

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2994

IN THE MATTER OF:

Served April 2, 1987

Application of JONES & WASHINGTON,)
ASS'N., to Transfer Certificate)
No. 116 to JONES & WASHINGTON)
ASSOCIATES, INC.)

Case No. AP-86-44

By motion (letter) filed February 18, 1987, Jones & Washington, Ass'n. ("transferor"), seeks to waive public hearing on its application to transfer Certificate of Public Convenience and Necessity No. 116 to Jones & Washington Associates, Inc. ("transferee"), and requests that the Commission decide this case on the pleadings of record. The public hearing scheduled by Order No. 2963, served January 16, 1987, was cancelled by Order No. 2980, served February 20, 1987, pending our ruling on this motion. Both orders are incorporated herein by reference.

A review of the record in this case indicates that transferor duly notified the public of its pending application by publishing notice in The Washington Post on January 25, 1987, and posting a similar notice in its vehicles. No protests were filed during the period specified by Order No. 2963. After considering the nature of this application and the absence of protests, we have determined that the decision in this case may be based on the extant record. We turn now to the merits of the application.

This matter comes before us pursuant to Title II, Article XII Section 4(h) of the Compact, which provides that a certificate may be transferred if the Commission finds such transfer to be consistent with the public interest. Transferor is a general partnership comprised of R. Linwood Washington and James J. Jones, serving as president and vice-president, respectively. Transferee is a District of Columbia corporation wholly owned by Mr. Washington and Mr. Jones who participate equally in its ownership and management. Should the instant application be granted, transferee would continue service in the same manner as it is currently provided. A review of the record indicates that the financial position of the transferee is sound. Moreover, transferee's owners have shown a willingness and ability to comply with the Compact and Commission rules, regulations, and orders. Based on these facts, we find transferee fit to acquire Certificate No. 116. We also note that transferor has continued conducting its

operations pending Commission determination of the transfer application; therefore, dormancy of the certificate is not an issue in this case. In addition, no discernible change in the market is anticipated as a result of the transfer inasmuch as one carrier will merely be replacing another, and there is no reason to anticipate that the scope of operations will be changed. Based on all these considerations, we find the transfer to be in the public interest.

THEREFORE, IT IS ORDERED:

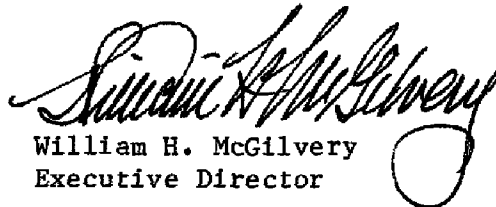
1. That the request of Jones & Washington, Ass'n., to waive public hearing is hereby granted.

2. That the application of Jones & Washington, Ass'n., to transfer Certificate No. 116 to Jones & Washington Associates, Inc., is hereby granted.

3. That Jones & Washington Associates, Inc., is hereby directed to file within 30 days of the service date of this order two copies of its WMATC Tariff No. 1 and a certificate of insurance in accordance with WMATC Regulation No. 62.

4. That upon compliance with the preceding paragraph Certificate No. 116 will be reissued to Jones & Washington Associates, Inc.

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


William H. McGilvery
Executive Director