

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 7559

IN THE MATTER OF:

Served November 25, 2003

Application of EXPRESS )  
TRANSPORTATION SERVICES, INC., to ) Case No. AP-2003-149  
Acquire Certificate No. 602 from )  
ATEMNKENG BENEDICT FORETIA, Trading )  
as EXPRESS TRANSPORTATION SERVICES )

By application accepted for filing November 7, 2003, applicant, Express Transportation Services, Inc., a Maryland corporation, seeks Commission approval to acquire Certificate No. 602 from Atemnkeng Benedict Foretia, trading as Express Transportation Services. Foretia has agreed to transfer Certificate No. 602 and other assets in exchange for a controlling interest in Express Transportation Services, Inc., a new carrier.

Applicant proposes commencing operations with two vans. Applicant's proposed tariff contains rates for transportation under the DC Medicaid program.

The application includes a copy of Certificate No. 602, but applicant is required to attach the original. Applicant will be directed to file the original Certificate No. 602.

Article XI, Section 11(a), of the Compact governs the transfer of a certificate of authority in exchange for a controlling interest in a new carrier.<sup>1</sup> A transfer of this nature raises fitness issues only.<sup>2</sup>

This proceeding is hereby initiated to determine whether applicant is fit.

THEREFORE, IT IS ORDERED:

1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than December 10, 2003, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than December 31, 2003, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That applicant shall file with the Commission, no later than December 10, 2003, the original Certificate No. 602.

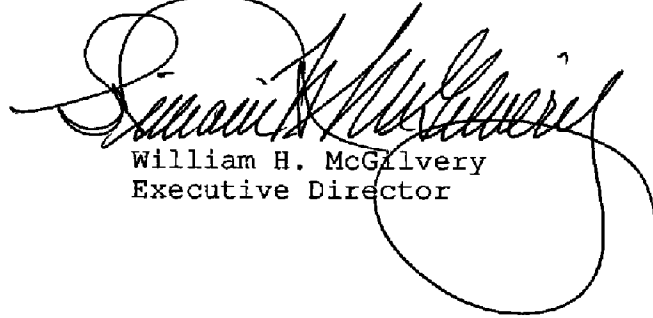
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<sup>1</sup> In re NMS Transit Servs. Inc. & Nadir Salih, t/a NMS Sys. Technologies, No. AP-03-03, Order No. 7082 (Mar. 10, 2003).

<sup>2</sup> Id.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is December 31, 2003, and that copies must be served on applicant's president, Atemnkeng Benedict Foretia, 7320 Longbranch Drive, New Carrollton, MD 20784.

FOR THE COMMISSION:

A large, stylized handwritten signature in black ink, which appears to read "William H. McGilvery". The signature is written over the typed name and title below it.

William H. McGilvery  
Executive Director