

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2936

IN THE MATTER OF:

Served November 21, 1986

OTIS F. SMITH T/A SPEEDY )  
TRANSPORTATION, Suspension and )  
Investigation of Revocation of )  
Certificate No. 48 )

Case No. MP-86-30

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, polices 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. 2721, served June 19, 1985.

The certificate of insurance on file for Otis F. Smith t/a Speedy Transportation shows a policy expiration date of November 19, 1986. On October 20, 1986, the Commission advised Otis F. Smith t/a Speedy Transportation by letter that an appropriate certificate evidencing new insurance must be filed on or before the above-specified termination date. No certificate of insurance has been filed. Accordingly, Otis F. Smith t/a Speedy Transportation appears to be 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 Certificate of Public Convenience and Necessity No. 48 of Otis F. Smith t/a Speedy Transportation shall be revoked.

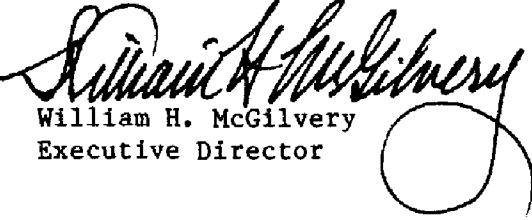
2. That Otis F. Smith t/a Speedy Transportation is made a party respondent to the above-captioned proceeding.

3. That Otis F. Smith t/a Speedy Transportation 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 he may deem pertinent to show good cause why his Certificate of Public Convenience and Necessity No. 48 should not be revoked.

4. That Certificate of Public of Convenience and Necessity No. 48 issued to Otis F. Smith t/a Speedy Transportation is suspended until further order of the Commission, and Otis F. Smith t/a Speedy Transportation is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

5. That Otis F. Smith t/a Speedy Transportation is hereby provided an opportunity for hearing pursuant to the Compact, Title II, Article XII, Section 4(g), and is directed to file within 15 days of the service date of this order an appropriate motion pursuant to Commission Rule No. 15, if he desires an oral hearing on this matter.

FOR THE COMMISSION:

  
William H. McGilvery  
Executive Director