

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8104

IN THE MATTER OF:

Served June 17, 2004

LOGISTICARE SOLUTIONS, LLC,)
Trading as LOGISTICARE, Revocation))
of Certificate of Insurance and)
Investigation of Suspension and)
Revocation of Certificate No. 524)

Case No. MP-2004-118

Under Regulation No. 58-09, the Commission may, upon thirty (30) days' notice, revoke its approval of any WMATC Certificate of Insurance and Policy Endorsement (WMATC Insurance Endorsement) if, in the judgment of the Commission, such security does not comply with the Commission's regulations or for any reason fails to provide satisfactory or adequate protection for the public.

On May 27, 2004, the Commission accepted a \$1 million primary WMATC Insurance Endorsement in respondent's name. The issuer of the underlying policy is identified as American Home Assurance Company, a subsidiary of American International Group, Inc. (AIG). The issuer of the Endorsement is identified as AIG Healthcare. The Endorsement does not list the address of the insurance company and does not match up with a WMATC Insurance Endorsement already on file with the Commission showing \$500,000 coverage in excess of \$500,000. When this was brought to the attention of the AIG underwriter who signed the Endorsement, he responded that the Endorsement was only intended to cover two vehicles, notwithstanding the Endorsement's declaration that the policy is amended to cover respondent's use of any vehicle in performing transportation subject to certification under the Compact, whether or not such motor vehicle is described in the policy. Obviously, this calls into question American Home Assurance's commitment to pay non-litigated claims in accordance with the endorsement's expanded coverage as bound by AIG Healthcare.

Accordingly, respondent's primary WMATC Insurance Endorsement shall be revoked.¹

¹ See In re Joseph Lane, Jr., t/a Lane's Transp., No. MP-03-25, Order No. 7095 (Mar. 19, 2003) (requiring new endorsement and written confirmation where underwriter renounced full coverage).

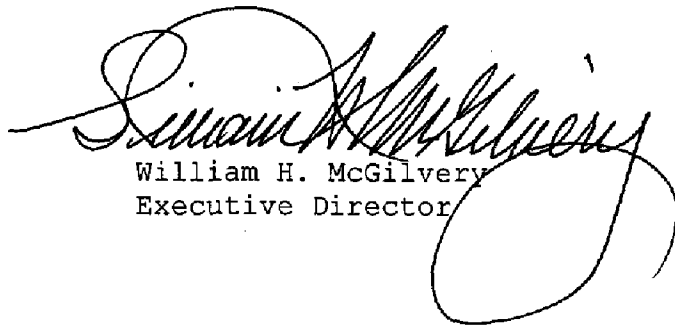
THEREFORE, IT IS ORDERED:

1. That respondent's \$1 million primary WMATC Insurance Endorsement filed May 27, 2004, is hereby revoked, effective thirty days from the date of this order.

2. That respondent shall have thirty days to file a newly executed WMATC Insurance Endorsement and, if an American Home Assurance Endorsement executed by AIG Healthcare, a separate written affirmation of American Home Assurance's commitment to pay claims in accordance with the Endorsement.

3. That Certificate No. 524 shall be automatically suspended under Regulation No. 58-02, and subject to revocation pursuant to Article XI, Section 10(c), of the Compact, if respondent fails to file the necessary replacement WMATC Insurance Endorsement(s) within thirty days.

FOR THE COMMISSION:



William H. McGilvery
Executive Director