

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 19,846

IN THE MATTER OF:

Served August 5, 2022

Application of WELLNESS HEALTH)
SERVICES, LLC, Trading as THE ARK)
OF DC, for a Certificate of)
Authority -- Irregular Route)
Operations)

Case No. AP-2022-037

By request filed July 20, 2022, applicant seeks withdrawal of its April 1, 2022, application for a certificate of authority. The Commission conditionally approved the application in Order No. 19,750, served April 28, 2022, and assigned applicant WMATC Certificate No. 3265, but the conditions have not been met and the certificate has not yet been issued.

Because "[t]he Commission cannot require one to apply for any specific operating authority, or to continue to pursue an application already filed, if [it] is under no legal compulsion to furnish the services,"¹ the request to withdraw shall be granted.

THEREFORE, IT IS ORDERED, that the request of Wellness Health Services, LLC, trading as The Ark of DC, to withdraw the above-captioned application for a certificate of authority is hereby granted.

FOR THE COMMISSION:



Jeffrey M. Lehmann
Executive Director

¹ *In re Malek Inv. of Va., Inc., t/a Montgomery Airport Shuttle*, No. AP-99-11, Order No. 5706 (Sept. 22, 1999) (quoting *Montgomery Charter Serv. v. WMATC*, 302 F.2d 906 (D.C. Cir. 1962)).