

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8612

IN THE MATTER OF:

Served March 29, 2005

NEW ERA MEDICAL TRANSPORT SERVICES,)
Suspension and Investigation of)
Revocation of Certificate No. 712)

Case No. MP-2005-07

This matter is before the Commission on respondent's response to Order No. 8512, served January 18, 2005.

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. 712 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. 712 became invalid on January 17, 2005, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 8512 noted the automatic suspension of Certificate No. 712 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 712, and gave respondent thirty days to replace the expired endorsement or face revocation of Certificate No. 712. Respondent submitted a \$1.5 million primary WMATC Insurance Endorsement on February 7, 2005. The effective date of the new endorsement is January 20, 2005. This means that respondent was without insurance coverage for three days, from January 17, 2005, through January 19, 2005.

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 712 as directed by Order No. 8512. We will give respondent thirty days to furnish proof that respondent ceased operations as of January 17, 2005. Since the contract tariff on file for respondent is with the Montgomery County Department of Transportation (MCDOT) for service provided to Montgomery County Medicaid recipients, such proof shall include confirmation from MCDOT. Also, since respondent's general tariff includes rates for service rendered to clients of the District of Columbia Department of Health, Medical Assistance Administration (DC Medicaid), such proof shall also include confirmation from DC Medicaid.

¹ Compact, tit. II, art. XI, § 7(g).

IT IS SO ORDERED.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND MILLER:

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

William S. Morrow, Jr.
Executive Director