

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7635

IN THE MATTER OF:

Served December 19, 2003

Application of BEST CARE)
TRANSPORTATION, INC., for a)
Certificate of Authority --)
Irregular Route Operations)

Case No. AP-2003-165

By application accepted for filing November 24, 2003, Best Care Transportation, Inc., a Maryland corporation, seeks a certificate of authority for irregular route operations in vehicles with a seating capacity of less than 16 persons only, including the driver.

Applicant proposes commencing operations with two vans. Applicant's proposed tariff contains rates for Medicaid and non-Medicaid transportation. The non-Medicaid rates suffer from a number of deficiencies. First, two stretcher rate categories are proposed, but it is not clear when each applies. Second, the non-Medicaid rates appear to cover intra-Virginia Medicaid trips. This Commission does not have jurisdiction over intra-Virginia transportation, and the application indicates that applicant does not possess any intra-Virginia authority. Third, the non-Medicaid portion of the tariff does not explain who would pay these rates, such as insurance companies or a Virginia Medicaid contractor. Applicant will be directed to state whether it intends to furnish intra-Virginia service, including service subcontracted under the Virginia Medicaid program. Applicant also will be directed to file an amended proposed non-Medicaid tariff that clearly states where service will be provided, when each rate category applies and who will pay.

This proceeding is hereby initiated to determine whether applicant is fit and whether the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than January 7, 2004, notice in the form prescribed by the staff of the Commission.

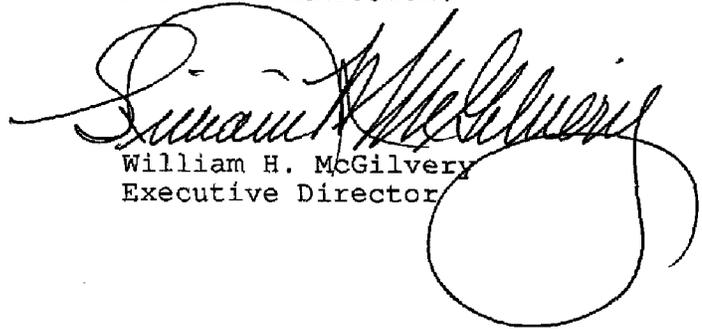
2. That applicant shall file with the Commission, no later than January 28, 2004, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That applicant shall file with the Commission, no later than January 7, 2004, an original and four copies of a statement explaining whether applicant intends to furnish intra-Virginia service, including service subcontracted under the Virginia Medicaid program.

4. That applicant shall file with the Commission, no later than January 7, 2004, an original and four copies of an amended proposed non-Medicaid tariff that clearly states where service will be provided, when each rate category applies and who or what entity or entities are expected to tender payment, such as insurance companies or a Virginia Medicaid contractor

5. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is January 28, 2004, and that copies must be served on applicant's president, Francois B. Zame, 9723 Lake Shore Drive, Montgomery Village, MD 20886.

FOR THE COMMISSION:



William H. McGilvery
Executive Director