

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8583

IN THE MATTER OF:

Served March 10, 2005

Application of FIRST PRIORITY)
TOURS, INC., for a Certificate of)
of Authority — Irregular Route)
Operations)

Case No. AP-2005-07

Notice of this application was served on February 10, 2005, in Order No. 8548. Applicant was directed to publish further notice in "a newspaper of general circulation in the Metropolitan District."

On March 3, 2005, applicant filed an affidavit attesting to publication of the required notice in the Washington Examiner (Maryland Edition), which is described in the affidavit as "a newspaper in the County . . . of Montgomery and Prince George's."

The Washington Examiner has not been shown to be a "newspaper of general circulation in the Metropolitan District" as defined in Commission Regulation No. 51-13. Publication of notice in Montgomery and Prince George's Counties only does not meet the requirement to publish notice in a newspaper of general circulation in the Metropolitan District,¹ in any event.

The Washington Afro-American, the Washington Post and the Washington Times, on the other hand, are deemed to be newspapers of general circulation in the Metropolitan District.²

Applicant will be directed to republish notice in a newspaper of general circulation in the Metropolitan District, and a new protest deadline will be established.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than March 25, 2005, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than April 8, 2005, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

¹ In re Melwood Horticultural Training Center, Inc., No. AP-00-11, Order No. 5821 (Mar. 2, 2000).

² In re Rules of Prac. & Proc. & Regs., No. 51, No. MP-98-11, Order No. 5362 (June 25, 1998).

3. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is April 8, 2005, and that copies must be served on applicant's CEO, Marcia Fields Milton, 4203 Forestville Road, District Heights, MD 20747.

FOR THE COMMISSION:

A handwritten signature in black ink, appearing to read "William S. Morrow, Jr.", written in a cursive style.

William S. Morrow, Jr.
Executive Director