

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8195

IN THE MATTER OF:

Served July 29, 2004

Application of ZEE TRANSPORTATION )  
SERVICE INC. for a Certificate of )  
Authority -- Irregular Route )  
Operations )

Case No. AP-2004-115

By application accepted for filing June 23, 2004, Zee Transportation Service 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 one van. Applicant's proposed tariff contains rates for transportation under the DC Medicaid program.

Applicant's CEO, Zainabu Kamara, previously conducted passenger carrier operations in the Metropolitan District under the trade name Nallah Transportation Express. Ms. Kamara held WMATC Certificate of Authority No. 506 from December 9, 1999, until March 12, 2004, when it was revoked for Ms. Kamara's willful failure to comply with Article XI, Section 11(b), and Article XII, Section 3(a), of the Compact, Regulation No. 61 and Order No. 7274.<sup>1</sup>

When a person controlling an applicant has a record of violations, or a history of controlling companies with such a record, the Commission considers the following factors in assessing the likelihood of applicant's future compliance: (1) the nature and extent of the violations, (2) any mitigating circumstances, (3) whether the violations were flagrant and persistent, (4) whether the controlling party has made sincere efforts to correct past mistakes, and (5) whether the controlling party has demonstrated a willingness and ability to comport with the Compact and rules and regulations thereunder in the future.<sup>2</sup>

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<sup>1</sup> In re Zainabu Kamara, t/a Nallah Transp. Express, & Nallah Transp. Express, Inc., No. MP-03-62, Order No. 7854 (Mar. 12, 2004), aff'd on reconsideration, Order No. 8062 (June 7, 2004).

<sup>2</sup> In re VGA, Incorporated, No. AP-03-73, Order No. 7496 (Oct. 29, 2003).

Applicant will be directed to file a notarized statement explaining why the Commission should find applicant fit as to regulatory compliance given the history of regulatory violations under Certificate No. 506.

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:

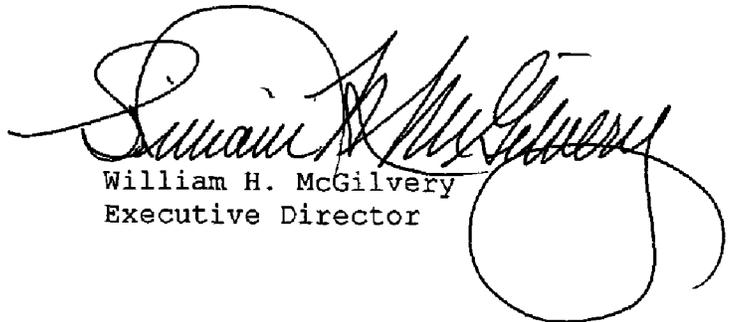
1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than August 12, 2004, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than August 26, 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 August 12, 2004, an original and four copies of a notarized statement explaining why the Commission should find applicant fit as to regulatory compliance given the history of regulatory violations under Certificate No. 506.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is August 26, 2004, and that copies must be served on applicant's CEO, Zainabu Kamara, 6209 Fernwood Terrace, #201, Riverdale, MD 20737.

FOR THE COMMISSION:



William H. McGilvery  
Executive Director