

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2380

IN THE MATTER OF:

Served November 5, 1982

EDWARDS TRUCKING COMPANY, INC.,)
Suspension and Investigation of)
Revocation of Authorization No. 40)

Case No. MP-82-13

The Compact, Title II, Article XII, Section 9(a) mandates that no certificate of public convenience and necessity issued under Section 4 of said Article ". . . shall remain in force unless the person . . . holding such certificate complies with such reasonable regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, [and] qualifications as a self-insurer . . . in such reasonable amount as the Commission may require" See also Commission Regulation No. 62, as amended by Order No. 1598, served August 25, 1976.

The certificate of insurance on file for Edwards Trucking Company, Inc., shows a policy expiration date of October 31, 1982. On October 1, 1982, the Commission advised Edwards by letter that an appropriate certificate evidencing new insurance must be filed on or before the above-specified expiration date. The new certificate of insurance shows total policy limits of \$100,000, less than 20 percent of the amount required by Commission Regulation No. 62. Several requests to the carrier's counsel for an appropriate certificate of insurance have not resulted in a correct filing. Accordingly, Edwards is in violation of Title II, Article XII, Section 9(a) of the Compact and Commission Regulation No. 62.

THEREFORE, IT IS ORDERED:

1. That the above-captioned proceeding is instituted pursuant to Title II, Article XII, Section 4(g) of the Compact for the purpose of determining whether Authorization No. 40 to operate pursuant to Special Certificate of Public Convenience and Necessity No. 1 of Edwards Trucking Company, Inc., shall be revoked.

2. That Edwards Trucking Company, Inc., is made a party respondent to the above-captioned proceeding.

3. That Edwards Trucking Company, Inc., is directed, within 30 days from the date of service hereof, fully to comply with the provisions of the Compact, Title II, Article XII, Section 9(a) and Commission Regulation No. 62, and is further directed within the same 30 days to file with the Commission an appropriate certificate of insurance or such other evidence, in writing and under oath, as it may deem pertinent to show good cause why its Authorization No. 40 to operate pursuant to Special Certificate of Public Convenience and Necessity No. 1 should not be revoked.

4. That Authorization No. 40 to operate pursuant to Special Certificate of Public Convenience and Necessity No. 1 issued to Edwards Trucking Company, Inc., is suspended until further order of the Commission, and respondent is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

FOR THE COMMISSION:


GREGORY PAUL BARTH
Acting Executive Director