

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8116

IN THE MATTER OF:

Served June 21, 2004

Application of ONE, LLC, Trading)
as BON VOYAGE, for a Certificate)
of Authority -- Irregular Route)
Operations)

Case No. AP-2004-103

By application accepted for filing May 20, 2004, One, LLC, a Maryland limited liability company trading as Bon Voyage, 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 proposes commencing operations with one sedan and one van. Applicant's proposed tariff contains fares for transportation to and from Ronald Reagan Washington National and Washington-Dulles International Airports.

Applicant held WMATC Certificate of Authority No. 649 from November 7, 2001, to January 29, 2004, when it was revoked pursuant to Order No. 7715 for applicant's willful failure to file an annual report for 2002 and pay the \$100 annual fee for 2003 and the combined \$200 civil forfeiture assessed in Order Nos. 7525 and 7526.¹ Order No. 7715 also instructed applicant to remove all Regulation No. 61 markings from its revenue vehicles, file a notarized affidavit with the Commission verifying compliance, and surrender Certificate No. 649. Finally, Order No. 7715 provided that "[i]n the event Certificate No. 649 is later reinstated, the requirement to file an annual report for 2002, pay the \$100 annual fee for 2003, and pay the combined \$200 civil forfeiture assessed in Order Nos. 7525 and 7526 shall stand reinstated."

Applicant has yet to comply with any of the requirements of Order No. 7715, and applicant has neither filed an annual report for 2003 nor paid the annual fee for 2004, as required of all carriers holding WMATC authority as of January 1, 2004.² Applicant will be directed to comply with the provisions of Order No. 7715, file an annual report for 2003 and pay the annual fee for 2004.

¹ In re One, LLC, t/a Bon Voyage, MP-03-139, Order No. 7715 (Jan. 29, 2004).

² In re Sylvester Burchell, t/a Care on Wheels Transp., AP-04-33, Order No. 7782 (Feb. 24, 2004).

Applicant also will be directed to file a current certificate of good standing from the Maryland Department of Assessments and Taxation.

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:

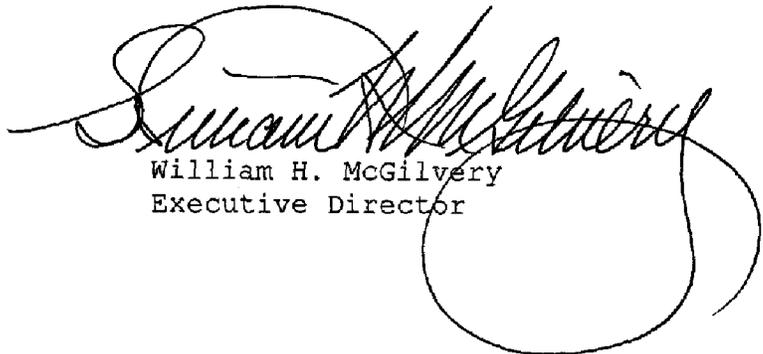
1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than July 6, 2004, notice in the form prescribed by the staff of the Commission.

2. That applicant shall file with the Commission, no later than July 20, 2004, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That on or before July 20, 2004, applicant shall:
- a. file annual reports for 2002 and 2003;
 - b. pay \$400 in outstanding fees and forfeitures;
 - c. surrender Certificate No. 649;
 - d. file an original and four copies of a notarized affidavit verifying the removal of markings placed on applicant's revenue vehicles pursuant to Commission Regulation No. 61 and indicating when the markings were removed; and
 - e. file an original and four copies of a current Certificate of Good Standing issued by the Maryland Department of Assessments and Taxation.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is July 20, 2004, and that copies must be served on applicant's representative, Bijan Kiani, 19012 Mills Choice Road, #5, Gaithersburg, MD 20886.

FOR THE COMMISSION:



William H. McGilvery
Executive Director