

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7338

IN THE MATTER OF:

Served July 31, 2003

Application of MULTI-DRIVERS, INC., )  
for a Certificate of Authority -- )  
Irregular Route Operations )

Case No. AP-2003-52

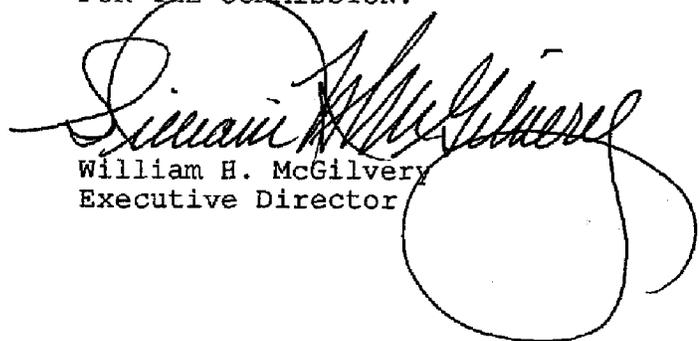
This application was accepted for filing May 6, 2003. The application was signed on behalf of applicant by Aime Martial Gbao, who claimed to be applicant's vice president. That same day Mr. Gbao submitted an application on behalf of A.M.G. Transportation, Inc., in his capacity as A.M.G. Transportation's president.

Because Article XII, Section 3, of the Compact requires approval of common control, the Commission directed applicant and A.M.G. Transportation, Inc., to each file a statement addressing the effect Commission approval would have on competition and employees. In response, Mr. Gbao now claims to be "only a[n] employee" of applicant.<sup>1</sup>

The clear import of Mr. Gbao's response is that he is not an officer of applicant after all. Under Commission Rule No. 3-01, "a bona fide officer of a corporation . . . may represent the corporation." Under Rule No. 3-02, a corporation may otherwise be represented "only by an attorney." Accordingly, this application shall be dismissed as void.

THEREFORE, IT IS ORDERED that the application of Multi-Drivers, Inc., is hereby dismissed without prejudice.

FOR THE COMMISSION:



William H. McGilver  
Executive Director

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<sup>1</sup> Mr. Gbao's response was submitted for the record in the application of A.M.G. Transportation, Inc., Case No. AP-2003-53.