

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3419

IN THE MATTER OF:

Served October 5, 1989

ON-TIME AMERICAN TRANSPORT, INC.,)
Suspension and Investigation of)
Revocation of Certificate No. 133)

Case No. MP-89-09

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 On-Time American Transport, Inc., shows a policy expiration date of October 5, 1989. On August 30, 1989, the Commission advised On-Time American Transport, Inc., by letter that an appropriate certificate evidencing new insurance or reinstatement must be filed on or before the above-specified expiration date. No certificate or reinstatement of insurance has been filed. Accordingly, On-Time American Transport, Inc., 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. 133 of On-Time American Transport, Inc., shall be revoked.

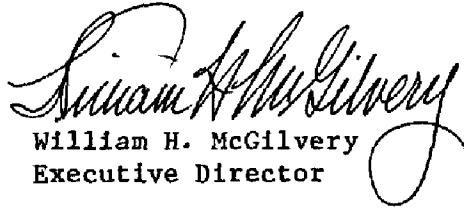
2. That On-Time American Transport, Inc., is made a party respondent to the above-captioned proceeding.

3. That On-Time American Transport, Inc., 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 or reinstatement 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. 133 should not be revoked.

4. That Certificate of Public Convenience and Necessity No. 133 issued to On-Time American Transport, Inc., is suspended until further order of the Commission, and On-Time American Transport, Inc., is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

5. That On-Time American Transport, Inc., 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 it desires an oral hearing on this matter.

FOR THE COMMISSION:


William H. McGilvery
Executive Director