

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 15,930

IN THE MATTER OF:

Served October 28, 2015

Application of TRANSERVES)
ENTERPRISE INC. for a Certificate)
of Authority -- Irregular Route)
Operations)
Case No. AP-2015-220

Applicant seeks a certificate of authority to transport passengers in irregular route operations between points in the Metropolitan District. The application is unopposed.

Applicant's CEO, Owoade Ifekam, was the owner of a WMATC carrier named Transerve Enterprise LLC when it voluntarily terminated WMATC Certificate No. 1761 in 2011.¹ And Mr. Ifekam, was the CEO of a carrier named Transerves Enterprise LLC, trading as TRANSX LLC, when it was conditionally granted WMATC operating authority earlier this year.² Applicant failed to satisfy the conditions for issuance of operating authority within the time allotted, thereby voiding the Commission's approval.³ Finally, Mr. Ifekam, was CEO of Transerves Enterprise LLC, trading as TRANSX LLC, when it filed a second application for WMATC operating authority earlier this year and then withdrew it.⁴

The Compact, Title II, Article XI, Section 7(a), authorizes the Commission to issue a certificate of authority if it finds that the proposed transportation is consistent with the public interest and that the applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

Applicant verifies that: (1) applicant owns or leases, or has the means to acquire through ownership or lease, one or more motor vehicles meeting the Commission's safety requirements and suitable for the transportation proposed in this application; (2) applicant owns,

¹ *In re Transerve Enter. LLC*, No. AP-11-141, Order No. 13,042 (Nov. 8, 2011).

² *See In re Transerves Enter. LLC, t/a TRANSX LLC*, No. AP-15-025, Order No. 15,405 (Feb. 19, 2015) (conditionally granting Certificate No. 1761), amended by Order No. 15,802 (Aug. 18, 2015).

³ *See* Order No. 15,405 (grant of authority void upon applicant's failure to timely satisfy conditions of issuance); Commission Regulation No. 66 (failure to comply with conditions of grant within 180 days voids approval).

⁴ *See In re Transerves Enter. LLC, t/a TRANSX LLC*, No. AP-15-215, Order No. 15,924 (Oct. 22, 2015) (approving withdrawal).

or has the means to acquire, a motor vehicle liability insurance policy that provides the minimum amount of coverage required by Commission regulations; and (3) applicant has access to, is familiar with and will comply with the Compact, the Commission's rules, regulations and orders, and Federal Motor Carrier Safety Regulations as they pertain to transportation of passengers for hire.

Based on the evidence in this record, the Commission finds that the proposed transportation is consistent with the public interest and that applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

THEREFORE, IT IS ORDERED:

1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 1761 shall be issued to Transerves Enterprise Inc., 9012 1st Street, Lanham, MD 20706-2834.

2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until a certificate of authority has been issued in accordance with the preceding paragraph.

3. That applicant is hereby directed to file the following documents and present its revenue vehicle(s) for inspection within the 180-day maximum permitted in Commission Regulation No. 66: (a) evidence of insurance pursuant to Commission Regulation No. 58; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) a vehicle list stating the year, make, model, serial number, fleet number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) a copy of the for-hire vehicle registration card, and a lease as required by Commission Regulation No. 62 if applicant is not the registered owner, for each vehicle to be used in revenue operations; and (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia.

4. That the grant of authority herein shall be void and the application shall stand denied upon applicant's failure to timely satisfy the conditions of issuance prescribed herein.

FOR THE COMMISSION



William S. Morrow, Jr.
Executive Director