

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8641

IN THE MATTER OF:

Served April 7, 2005

AMAN TRANSPORT, LLC, Suspension )  
and Investigation of Revocation )  
of Certificate No. 915 )

Case No. MP-2004-219

This matter is before the Commission on respondent's response to Order No. 8478, served December 21, 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. 915 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. 915 became invalid on December 20, 2004, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 8478 noted the automatic suspension of Certificate No. 915 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 915, and gave respondent thirty days to replace the expired endorsement or face revocation of Certificate No. 915. Respondent submitted a \$1.5 million primary WMATC Insurance Endorsement on February 18, 2005. The effective date of the new endorsement is January 25, 2005. This means that respondent was without insurance coverage for thirty-six days, from December 20, 2004, through January 24, 2005.

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 915 as directed by Order No. 8478. We will give respondent thirty days to furnish proof that respondent ceased operations as of December 20, 2004. Inasmuch as respondent's only tariff is for service rendered to the general public, proof that respondent ceased operations shall be corroborated by evidence from respondent's general business records.<sup>2</sup>

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

<sup>2</sup> See Compact, tit. II, art. XII, § 1(b) (mandating Commission access to carrier records).

THEREFORE, IT IS ORDERED:

1. That respondent is hereby directed to furnish, within thirty days from the date of this order, proof that respondent ceased operations as of December 20, 2004.

2. That respondent is hereby directed to produce, within thirty days from the date of this order, any and all books, papers, correspondence, memoranda, contracts, agreements, and other records and documents, including any and all stored electronically, that are within respondent's possession, custody or control and which relate to the transportation of passengers for hire between points in the Metropolitan District during the period beginning October 1, 2004, and ending on the date of this order, including, but not limited to any and all:

- a. customer contracts and invoices;
- b. invoices from other carriers;
- c. evidence of communications, including telephone logs, facsimile transmissions, and correspondence;
- d. calendars and itineraries;
- e. bank records;
- f. payroll records;
- g. insurance documents;
- h. advertising materials;
- i. internal corporate documents, such as articles of incorporation, bylaws, and minutes;
- j. income tax and personal property returns; and
- k. USDOT Forms MCS-150.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND MILLER:



William S. Morrow, Jr.  
Executive Director