

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7722

IN THE MATTER OF:

Served January 30, 2004

Investigation of Failure to File )  
Annual Report, Assessment of Civil )  
Forfeiture, and Notice of Automatic )  
Suspension and Revocation, )  
Directed to: JUST CLASS LLC, )  
WMATC No. 427 )

Case No. MP-2003-132

Investigation of Failure to Pay )  
Annual Fee, Assessment of Civil )  
Forfeiture, and Notice of Automatic )  
Suspension and Revocation, )  
Directed to: JUST CLASS LLC, )  
WMATC No. 427 )

Case No. MP-2003-147

These proceedings were initiated on November 10, 2003, in Order Nos. 7525 and 7526 for the purpose of investigating respondent's failure to file its annual report for 2002 pursuant to Regulation No. 60 and pay a \$100 annual fee for 2003 pursuant to Regulation No. 67 and Order No. 3601. Together, the initial orders gave respondent until December 10, 2003, to file the annual report, pay the annual fee, and pay a combined civil forfeiture of \$200. The orders further provided that upon respondent's failure to timely comply, respondent's operating authority would stand suspended and be subject to revocation without further proceeding pursuant to Article XI, Section 10(c), of the Compact. Respondent has yet to comply.<sup>1</sup>

Accordingly, Certificate No. 427 shall be revoked pursuant to Article XI, Section 10(c), of the Compact for respondent's willful failure to comply with Regulation Nos. 60 and 67, Order No. 3601, and the initial orders in these proceedings.

In the event Certificate No. 427 is later reinstated, the requirement to file an annual report for 2002, pay the \$100 annual fee for 2003, and pay the combined \$200 civil forfeiture assessed in Order Nos. 7525 and 7526 shall stand reinstated.<sup>2</sup>

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<sup>1</sup> Respondent's president, Francis Shearer, filed a statement on January 28, 2004, explaining that respondent was dissolved on September 23, 2003, but the annual report for 2002 and annual fee for 2003 were due January 31, 2003, and hence were obligations outstanding at the time of dissolution and not extinguished thereby. See MD. CORPS. & ASS'NS CODE ANN. § 4A-906(1) (2003) (on winding up and termination of a limited liability company assets shall be distributed first to creditors).

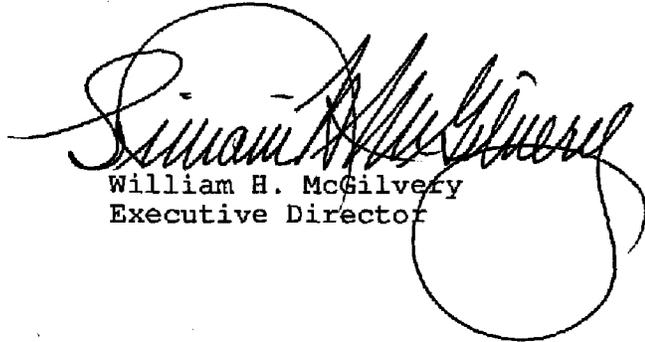
<sup>2</sup> See In re Danny Transportation, Inc., No. MP-02-55, Order No. 6828 (Oct. 2, 2002) (revoking authority for failure to comply with insurance requirements and providing for reinstatement of annual fee/report proceedings upon reinstatement of authority).



THEREFORE, IT IS ORDERED:

1. That Certificate of Authority No. 427 is hereby revoked.
2. That within 30 days from the date of this order respondent shall:
  - a. remove from respondent's vehicle(s) the identification placed thereon pursuant to Commission Regulation No. 61;
  - b. file a notarized affidavit with the Commission verifying compliance with the preceding paragraph; and
  - c. surrender Certificate No. 427 to the Commission.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES, MILLER AND MCDONALD:



William H. McGilvery  
Executive Director

