

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8204

IN THE MATTER OF:

Served July 29, 2004

Application of EXECUTIVE TECHNOLOGY)
SOLUTIONS, LLC, for a Certificate)
of Authority -- Irregular Route)
Operations)

Case No. AP-2004-84

By application accepted for filing April 23, 2004, Executive Technology Solutions, LLC, a Maryland limited liability company, seeks a certificate of authority for irregular route operations between points in the Metropolitan District.

Notice of this application was served on May 27, 2004, in Order No. 8021. The notice indicated that applicant proposed operating a shuttle service with three to five minibuses under a contract with the Department of Homeland Security (DHS).

The notice also indicated that applicant was investigated recently by the Colorado Public Utilities Commission (CPUC) and on March 29 of this year found in violation of eleven Federal Motor Carrier Safety Regulations published in Title 49 of the Code of Federal Regulations. Three of the violations were deemed critical.

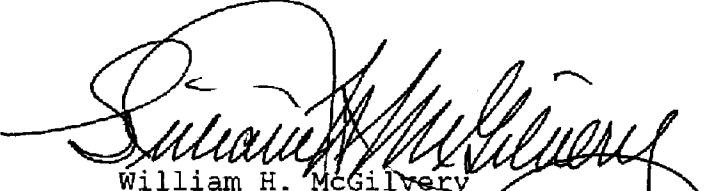
Applicant has since updated the record in this proceeding with a statement indicating that applicant has corrected the deficiencies noted in the CPUC report by implementing: an employee alcohol and drug testing program that complies with the pertinent FMCSRs in 49 C.F.R. Part 40; a new job application process for drivers; new procedures for maintaining required employee files; and renewed training of drivers with respect to the preparation of duty status records. The update also indicates that the CPUC has not issued any further pronouncements or findings regarding applicant.

In addition, applicant has changed its initial description of proposed service. Applicant still proposes commencing operations under a contract with DHS, but not scheduled shuttle service using minibuses. Instead, applicant proposes commencing on-call operations with one sedan and one van and furnishing service in additional vehicles -- including mini vans, vans and up to three minibuses - only as required.

Under the circumstances, the Commission believes all parties receiving the initial notice in this proceeding and the DHS contract officer should have an opportunity to comment on this new information.

THEREFORE, IT IS ORDERED that the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is August 12, 2004, and that copies must be served on applicant's vice president, Garcine Whitney, 8639-B - 16th Street, #171, Silver Spring, MD 20910.

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



William H. McGilvery
Executive Director