

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1286

IN THE MATTER OF:

Application of DIAMOND TOURS, INC.,)	Served November 23, 1973
for Amendment of Certificate of)	
Public Convenience and Necessity)	Application No. 797
)	
)	
Application of THE GRAY LINE, INC.,)	Application No. 799
for Amendment of Certificate of)	
Public Convenience and Necessity)	Consolidated Docket No. 254

On November 21, 1973, The Gray Line, Inc. (Gray Line), by counsel, filed a motion to reassign this consolidated proceeding for formal hearing at a date in January, 1974, other than the periods January 10, 11 and 16-18, 1974. Order No. 1282, served November 8, 1973, inter alia, scheduled the above proceeding for public hearing before a presiding officer on a consolidated docket to commence Tuesday, December 18, 1973. Counsel for Gray Line states in the motion that he has spoken with Renn C. Fowler, Esquire, counsel for Diamond Tours, Inc., the companion applicant in the captioned consolidated docket and that counsel has no objection to the requested continuance. No replies to the motion have been received.

Gray Line's reasons for seeking a continuance of the public hearing are that the currently assigned date of December 18, 1973, occurs in the final week before Christmas, a time in which virtually everyone is concerned with preparation for the holiday, that it is virtually impossible to obtain public witnesses during this pre-holiday week and that, accordingly, it is exceedingly difficult to present reasonable and adequate evidence in support of the application. Although the approach

of a holiday does not render the conduct of business impossible, the date fixed for public hearing shall be postponed because it does not appear that the public interest will be adversely affected and no protest to the proposed continuance has been received.

In view of the decision to grant the motion to reassign this consolidated proceeding for formal hearing, the applicants shall be required to post and publish notice of the date fixed herein for public hearing. The evidence in the nature of prepared testimony and the exhibits required of each applicant, as set forth in detail in Order No. 1282, shall be submitted in such manner that six (6) copies shall be filed with the Commission and one copy served on each party of record on or before Tuesday, January 22, 1974. Any person desiring to be heard on these matters shall notify the Commission and the counsel of record for applicants on or before Monday, January 21, 1974.

THEREFORE, IT IS ORDERED:

1. That the motion of The Gray Line, Inc., by counsel, to reassign the captioned applications for formal hearing be, and it is hereby, granted.

2. That the public hearing before a presiding officer on a consolidated docket, scheduled for December 18, 1973, by our Order No. 1282, served November 8, 1973, be, and it is hereby, postponed until Tuesday, January 29, 1974, at 10:00 A. M., in the Hearing Room of the Commission, Room 314, 1625 I Street, N. W., Washington, D. C. 20006.

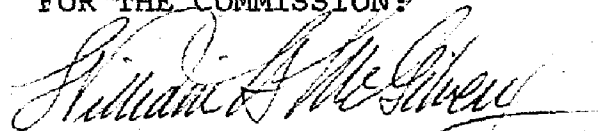
3. That the applicants post notice, in the form prescribed by the staff of the Commission, of the postponed public hearing in all their vehicles no later than Friday, December 14, 1973.

4. That the applicants publish notice, in the form prescribed by the staff of the Commission, of the postponed public hearing in a newspaper of general circulation in the Metropolitan District no later than Friday, December 14, 1973.

5. That the evidence in the nature of prepared testimony and the exhibits required of each applicant as set forth in detail in Order No. 1282, served November 8, 1973, shall be submitted in such manner that six (6) copies shall be filed with the Commission and one copy served on each party of record on or before Tuesday, January 22, 1974.

6. That any person desiring to be heard on these matters shall notify the Commission, in writing, on or before Monday, January 21, 1974, and mail a copy of such notification to the counsel of record for Diamond Tours, Inc., Renn C. Fowler, Esquire, care of Diamond Tours, Inc., Union Station Plaza, 201 F Street, N. E., Washington, D. C. 20002, and to the counsel of record for The Gray Line, Inc., S. Harrison Kahn, Esquire, Suite 733 Investment Building, 1511 K Street, N. W., Washington, D. C. 20005.

FOR THE COMMISSION:



WILLIAM H. MCGILVERY
Acting Executive Director