

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8458

IN THE MATTER OF:

Served December 6, 2004

COMPREHENSIVE CARE II, INC.,)
WMATC No. 374, Investigation of)
Compliance with Article XI,)
Section 14, of the Compact and)
Commission Regulation No. 61)

Case No. MP-2004-212

This proceeding is being initiated to enforce Article XI, Section 14, of the Compact, which requires each WMATC carrier to file one or more tariffs showing fixed-rates and fixed-fares for transportation subject to the Compact. Respondent has no effective tariff on file with the Commission at this time.

The Commission may suspend or revoke all or part of any certificate of authority for willful failure to comply with a provision of the Compact, an order, rule, or regulation of the Commission, or a term, condition, or limitation of the certificate.¹ Respondent shall have thirty days to file a tariff or show cause why Certificate No. 374 should not be suspended or revoked.²

In addition, respondent shall have thirty days to produce its revenue vehicles for inspection pursuant to Article XII, Section 1(b), of the Compact and Commission Regulation No. 59-01(c), for the purpose of assessing respondent's compliance with Commission Regulation No. 61 governing vehicle markings, or show cause why Certificate No. 374 should not be suspended or revoked.³

THEREFORE, IT IS ORDERED:

1. That an investigation of respondent is hereby initiated under Article XIII, Section 1, of the Compact.

¹ Compact, tit. II, art. XI, § 10(c).

² See In re The Center for Mental Health, Inc., No. MP-04-165, Order No. 8284 (Sept. 20, 2004) (directing carrier to file tariff or show cause).

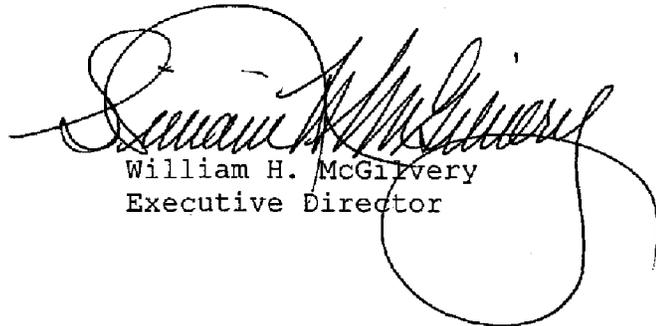
³ See In re William E. Gillison, t/a Quiana Tours, Quiana Tours, Inc., & Baron Transp., Inc., No. MP-02-97, Order No. 7229 (June 4, 2003) (carrier suspended for willful failure to demonstrate compliance with Regulation No. 61).

2. That within thirty days from the date of this order, respondent shall file an effective tariff and produce all revenue vehicles for inspection by Commission staff or show cause why Certificate No. 374 should not be suspended or revoked for willful failure to comply with Article XI, Section 14, and Article XII, Section 1(b), of the Compact, Commission Regulation No. 59-01(c), and the terms of this order.

3. That respondent may file within 15 days from the date of this order a request for oral hearing, specifying the grounds for the request, describing the evidence to be adduced and explaining why such evidence cannot be adduced without an oral hearing.

4. That respondent may not operate any vehicle that fails inspection by staff unless and until the deficiency is corrected, the vehicle is presented for subsequent inspection, and staff notifies respondent in writing that the vehicle has passed.

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



William H. McGilvery
Executive Director