

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7783

IN THE MATTER OF:

Served February 24, 2004

Application of SHAMIM'S SONS, INC.,)
Trading as CRESCENT TRANSPORTATION)
GROUP, for Restrictive Amendment of)
Certificate of Authority No. 630)

Case No. AP-2004-22

SHAMIM'S SONS, INC., Trading as)
CRESCENT TRANSPORTATION GROUP,)
Suspension and Investigation of)
Revocation of Certificate No. 630)

Case No. MP-2004-63

Commission Regulation No. 58 requires Shamim's Sons, Inc., trading as Crescent Transportation Group, to insure the revenue vehicles operated under Certificate No. 630 for a minimum of \$5 million in combined-single-limit liability coverage and maintain on file with the Commission at all times proof of coverage in the form of a WMATC Certificate of Insurance and Policy Endorsement (WMATC Insurance Endorsement) for each policy comprising the minimum.

The \$1.5 million primary and \$3.5 million excess WMATC Insurance Endorsements on file for Shamim's Sons terminated on February 2, 2004. Only the \$1.5 million primary was replaced, and Certificate No. 630 was automatically suspended under Regulation No. 58-02 as a result, as noted in Order No. 7731, served February 3, 2004.

By application filed January 30, 2004, Shamim's Sons seeks to add a seating capacity restriction to Certificate of Authority No. 630. The restriction would confine Shamim's Sons's operations to vehicles with a seating capacity of less than 16 persons, including the driver, thereby reducing from \$5 million to \$1.5 million Shamim's Sons's minimum insurance obligation under Commission Regulation No. 58.

Under Article XI, Section 10(b), of the Compact, the Commission may amend a certificate of authority upon application by the holder. The application shall be approved, and upon satisfaction of the conditions stated below, the suspension of Certificate No. 630 shall be lifted, and Certificate No. 630 shall be reissued as amended consistent with this order.

THEREFORE, IT IS ORDERED:

1. That Cases Nos. MP-2004-63 and AP-2004-22 are hereby consolidated.

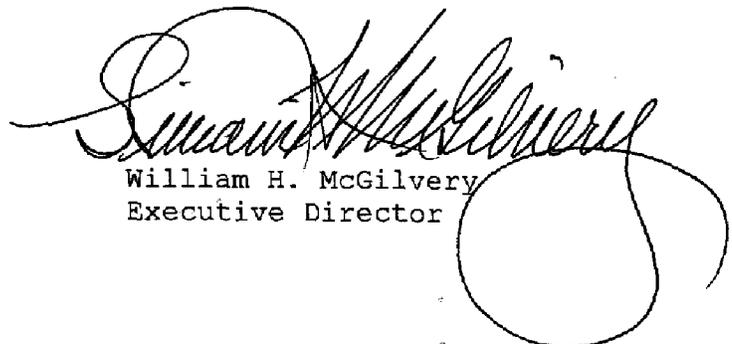
2. That upon timely compliance with the requirements of this order, the suspension of Certificate of Authority No. 630 shall be lifted, and Certificate of Authority No. 630 shall be reissued, as amended consistent with this order, to Shamim's Sons, Inc., trading as Crescent Transportation Group, 5309 Franconia Road, Alexandria, VA 22310.

3. That Shamim's Sons may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until Certificate of Authority No. 630 has been reissued in accordance with the preceding paragraph.

4. That Shamim's Sons is hereby directed to file the following documents within the 180-day maximum permitted in Commission Regulation No. 66: (a) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (b) 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; (c) a copy of the for-hire vehicle registration card, and a lease as required by Commission Regulation No. 62 if Shamim's Sons is not the registered owner, for each vehicle to be used in revenue operations; (d) 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; (e) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61; (f) evidence that Shamim's Sons has disposed of all vehicles with a seating capacity of more than 15 persons, including the driver; and (g) the original Certificate of Authority No. 630.

5. That upon Shamim's Sons's failure to timely satisfy the conditions of issuance prescribed herein, the approval of amendment herein shall be void, the application shall stand denied, and Shamim's Sons shall have thirty days to show cause why Certificate of Authority No. 630 should not be revoked.

FOR THE COMMISSION:


William H. McGilvery
Executive Director