

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7824

IN THE MATTER OF:

Served March 10, 2004

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

Case No. AP-2004-26

By application accepted for February 3, 2004, Ameripark, Inc., a District of Columbia 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 one van. Applicant's proposed tariff contains rates for transportation under the DC Medicaid program.

Applicant's president, Ebenezer Asamoah, is also the president of Charity Transportation, Inc., WMATC No. 483. The Compact states that a carrier or any person controlling, controlled by, or under common control with a carrier shall obtain Commission approval to acquire control of another carrier that operates in the Metropolitan District through ownership of its stock or other means.¹ Approval may be granted if the Commission finds the acquisition is consistent with the public interest.² The public interest analysis focuses on the fitness of the acquiring party, the resulting competitive balance, and the interest of affected employees.³ Applicant will be directed to file a statement addressing the effect approval of this application will have on competition and employees.

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

¹ Compact, tit. II, art. XII, § 3(a)(iii).

² Compact, tit. II, art. XII, § 3(c).

³ Act of Sept. 15, 1960, Pub. L. No. 86-794, § 3, 74 Stat. 1031, 1050 (1960) (codified at DC CODE ANN. § 9-1103.04 (2004)); In re Cavalier Transp. Co., Inc., t/a Tourtime America, Ltd., & Tourtime America Motorcoach, Ltd., No. AP-96-21, Order No. 4926 (Sept. 12, 1996).

THEREFORE, IT IS ORDERED:

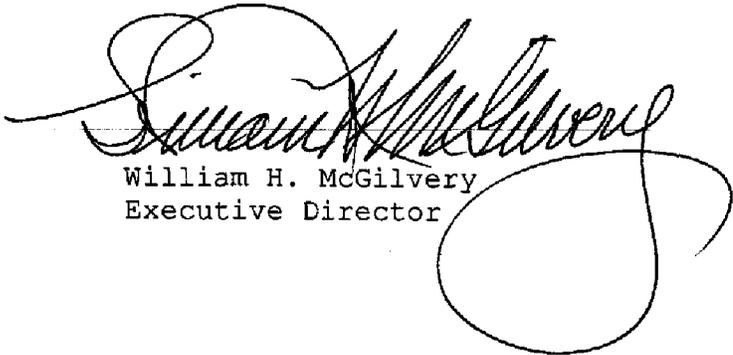
1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than March 23, 2004, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than April 13, 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 March 23, 2004, an original and four copies of a statement addressing the effect approval of this application will have on competition and employees.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is April 13, 2004, and that copies must be served on applicant's president, Ebenezer Asamoah, 3814 Bladensburg Road, Cottage City, MD 20722.

FOR THE COMMISSION:



William H. McGilvery
Executive Director