

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 19,609

IN THE MATTER OF:

Served November 15, 2021

Application of A MARIAN LLC for a)
Certificate of Authority --)
Irregular Route Operations)

Case No. AP-2021-122

By email dated October 26, 2021, pursuant to Regulation No. 54-04(b), applicant was directed to furnish additional information necessary to a full and fair determination of this application. The additional information was due no later than November 9, 2021. The email cautioned applicant that failure to timely furnish the information would result in delay or dismissal of the application. Applicant has yet to furnish the requested information, including a signed list of applicant's members (owners) along with a current mailing address and telephone number for each.

Furthermore, the application form in this proceeding was signed by Alusaine Seisay as CEO, but according to documents filed by applicant on October 21, 2021, and November 2, 2021, another person occupies the role of CEO and Alusaine Seisay's title is assistant. An application by a limited liability company must be signed by an officer of the company.¹

Under the Compact, an application to obtain a certificate of authority shall be made in writing, verified, and shall contain the information required by the application form and accompanying instructions.² An applicant may be required to publish notice of the application in a newspaper of general circulation in the Metropolitan District and furnish any supplemental information necessary for a full and fair determination of the application.³ Failure to comply with the Commission's application requirements warrants dismissal.⁴

¹ See *In re Sat4, LLC*, No. AP-13-438, Order No. 14,520 (Jan. 27, 2014) (dismissing application by LLC where application signature page listed signer's title as manager and there was no indication signer was an officer).

² Compact, tit. II, art. XI, § 8; Regulation No. 54-02.

³ Regulation No. 54-04(b).

⁴ *In re One, LLC, t/a Bon Voyage*, No. AP-04-103, Order No. 8212 (Aug. 5, 2004).

THEREFORE, IT IS ORDERED: that the application of A Marian LLC for a certificate of authority is hereby dismissed without prejudice for want of prosecution.

FOR THE COMMISSION:

A handwritten signature in blue ink that reads "Jeffrey M. Lehmann". The signature is written in a cursive style with a prominent initial "J" and "L".

Jeffrey M. Lehmann
Executive Director