

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8228

IN THE MATTER OF:

Served August 13, 2004

TARIG H. ABDALLA, Trading as)
ALIA TRANS, Suspension and)
Investigation of Revocation of)
Certificate No. 687)

Case No. MP-2004-108

This matter is before the Commission on respondent's response to Order No. 8183, served July 23, 2004.

Under the Compact, a certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.¹ Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 687 for a minimum of \$1.5 million in combined-single-limit liability coverage and maintain on file with the Commission at all times proof of coverage in the form of a WMATC Certificate of Insurance and Policy Endorsement (WMATC Insurance Endorsement) for each policy comprising the minimum.

Certificate No. 687 became invalid on May 31, 2004, when the \$1.5 million WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 8052 noted the automatic suspension of Certificate No. 687 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 687, and gave respondent thirty days to replace the expired endorsement or face revocation of Certificate No. 687. Respondent submitted a \$1.5 million replacement endorsement on June 24, 2004. The effective date of the new endorsement is June 5, 2004. This means that respondent was without insurance coverage for five days, from May 31, 2004, through June 4, 2004.

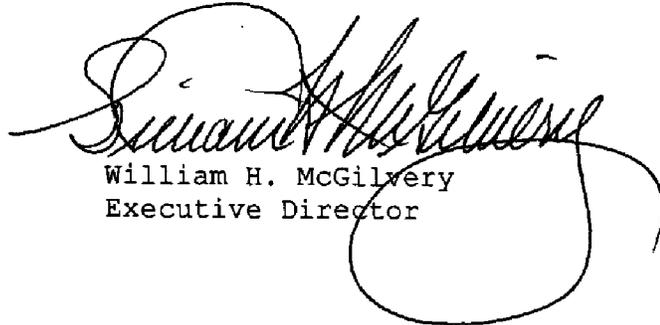
Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 687 as commanded by Order No. 8052. We gave respondent thirty days to furnish proof that respondent ceased operations as of May 31, 2004. Inasmuch as respondent's only tariff is for service rendered to clients of the District of Columbia Department of Health, Medical Assistance Administration, (DC Medicaid), such proof was to include confirmation from DC Medicaid.

¹ Compact, tit. II, art. XIII, § 7(g).

On July 30, 2004, the Commission received written confirmation from DC Medicaid that it has not received any claims from respondent for services rendered on or after May 31, 2004. Based on this evidence, the suspension shall be lifted and this proceeding terminated.

IT IS SO ORDERED.

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



William H. McGilvery
Executive Director