

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2965

IN THE MATTER OF:

Served January 16, 1987

ERNEST J. KELLER, JR., Suspension)
and Investigation of Revocation)
of Certificate No. 15)

Case No. MP-87-03

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. 2721, served June 19, 1985.

The certificate of insurance on file for Ernest J. Keller, Jr., shows a policy expiration date of January 1, 1987. On December 1, 1986, the Commission advised Mr. Keller by letter that an appropriate certificate evidencing new insurance must be filed on or before the above-specified expiration date. No certificate of insurance has been filed. Accordingly, Mr. Keller appears to be in violation of Title II, Article XII, Section 9(a) of the Compact and Commission Regulation No. 62.

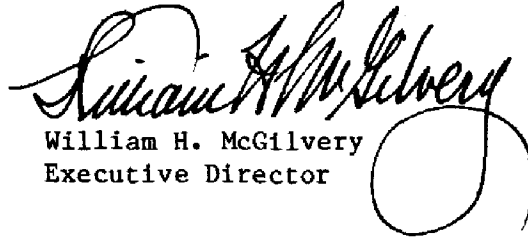
THEREFORE, IT IS ORDERED:

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. 15 of Ernest J. Keller, Jr., shall be revoked.
2. That Ernest J. Keller, Jr., is made a party respondent to the above-captioned proceeding.
3. That Ernest J. Keller, Jr., 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 Certificate of Public Convenience and Necessity No. 15 should not be revoked.

4. That Certificate of Public Convenience and Necessity No. 15 issued to Ernest J. Keller, Jr., is hereby suspended until further order of the Commission, and Ernest J. Keller, Jr., is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

5. That Ernest J. Keller, Jr., is hereby provided an opportunity for hearing pursuant to the Compact, Title II, Article XII, Section 4(g), and is directed to file within 30 days of the service date of this order an appropriate motion pursuant to Commission Rule No. 15, if an oral hearing on this matter is desired.

FOR THE COMMISSION:


William H. McGilvery
Executive Director