

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8935

IN THE MATTER OF:

Served September 2, 2005

Application of TRANSPORTATION)
CENTERS, INC., WMATC No. 255,) Case No. AP-2005-116
to Acquire Assets from FAIRFAX)
COACH LINES, INC., Trading as)
FAIRFAX COACH, WMATC No. 452)

By application accepted for filing July 28, 2005, Transportation Centers, Inc. (TCI), WMATC Carrier No. 255, seeks Commission approval to acquire assets from Fairfax Coach Lines, Inc., trading as Fairfax Coach (Fairfax), WMATC Carrier No. 452.

Under Article XII, Section 3(a)(ii) & (c), of the Compact, the Commission may approve the application of one WMATC carrier to purchase a substantial part of the property of another WMATC carrier if the Commission finds the transaction to be in the public interest. The public interest analysis focuses on the applicant's fitness, the resulting competitive balance and the interests of affected employees.¹

TCI proposes acquiring substantially all the assets of Fairfax. Among these assets are two minibuses, which comprise Fairfax's entire vehicle fleet. TCI plans to operate the two minibuses, along with nine vehicles it already owns, under its proposed tariff. TCI's proposed tariff contains hourly bus and van charter rates with a minimum charge.

This proceeding is hereby initiated to determine applicant's fitness and whether the proposed transaction is otherwise consistent with the public interest

THEREFORE, IT IS ORDERED:

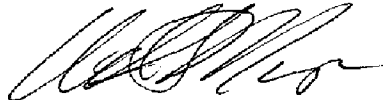
1. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, no later than September 16, 2005, notice in the form prescribed by the staff of the Commission.

¹ Act of Sept. 15, 1960, Pub. L. No. 86-794, § 3, 74 Stat. 1031, 1050 (1960) (codified at D.C. CODE § 9-1103.04 (2005)); In re Cavalier Transp. Co., Inc., t/a Tourtime America, Ltd. & Tourtime America Motorcoach, Ltd., No. AP-96-21, Order No. 4926 (Sept. 12, 1996).

2. That applicant shall file with the Commission, no later than September 30, 2005, an affidavit that notice has been published as required in the preceding paragraph.

3. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is September 30, 2005, and that copies must be served on applicant's president, Jerri Brown, 2800 Gallows Road, Vienna, VA, 22180.

FOR THE COMMISSION:

A handwritten signature in black ink, appearing to read 'W.S. Morrow, Jr.', written in a cursive style.

William S. Morrow, Jr.
Executive Director