

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2944

IN THE MATTER OF:

Served December 5, 1986

Application of ROSETTA D. MURRAY)
trading as MURRAY'S NON-EMERGENCY)
TRANSPORT SERVICE for Special)
Authorization to Conduct Charter)
Operations Pursuant to Contract)
with the U.S. Department of Justice)

Case No. CP-86-08

By application filed December 2, 1986, Rosetta D. Murray, trading as Murray's Non-Emergency Transport Service ("Murray's" or "applicant"), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport United States Government employees, together with mail, express and baggage in the same vehicle, in charter operations pursuant to contract with the U.S. Department of Justice ("DOJ").

The contract provides for a regularly scheduled shuttle to serve the Justice Building (10th and Constitution Avenue, N.W.) and the Bond Building (1400 New York Avenue, N.W.) both in Washington, D.C. The service would be provided in a vehicle equipped to seat 21 ambulatory passengers, two wheelchair passengers and a driver. The vehicle will be air-conditioned and equipped with a restroom and a wheelchair lift. Applicant has not yet taken delivery of the vehicle from the manufacturer. The government retains the right to make periodic inspections of the equipment used by applicant in performance of the contract and has the power to remove from service under the contract vehicles with defects that may impair safe operations. The service would operate between 8 a.m. and 6:30 p.m. weekdays except federal holidays. Under the terms of the contract DOJ may revise the schedule and add or delete service points. Service points added will be located within Washington, D.C.

In a notarized letter filed with the Commission on December 3, 1986, Mr. Stephen Denny, DOJ contracting officer, stated that service under the contract is expected ". . . to begin later this month and it will continue through September 30, 1987." ^{1/} The contract provides for two one-year options to extend the term of the contract through September 30, 1989. Mr. Denny estimates 200 to 300 passenger trips a day on the shuttle. DOJ has investigated applicant and has determined that Murray's is capable of performing satisfactorily.

^{1/} By its terms the contract extends from December 1, 1986, or on the date specified in the notice to proceed, whichever is later, through September 30, 1987.

Applicant is experienced in providing shuttle transportation and has stated that she is familiar with the Compact and the Commission's rules and regulations and is willing to comply with them. Applicant has not been found unfit by any regulatory agency and is not under any fitness investigation. Applicant's balance sheet dated September 30, 1986, indicates current assets of \$79,907, fixed and other assets of \$291,009. Current liabilities are listed at \$18,725 with long-term liabilities at \$118,635. Owner's equity is listed at \$233,556. Applicant projects revenues generated from services provided under the contract of \$51,922.50 and operating expenses of \$48,289, for an operating ratio of .93.

Inasmuch as a contract has been executed for the transportation of employees pursuant to contract with their employer between points within the Metropolitan District for a period in excess of 181 days, the application appears amenable to processing under Commission Regulation No. 70. 2/ Consequently, notice of this application must be published and opportunity given for the filing of protests. Protests, if any, must be written, sworn, and notarized, and must contain all evidence and argument upon which the protestant would rely.

Applicant will be required to file complete information about the new vehicle upon delivery including a copy of the inspection certificate, an affidavit of identification in accordance with Regulation No. 70-10, and a certificate of insurance in compliance with the Commission Regulation No. 62.

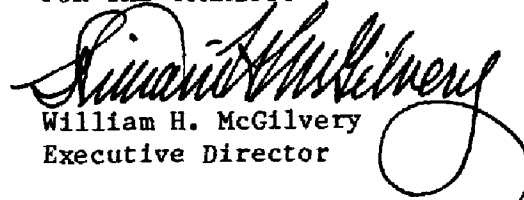
THEREFORE, IT IS ORDERED:

1. That Rosetta D. Murray, trading as Murray's Non-Emergency Transport Service, publish once in a newspaper of general circulation in the Metropolitan District notice of this application in the form prescribed by the staff of the Commission no later than Tuesday, December 9, 1986.

2. That applicant shall file with the Commission an affidavit of publication no later than Friday, December 19, 1986.

3. That any person desiring to protest this application shall file a notarized protest in conformance with Commission Regulation No. 70-06 at the office of the Commission, 1625 I Street, N.W., Suite 316, Washington, D.C. 20006, no later than Friday, December 19, 1986, and shall simultaneously serve a copy of such protest on applicant to Rosetta D. Murray, 2329 Skyland Place, S.E., #904, Washington, D.C. 20020.

FOR THE COMMISSION:


William H. McGilvery
Executive Director

2/ See Order No. 2004, served June 20, 1979.