

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 19,344

IN THE MATTER OF:

Served April 19, 2021

Petition to Waive Regulation) Case No. MP-2021-044
No. 67-03, Filed by KARIM TRANS)
EXPRESS LLC, WMATC No. 2904)

This matter is before the Commission on petitioner's request to waive \$300 in late fees.

Commission Regulation No. 60-01 provides that each carrier holding a certificate of authority on the first day of the calendar year shall file an annual report on or before January 31 of that year. Regulation No. 67-02 provides that each carrier holding a certificate of authority on the first day of the calendar year shall pay an annual fee of \$175 on or before January 31 of that year.

Petitioner held a certificate of authority on January 1, 2021, but failed to timely comply with Regulation No. 60-01 and Regulation No. 67-02. As a result, petitioner was automatically assessed \$150 for failing to pay the fee on time and \$150 for failing to file the report on time.

Commission Rule No. 29 provides that the Commission may waive its rules "upon the filing of a motion showing good cause." Hence, the question is whether this petition shows good cause for waiving said late fees.¹ After careful consideration of the grounds offered by petitioner for waiving Regulation No. 67-03, we conclude that none constitutes good cause for granting the relief requested.

According to Commission records, the Commission received the annual fee and annual report from petitioner on February 2, 2021. Petitioner states that it mailed these items on January 29, 2021. By waiting until the last moment to mail the report and payment, petitioner assumed the risk that they would not arrive at the Commission by the deadline.²

In addition, petitioner also claims financial hardship. However, the petition is not supported by evidence of petitioner's financial condition. A generalized claim of financial hardship unsupported by

¹ *In re Winter Growth, Inc.*, No. MP-08-084, Order No. 11,303 (Apr. 24, 2008).

² *In re Adventures by Dawn L.L.C.*, No. MP-17-101, Order No. 17,118 (July 27, 2017).

evidence of petitioner's financial condition does not constitute good cause for waiving late fees.³

Accordingly, the petition of Karim Trans Express LLC seeking waiver of late fees assessed pursuant to Regulation No. 67-03 is denied.

IT IS SO ORDERED.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS HOLCOMB, RICHARD, AND LOTT:

A handwritten signature in blue ink that reads "Jeffrey M. Lehmann". The signature is fluid and cursive, with the first name "Jeffrey" being the most prominent.

Jeffrey M. Lehmann
Executive Director

³ *In re Robert Earle Goode Jr, t/a Reliable Transp.*, No. MP-17-101, Order No. 17,118 (July 27, 2017).