

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8633

IN THE MATTER OF:

Served April 4, 2005

Application of DESTINY TOURS, LLC,)
for a Certificate of Authority --)
Irregular Route Operations)

Case No. AP-2005-27

By application accepted for filing February 17, 2005, Destiny Tours, LLC, a Maryland limited liability company, seeks a certificate of authority for irregular route operations between points in the Metropolitan District.

Applicant's proposed tariff contains an hourly rate with a minimum charge and a rate for one-way hotel transfers to and from Ronald Reagan National and Washington-Dulles International Airports.

Applicant's Exhibit A indicates that applicant will commence operations with a motorcoach that applicant owns, but the requisite copy of the vehicle registration is not attached. Applicant will be directed to file a copy of the vehicle registration.

Applicant's principal place of business is outside the Metropolitan District, but applicant has failed to designate an agent inside the Metropolitan District to accept service on behalf of applicant as required by Commission Rule No. 5-04 and the application form. Applicant will be directed to designate an agent inside the Metropolitan District.

According to the application, applicant holds passenger carrier authority from the federal government, but Exhibit F, applicant's proof of federal authority, shows that federal authority has been issued not to applicant but to applicant's president, Eddie Soto, a sole proprietor d/b/a Destiny Tours, MCC-511346-C. Applicant will be directed to explain how permitting two different carriers to operate in the Washington Metropolitan Area under the same name is consistent with the public interest.

This proceeding is hereby initiated to determine whether applicant is fit and whether the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than April 18, 2005, notice in the form prescribed by the staff of the Commission.

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

3. That applicant shall file with the Commission, no later than May 2, 2005, a copy of the vehicle registration for applicant's motorcoach.

4. That applicant shall file with the Commission, no later than May 2, 2005, a statement designating an agent inside the Metropolitan District to accept service on behalf of applicant.

5. That applicant shall file with the Commission, no later than May 2, 2005, a statement explaining how permitting two different carriers to operate in the Washington Metropolitan Area under the same name is consistent with the public interest.

6. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is May 2, 2005, and that copies must be served on applicant's president, Eddie Soto, P.O. Box 158, Woodbridge, VA 22194.

FOR THE COMMISSION:



William S. Morrow, Jr.
Executive Director