

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,209

IN THE MATTER OF:

Served January 8, 2007

PEARLEAN VIVIAN COOK, Trading as)
PEARL'S TRANSPORTATION COMPANY,)
Suspension and Investigation of)
Revocation of Certificate No. 1118)

Case No. MP-2006-178

This matter is before the Commission on respondent's response to Order No. 10,061, served November 7, 2006.

Under the Compact, a WMATC carrier may not engage in transportation subject to the Compact if the carrier's certificate of authority is not "in force."¹ A certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.²

Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 1118 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. 1118 was rendered invalid on November 7, 2006, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 10,061, noted the automatic suspension of Certificate No. 1118 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 1118, and gave respondent thirty days to replace the expired endorsement or face revocation of Certificate No. 1118. Respondent submitted a \$1.5 million primary WMATC Insurance Endorsement on January 3, 2007. The effective date of the new endorsement is December 28, 2006. This means that respondent was without insurance coverage for fifty-one days, from November 7, 2006, through December 27, 2006.

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 1118 as directed by Order No. 10,061. We will give respondent thirty days to verify that it ceased operations as of November 7, 2006. Inasmuch as respondent's only tariff is for service rendered to clients of the District of Columbia Department of Health, Medical

¹ Compact, tit. II, art. XI, § 6(a).

² Compact, tit. II, art. XI, § 7(g).

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

THEREFORE, IT IS ORDERED:

1. That within thirty days from the date of this order, respondent shall verify it ceased all operations in the Metropolitan District as of November 7, 2006.

2. That within thirty days from the date of this order, respondent shall submit confirmation from DC Medicaid that respondent ceased operations as of November 7, 2006.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director