

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8355

IN THE MATTER OF:

Served October 27, 2004

HANDI-PRO TRANSPORTATION, INC.,)
Suspension and Investigation of)
Revocation of Certificate No. 301)

Case No. MP-2004-95

This matter is before the Commission on respondent's response to Order No. 8137, served July 6, 2004.

Under the Compact, a certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.¹ Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 301 for a minimum of \$1.5 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.

Certificate No. 301 became invalid on May 10, 2004, when the \$500,000 primary and \$1 million excess WMATC Insurance Endorsements on file for respondent terminated without replacement. Order No. 8000 noted the automatic suspension of Certificate No. 301 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 301, and gave respondent thirty days to replace the terminated endorsements or face revocation of Certificate No. 301. Respondent submitted a \$500,000 primary endorsement and a \$1 million excess endorsement on June 4, 2004. The effective date of the new endorsements is June 3, 2004. This means that respondent was without insurance coverage for twenty-four days, from May 10, 2004, through June 2, 2004.

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 301 as commanded by Order No. 8000. We gave respondent thirty days to furnish proof that respondent ceased operations as of May 10, 2004. Inasmuch as respondent's only tariff is for service rendered to clients of the District of Columbia Department of Health, Medical Assistance Administration (DC Medicaid), such proof was to include confirmation from DC Medicaid.

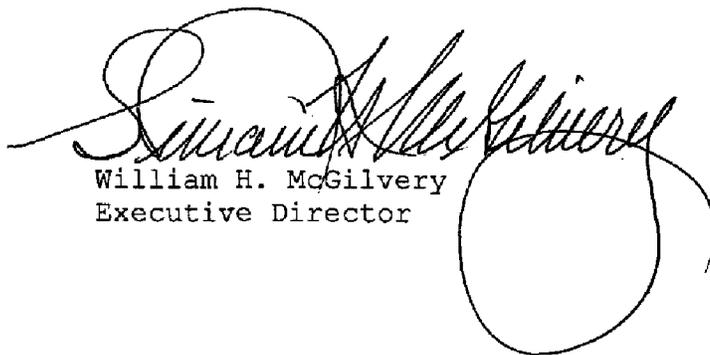
¹ Compact, tit. II, art. XIII, § 7(g).

On September 21, 2004, the Commission received written confirmation from DC Medicaid that it suspended respondent from providing or billing for services on March 4, 2004. On September 29, 2004, respondent filed a statement under oath confirming that it ceased transporting passengers on that date.

Based on this evidence, the suspension shall be lifted and this proceeding terminated.

IT IS SO ORDERED.

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



William H. McGilvery
Executive Director