

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6649

IN THE MATTER OF:

Served May 13, 2002

Application of ROBERT GONZALEZ, )  
Trading as T.M.T, for a )  
Certificate of Authority -- )  
Irregular Route Operations )

Case No. AP-2002-55

By application accepted for filing April 18, 2002, Robert Gonzalez, a sole proprietor trading as T.M.T, seeks a certificate of authority for irregular route operations in vehicles with a seating capacity of less than 16 persons only, including the driver.

Applicant's proposed tariff contains hourly rates for transportation under a proposed contract with LogistiCare Solutions, LLC, WMATC Carrier No. 524. LogistiCare has a contract with the Washington Metropolitan Area Transit Authority (WMATA). The contract requires LogistiCare to operate a reservation system for the benefit of disabled individuals participating in WMATA's MetroAccess program and to ensure that program participants receive timely and adequate transportation service. The MetroAccess program is WMATA's means of complying with the Americans with Disabilities Act of 1990,<sup>1</sup> which in pertinent part prohibits discrimination against the disabled by public transportation providers.

Applicant proposes commencing operations with twenty vans and three sedans. These vehicles also appear on a lease filed by Paratransit Services, WMATC Carrier No. 696. Pursuant to Commission Regulation No. 54-04(c), applicant will be directed to file a written statement from LogistiCare confirming that these vehicles will be leased to applicant upon approval of this application.

This proceeding is hereby initiated to determine whether applicant is fit and whether the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than May 28, 2002, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than June 18, 2002, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

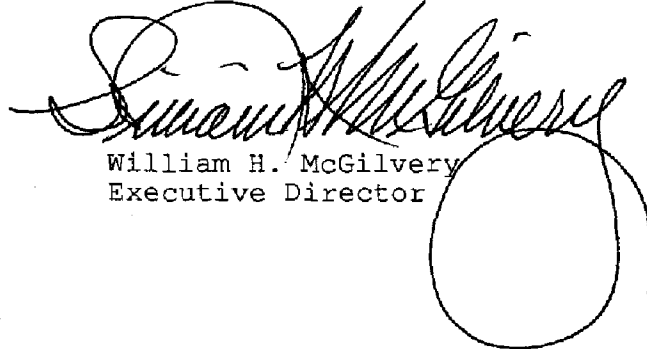
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<sup>1</sup> 42 U.S.C. § 12101, et. seq. (1999).

3. That applicant shall file with the Commission, no later than May 28, 2002, an original and four copies of a written statement from LogistiCare Solutions, LLC, confirming that the vehicles listed in Exhibit C will be leased to the applicant if this application is approved.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is June 18, 2002, and that copies must be served on applicant at 14542 Bisbee Court, Woodbridge, VA 22193.

FOR THE COMMISSION:



William H. McGilvery  
Executive Director