

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2822

IN THE MATTER OF:

Served February 7, 1986

Application of TARA LINES, INC.,)
to Transfer Special Authorization)
No. 57-07 to Quick Livick, Inc.)

Case No. AP-86-05

By application filed February 4, 1986, Tara Lines, Inc., seeks Commission approval to transfer its Special Authorization No. 57-07 to Quick-Livick, Inc. Tara's authorization, issued pursuant to Order No. 2780, served November 1, 1985, authorizes:

CHARTER OPERATIONS PURSUANT TO CONTRACT with the Department of the Army, Military District of Washington, transporting government employees and persons traveling on official government business between the Pentagon in Arlington, Va., and the Washington Navy Yard at 10th and N Streets, S.E., Washington, D.C., serving the following intermediate stops: 4th and M Streets, S.W.; Fort McNair main gate on P Street, S.W.; 2nd and V Streets, S.W.; 1900 Half Street, S.W.; Building 159 on Tingley Street, S.E.; and Building 143 on Patterson Avenue, S.E.

The authorization is valid until October 31, 1986.

Tara, unable to complete its contract obligation to the government because of its financial situation, has received permission from the government to subcontract to Quick-Livick. However, the Commission requires that the operating authority be held by the person "engaged in rendering or performing such transportation service." See Compact, Title II, Article XII, Section 1(a). Hence, this application to transfer the operating authority to Quick-Livick. If this transfer is approved, Tara would no longer hold any operating authority from this Commission.

Quick-Livick, for its part, is willing to take over the service obligations of Tara under the same contract terms. Quick-Livick is prepared to commence upon Commission approval. Quick-Livick already holds WMATC Special Authorization No. 99-01 to provide charter contract operations for the Close-Up Foundation. Quick-Livick also holds authority from the Interstate Commerce Commission (MC134542) and from the Virginia State Corporation Commission (SCC P75). Quick-Livick has

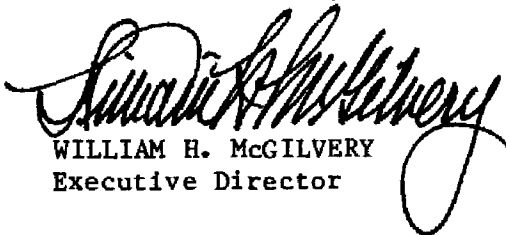
available sufficient coaches to operate the service -- two plus one back-up. Quick-Livick has an appropriate certificate of insurance on file with the Commission.

This matter is before us under Title II, Article XII, Section 4(h) of the Compact, which requires that such transfer be approved by the Commission as being consistent with the public interest. A public hearing is not required, and we believe it would serve no useful purpose in this case. We find the record in this case sufficient to form a basis for decision, particularly in this matter of transferring a limited government contract authorization from one WMATC carrier to another with the approval of the government. In fact, the record shows that contact with the Commission staff in pursuit of this matter was initiated by the government contracting officer in an effort to find a method of continuing service under this contract by a method that would meet the requirements of both the government and the Commission.

The terms of the transfer agreement will have no influence on the rates and will not adversely affect the finances of transferee. We find that the financial position of transferee is adequate to sustain the proposed service and that transferee has sufficient equipment to provide the service. Evidence of transferee's financial responsibility is on file in the form of a certificate of insurance sufficient to satisfy our current requirements. We find that the rights sought to be transferred are not dormant, that the transferee is fit willing, and able to provide the service, and that no change of any consequence will occur in the competitive balance of the transportation industry in the Metropolitan District as a result of this transfer. We find that the requested transfer of Special Authorization No. 57-07 of Tara Lines, Inc., to Quick-Livick, Inc., is consistent with the public interest. Based upon consideration of the record, this application will be granted. The authorization will be reissued to Quick-Livick, Inc., as Special Authorization No. 99-02.

IT IS SO ORDERED.

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


WILLIAM H. MCGILVERY
Executive Director