

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7454

IN THE MATTER OF:

Served October 7, 2003

Application of SYDNEY SHUTTLE, )  
LLC, to Acquire Certificate )  
No. 489 from SIDNEY MILES PURNELL, )  
Trading as SYDNEY SHUTTLE )

Case No. AP-2003-95

By application accepted for filing July 21, 2003, Sydney Shuttle, LLC, a Maryland limited liability company, seeks Commission approval to acquire Certificate No. 489 from Sidney Miles Purnell, trading as Sydney Shuttle. Purnell has agreed to transfer Certificate No. 489 and other assets in exchange for a controlling interest in Sydney Shuttle, LLC, 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.<sup>1</sup> A transfer of this nature raises fitness issues only.<sup>2</sup>

Applicant proposes commencing operations with one van. Applicant's proposed tariff contains rates for Medicaid and non-Medicaid transportation, including hourly charter rates and individual fares for transportation to and from Ronald Reagan Washington National and Washington-Dulles International Airports.

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, 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. 489 to applicant is consistent with the public interest.

---

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

<sup>2</sup> Id.

THEREFORE, IT IS ORDERED:

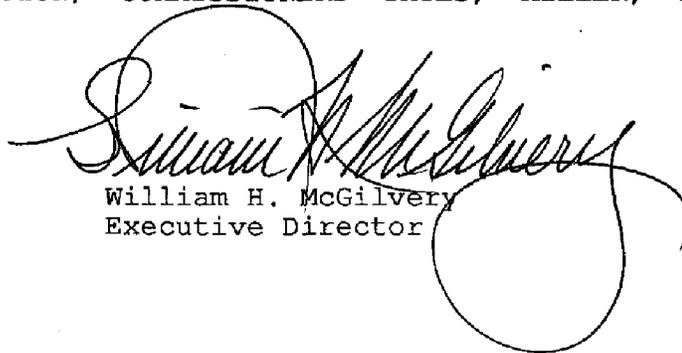
1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 489 shall be reissued to Sydney Shuttle, LLC, 2812 Needlewood Lane, Bowie, MD 20716.

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. 489 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