

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 2501

IN THE MATTER OF:

Served November 17, 1983

Application of GRIFFIN M. MURPHY)
t/a MAXI-BUS TOURS for a)
Certificate of Public Convenience)
and Necessity to Conduct Charter)
Operations and Special Operations)
-- Sightseeing Tours)

Case No. AP-83-20

Application of CONGRESSIONAL TOURS,)
INC., for a Certificate of Public)
Convenience and Necessity to)
Conduct Charter and Special)
Operations)

Case No. AP-83-30

By motion filed November 2, 1983, Griffin M. Murphy trading as Maxi-Bus Tours and Congressional Tours, Inc., each seek to "Permit Filing of Affidavit and Tariff, Time Having Expired." The motions request reinstatement of the grants of authority issued each applicant in Order No. 2467, served September 14, 1983. The terms of that order, inter alia, directed each applicant to file an affidavit of compliance with Commission Regulation Nos. 68 and 71 and copies of its WMATC Tariff No. 1 ". . . within 30 days from the date of service hereof or such additional time as the Commission may authorize, (or) the grant of authority made herein . . . shall be void and the application shall stand denied in its entirety effective upon expiration of the said compliance time." No extension of time to comply with the order was requested by either applicant.

By letters dated October 26, 1983, the Commission's Executive Director informed Maxi-Bus Tours and Congressional Tours, Inc., that inasmuch as the compliance terms of Order No. 2467 were not met, each grant of authority is void and each application stands denied in its entirety.

Each applicant seeks reinstatement of the grant of authority by motion to permit the filing of the appropriate affidavits and tariffs. Each applicant states that it thought that the compliance requirements were met through the attachments submitted in connection with the

filing of applications for temporary and permanent authority and that the failure to effect compliance was not done in any way to disregard the orders of the Commission, but rather through mistake and inadvertence. The appropriate compliance material was submitted with the motions and each petitioner asserts that the failure to act timely has not in any way prejudiced any party or person.

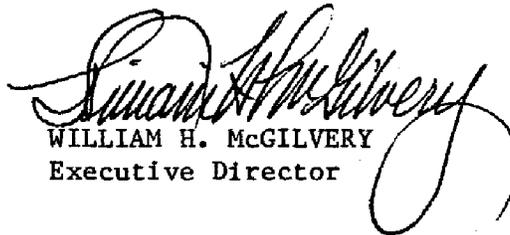
The Commission will reinstate each grant of authority and accept for filing the aforementioned affidavits and tariffs. Applicants inadvertently thought they had effected compliance with Order No. 2467 because of the previous filing of an insurance certificate and proposed tariffs with their applications. Inasmuch as each application proceeded with no protestant appearing in opposition and reinstatement of the grants of authority will not prejudice anyone, the relief sought will be granted.

THEREFORE, IT IS ORDERED:

1. That the motions, affidavits and tariffs submitted for filing by Griffin M. Murphy trading as Maxi-Bus Tours and Congressional Tours, Inc., on November 2, 1983, are hereby accepted for filing.

2. That the grants of authority in Case Nos. AP-83-20 and AP-83-30 issued by Order No. 2467 are hereby reinstated, and appropriate certificates of public convenience and necessity shall be issued.

BY DIRECTION OF THE COMMISSION, COMMISSIONERS WORTHY, SCHIFTER AND SHANNON:


WILLIAM H. MCGILVERY
Executive Director