

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 5593

IN THE MATTER OF:

Served April 28, 1999

Application of YINKA ADEYEFA,)
Trading as ARDWORK AIRPORT SHUTTLE,)
for a Certificate of Authority --)
Irregular Route Operations)

Case No. AP-99-13

Applicant seeks a certificate of authority to transport passengers in irregular route operations between points in the Metropolitan District, restricted to transportation in vehicles with a seating capacity of less than 16 persons only, including the driver. The application is unopposed.

The Compact, Title II, Article XI, Section 7(a), authorizes the Commission to issue a certificate of authority if it finds that the proposed transportation is consistent with the public interest and that the applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

Applicant's proposed tariff contains per capita fares for transportation to and from Ronald Reagan National and Washington-Dulles International Airports.

Applicant filed a statement of net worth as of September 20, 1998, showing assets of \$27,372; liabilities of \$11,000; and net worth of \$16,372. Applicant's projected operating statement for the first twelve months of WMATC operations shows WMATC revenue of \$50,000; expenses of \$47,760; and net income of \$2,240.

Applicant certifies he has access to, is familiar with, and will comply with the Compact and the Commission's rules and regulations thereunder.

Applicant proposes commencing operations with one van. According to the vehicle registration filed with the application, applicant's van is co-owned by applicant and Lawrence O. Adetunji. Mr. Adetunji provides airport shuttle service in the Metropolitan District under WMATC Certificate No. 394.

Commission Regulation No. 62 permits one WMATC carrier to lease a vehicle to another WMATC carrier, provided the lease prohibits the lessor from operating the vehicle during the term of the lease. Accordingly, we will direct applicant to file a lease signed by Mr. Adetunji as lessor of his interest in the vehicle, and signed by applicant as the corresponding lessee. Said lease must prohibit Mr. Adetunji from operating the vehicle during the term of the lease.

Based on the evidence in this record, the Commission finds that the proposed transportation is consistent with the public interest and

that applicant is fit, willing, and able to perform the proposed transportation properly, conform to the provisions of the Compact, and conform to the rules, regulations, and requirements of the Commission.

THEREFORE, IT IS ORDERED:

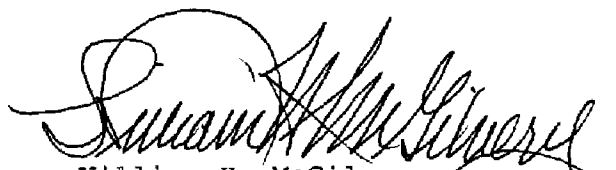
1. That upon applicant's timely compliance with the requirements of this order, Certificate of Authority No. 470 shall be issued to Yinka Adeyefa, trading as Ardwork Airport Shuttle, 7517 Belgravia Lane, Landover, MD 20785.

2. That applicant may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until a certificate of authority has been issued in accordance with the preceding paragraph.

3. That applicant is hereby directed to file the following documents within thirty days: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 4203; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) a vehicle list stating the year, make, model, serial number, fleet number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) evidence of ownership or a lease as required by Commission Regulation No. 62 for each vehicle to be used in revenue operations; (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia; (f) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61; and (g) with regard to any vehicle(s) co-owned by Lawrence O. Adetunji, a lease signed by Mr. Adetunji as lessor of his interest and signed by applicant as corresponding lessee, prohibiting Mr. Adetunji from operating said vehicle(s) during the term of the lease.

4. That the grant of authority herein shall be void and the application shall stand denied upon applicant's failure to timely satisfy the conditions of issuance prescribed herein.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS ALEXANDER, LIGON, AND MILLER:


William H. McGilvery
Executive Director