

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8561

IN THE MATTER OF:

Served February 16, 2005

GBADE FEMI TOKAN, Trading )  
as U-FIRST TRANSPORTATION, )  
Suspension and Investigation )  
of Revocation of Certificate )  
No. 777 )

Case No. MP-2004-207

This matter is before the Commission on respondent's response to Order No. 8429, served November 23, 2004.

Under the Compact, a certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.<sup>1</sup> Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 777 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. 777 became invalid on November 21, 2004, when the \$500,000 primary and \$1 million excess WMATC Insurance Endorsements on file for respondent terminated without replacement. Order No. 8429 noted the automatic suspension of Certificate No. 777 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 777, and gave respondent thirty days to replace the expired endorsement or face revocation of Certificate No. 777. Respondent submitted a \$500,000 primary WMATC Insurance Endorsement and a \$1 million excess WMATC Insurance Endorsement on January 21, 2005. The effective date of the new endorsements is January 20, 2005. This means that respondent was without insurance coverage for sixty days, from November 21, 2004, through January 19, 2005.

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 777 as commanded by Order No. 8429. We will give respondent thirty days to furnish proof that respondent ceased operations as of November 21, 2004. Inasmuch as respondent's only tariff is for service rendered to clients of the District of Columbia Department of

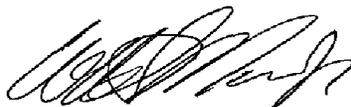
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<sup>1</sup> Compact, tit. II, art. XIII, § 7(g).

Health, Medical Assistance Administration (DC Medicaid), such proof shall include confirmation from DC Medicaid.

IT IS SO ORDERED.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND MILLER:



William S. Morrow, Jr.  
Executive Director