

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6704

IN THE MATTER OF:

Served June 19, 2002

REGIONAL NURSING SERVICES LIMITED)
PARTNERSHIP, Suspension and)
Investigation of Revocation of)
Certificate No. 638)

Case No. MP-2002-30

This proceeding was initiated on April 18, 2002, in Order No. 6614, to determine whether Certificate of Authority No. 638 should be revoked for respondent's willful failure to maintain an effective insurance certificate on file with the Commission.

The Commission approved respondent's application for a certificate of authority on September 7, 2001, subject to the condition, among others, that respondent file evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 4203.¹ After considerable delay, respondent filed two insurance certificates on February 27, 2002, showing a combined coverage of \$1.5 million as required by Regulation No. 58. Certificate No. 638 was issued the next day.

On March 18, 2002, the Commission received written notice that respondent's insurance certificates were being cancelled effective April 18, 2002. When respondent failed to replace the cancelled insurance certificates by the cancellation date, Certificate No. 638 became automatically suspended pursuant to Regulation No. 58-02. Replacement insurance certificates arriving at the Commission's offices on April 18, 2002, after the suspension had taken effect, displayed an out-of-date address for respondent and were therefore unacceptable.²

Consequently, on April 18, 2002, the Commission issued Order No. 6614 noting the automatic suspension of Certificate No. 638 and directing respondent to file effective insurance certificates within thirty days or show good cause why Certificate No. 638 should not be revoked. To date, respondent has neither filed effective insurance certificates nor shown good cause why Certificate No. 638 should not be revoked. On the contrary, the insurance policies underlying the unacceptable replacement certificates have since been cancelled effective June 14, 2002.

¹ In re Regional Nursing Servs. Ltd. Partnership, No. AP-01-54, Order No. 6349 (Sept. 7, 2001).

² An insurance certificate filed with the Commission must display a valid address for the carrier. In re Yousif A. Omar, t/a Apollo Trans., No. MP-01-32, Order No. 6186 (Apr. 12, 2001).

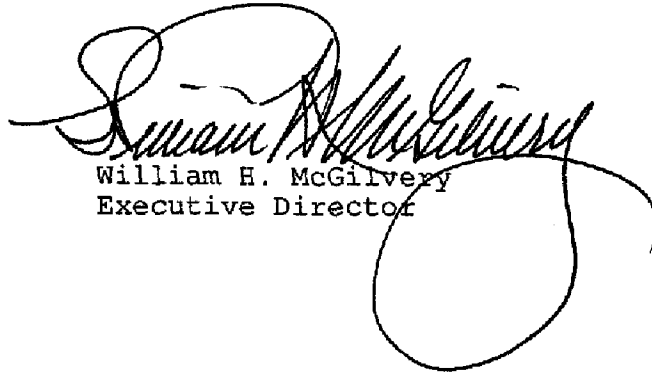


Certificate No. 638 shall be revoked pursuant to Article XI, Section 10(c), of the Compact for respondent's willful failure to comply with the insurance provisions of the Compact, the regulations thereunder and the initial order in this proceeding.

THEREFORE, IT IS ORDERED:

1. That Certificate of Authority No. 638 is hereby revoked.
2. That within 30 days from the date of this order respondent shall:
 - a. remove from respondent's vehicle(s) the identification placed thereon pursuant to Commission Regulation No. 61;
 - b. file a notarized affidavit with the Commission verifying compliance with the preceding paragraph; and
 - c. surrender Certificate No. 638 to the Commission.

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



William E. McGilvery
Executive Director

