

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 3006

IN THE MATTER OF:

Served April 28, 1987

DAVID C. PEARSON trading as E&H)
TRANSPORTATION COMPANY, Suspension)
and Investigation of Revocation)
of Certificate No. 53)

Case No. MP-87-12

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 David C. Pearson trading as E&H Transportation Company shows a policy expiration date of April 24, 1987. On March 25, 1987, the Commission advised David C. Pearson trading as E&H Transportation Company 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, David C. Pearson trading as E&H Transportation Company 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:

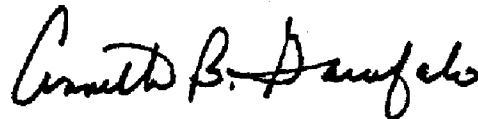
1. That the above-captioned proceeding is instituted pursuant to Title II, Article XII, Section 4(g) of the Compact for the purpose of determining whether Certificate of Public Convenience and Necessity No. 53 of David C. Pearson trading as E&H Transportation Company shall be revoked.
2. That David C. Pearson trading as E&H Transportation Company is made a party respondent to the above-captioned proceeding.
3. That David C. Pearson trading as E&H Transportation Company 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 its Certificate of Public Convenience and Necessity No. 53 should not be revoked.

4. That Certificate of Public Convenience and Necessity No. 53 issued to David C. Pearson trading as E&H Transportation Company is hereby suspended until further order of the Commission, and David C. Pearson trading as E&H Transportation Company is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

5. That David C. Pearson trading as E&H Transportation Company 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 it desires an oral hearing on this matter.

FOR THE COMMISSION:

A handwritten signature in black ink, appearing to read "Annette B. Garofalo". The signature is written in a cursive style with a large initial "A".

Annette B. Garofalo
Acting Executive Director