

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 16,141

IN THE MATTER OF:

Served January 12, 2016

Application of BURLINGTON BREW)
TOURS, LLC, to Add Trade Name, CITY)
BREW TOURS, to Certificate No. 2534)

Case No. AP-2016-007

Burlington Brew Tours, LLC, has filed an application to add the trade name City Brew Tours to Certificate No. 2534.

Applicant filed a similar application early last year. The application was approved January 28, 2015, with issuance of an amended Certificate No. 2534 contingent on applicant filing additional documents and passing a vehicle inspection within 180 days.¹ Applicant failed to satisfy those conditions within the time allotted, thereby voiding the Commission's approval.²

Under Regulation No. 54-08, the Executive Director may approve an application to change a trade name. A trade name application shall include proof of trade name registration in the jurisdiction where applicant's principal place of business is located. In the case of an applicant whose principal place of business is outside the District of Columbia, Maryland, or Virginia, the Commission will accept a registration certificate from the jurisdiction in the Metropolitan District where applicant's local office or designated agent for service is located.

Applicant's principal place of business is located in Massachusetts and applicant's designated agent is located in the District of Columbia. The application is supported by proof of registration of the new trade name with the District of Columbia Department of Consumer and Regulatory Affairs. Accordingly, the application shall be conditionally approved.

THEREFORE, IT IS ORDERED:

1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 2534 shall be reissued to Burlington Brew Tours, LLC, trading as City Brew Tours, 44 Newton Street, #44, Brighton, MA 02135.

¹ See *In re Burlington Brew Tours, LLC*, No. AP-15-019, Order No. 15,357 (Jan. 28, 2015) (conditionally approving trade name).

² See *id.* (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).

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 reissued 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 reissuance prescribed herein.

FOR THE COMMISSION



William S. Morrow, Jr.
Executive Director