

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 17,253

IN THE MATTER OF:

Served October 16, 2017

REZ MEDICAL TRANSPORTATION, LLC, )  
Suspension and Investigation of )  
Revocation of Certificate No. 2759 )

Case No. MP-2016-125

On July 20, 2016, the Commission terminated WMATC Certificate No. 2759 in WMATC Case No. AP-2016-122 at the request of the holder, Rez Medical Transportation, LLC.

Nine days later, the Commission opened this proceeding in Order No. 16,497 and declared that Certificate No. 2759 stood suspended for the failure of Rez Medical Transportation to maintain an effective WMATC Insurance Endorsement on file with the Commission pursuant to Regulation No. 58. And the Commission revoked Certificate No. 2759 in Order No. 16,549 when Rez Medical Transportation failed to file the necessary WMATC Endorsement(s) and pay a \$100 late insurance fee within 30 days.

According to Article XI, Section 10(a) of the Compact, "Certificates [of Authority] shall be effective from the date specified on them and shall remain in effect until amended, suspended, or terminated." Under Regulation No. 58-03: "A carrier operating under temporary authority or a certificate of authority issued by the Commission (WMATC carrier) shall maintain on file with the Commission at all times an acceptable, effective "WMATC Certificate of Insurance and Policy Endorsement" (WMATC Insurance Endorsement)." And under Regulation No. 58-12(a): "Failure to replace a WMATC Insurance Endorsement prior to termination shall result in immediate, automatic suspension of a carrier's WMATC operating authority."

Inasmuch as Certificate No. 2759 stood terminated as of July 29, 2017, Rez Medical Transportation was no longer a carrier operating under a WMATC certificate of authority subject to the requirements of Regulation No. 58-03, and there was no WMATC operating authority under Certificate No. 2759 to suspend.

Under the circumstances, it appears that the orders in this proceeding were issued in error.

Order Nos. 16,497 and 16,549 shall accordingly be vacated,<sup>1</sup> and Certificate No. 2759 shall remain terminated.

IT IS SO ORDERED.

FOR THE COMMISSION:



William S. Morrow, Jr.  
Executive Director

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<sup>1</sup> See *In re Corp. Transp. Servs., LLC*, No. AP-13-175, Order No. 14,032 (June 24, 2013) (rescinding erroneous certificate amendment order and vacating amendment approval as legal nullity); *In re Laidlaw Transit Servs., Inc.*, No. MP-06-137, Order No. 10,237 (Jan. 18, 2007) (rescinding erroneous revocation order and vacating erroneous suspension order); *In re LogistiCare Solutions, LLC, t/a LogistiCare*, No. MP-03-124, Order No. 7604 (Dec. 11, 2003) (vacating erroneous revocation order and lifting erroneous suspension).