

2

COMMONWEALTH OF MASSACHUSETTS

Middlesex

....., ss.

SUPERIOR COURT
CIVIL ACTION

No. 76-4412

Hospital Trans. Serv. Inc., Plaintiff

v.

J. Arthur Chapman, III, Defendant

INTERLOCUTORY ORDER CONTINUING
RESTRAINING ORDER IN FORCE

This cause came on to be heard upon the return of a notice to show cause with a temporary restraining order and was argued by counsel; and thereupon, upon consideration thereof, it is ordered and adjudged that said restraining order be and hereby is continued in force until the further order of the Court.

By the Court, (....., J.)

[Signature]

.....
[Signature]

Assistant Clerk

Entered: 5/11/60, 1976

over the ways of Cambridge enumerated in the licenses.

(1) The Defendants, individually and collectively, have acted in bad faith in their attempted revocation and their instructions to the Police Department in enforcing such revocation.

WHEREFORE the Plaintiff prays that this Court

- (1) Enter a temporary restraining order against the Defendants preventing and restraining them from directly or indirectly, by themselves or by any agencies or employees of the City of Cambridge, interfering, hindering, stopping or in any way disrupting the operation of the motor vehicles by the Plaintiff over the ways enumerated in the licenses granted to the Plaintiffs.
- (2) Enter a preliminary injunction against the Defendants as prayed for above.
- (3) Enter a permanent injunction against the Defendants as prayed for above.
- (4) Enter a judgment against the Defendants individually for their actions that have been taken in contravention of the law and in bad faith, for the damages suffered by the Plaintiff as a result of such actions.



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 498-9017

OFFICE OF
THE CITY CLERK

November 9, 1979

Middlesex Bus Company
339 D Street
South Boston, MA

ATTN: Mr. Kenny

Dear Sir:

Please be advised that the Cambridge City Council will conduct a public hearing on Monday, November 19, 1979 at 9 p.m. in the Cafeteria of the Cambridge Rindge Latin School located at 459 Broadway, Cambridge. The purpose of this hearing will be to discuss the issue of buses from your company traveling the streets and ways of Cambridge picking up and dropping off passengers. The City Council has requested that you or your representative attend this hearing.

Thank you for your cooperation in this matter.

Sincerely yours,

Joseph E. Connarton
Deputy City Clerk

JEC/cs



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

D.P.U. 18539

Boston September 2, 1976

Certificate No. 3669

CERTIFICATE

Upon application of Hospital Transportation Service, Inc.

for a certificate declaring that public convenience and necessity require the operation of motor vehicles for the carriage of passengers for hire in the cities and towns of Acton, Arlington, Belmont, Berlin, Boston, Cambridge, Concord, Framingham, Hopkinton, Hudson, Lexington, Lincoln, Marlborough, Maynard, Natick, Newton, Southborough, Stow, Sudbury, Waltham, Wayland, Westborough and Weston, also Massachusetts Turnpike and Metropolitan District Commission highways.

It appearing, after due notice and public hearing, that the applicant has obtained a license from the licensing authority of each of said municipalities in accordance with the provisions of section 1 of chapter 159A of the General Laws, inserted by chapter 408 of the Acts of 1931, the Department of Public Utilities hereby finds and determines that public convenience and necessity require the operation by said applicant of motor vehicles for the carriage of passengers for hire over and upon the route or routes hereinafter set forth.

Accordingly, after due consideration, it is

ORDERED: That certificate of public convenience and necessity No.3669.....
be and hereby is granted toHospital Transportation Service, Inc.....

to operate motor vehicles for the carriage of passengers for hire in the cities and towns of Acton, Arlington, Belmont, Berlin, Boston, Cambridge, Concord, Framingham, Hopkinton, Hudson, Lexington, Lincoln, Marlborough, Maynard, Natick, Newton, Southborough, Stow, Sudbury, Waltham, Wayland, Westborough and Weston, also Massachusetts Turnpike and Metropolitan District Commission highways.

upon the following route or routes to wit:

MARLBOROUGH:

Interstate 495 between the Hudson-Marlborough City Line and the Marlborough-Southborough City Line including access and egress ramps to U.S. 20.
Lakeside Avenue (U.S. Route 20) between William Street and Glenn Street.
Glen Street between Lakeside Avenue and Forest Street.
Simarano Drive between Forest Street and Cranemeadow Road.
Cranemeadow Road between Simarano Drive and Cedar Hill Street.
Forest Street between Glen Street and Williams Street.
Williams Street between Forest Street and Lakeside Avenue.

BERLIN:

Interstate 495 including access and egress ramps to Route 62 between the Berlin-Hudson Town Line and the Berlin-Bolton Town Line.
Route 62 between Interstate 495 and the Berlin-Hudson Town Line.

HUDSON:

Wilkins Street (Route 62) between the Hudson-Stow Town Line and Main Street.
Main Street (Route 62) between Wilkins Street and Wood Square.
In and around Wood Square.
Central Street (Route 62) between Wood Square and Coolidge Street.
Coolidge Street (Route 62) between Central Street and the Hudson-Berlin Town Line.
Interstate 495 between the Hudson-Berlin Town Line and the Hudson-Marlborough Town Line.

STOW:

Great Road (Route 117) between the Stow-Maynard Town Line and the Stow-Bolton Town Line.
Gleasondale Road (Route 62) between Great Road and the Stow-Hudson Town Line.

MAYNARD:

Great Road (Route 117) between the Maynard-Stow Town Line and the Maynard-Sudbury Town Line.
Main Street (Route 62) between Great Road and Acton Street.
Waltham Street between Main Street and Powder Mill Road.
Powder Mill Road (Route 62) between Waltham Street and the Maynard-Acton Town Line.
Acton Street (Route 27) between Main Street and Haynes Street.
Haynes Street (Route 27) between Acton Street and Concord Street.
Brown Street (Route 27) between Concord Street and the Maynard-Acton Town Line.
Parker Street (Route 27) between Waltham Street and the Maynard-Sudbury Town Line.
Walnut Street between Main Street and Parker Street.
Thompson Street between Walnut Street and Great Road.

ACTON:

Massachusetts Avenue (Route 2 and Route 111) between the Acton-Concord Town Line and Main Street.
Main Street (Route 27) between Massachusetts Avenue and the Acton-Maynard Town Line.
High Street between Main Street and Powder Mill Road.
Parker Street between High Street and Independence Road.
Independence Road between Parker Street and the plant of the W.R. Grace Company located on Independence Road.
Powder Mill Road (Route 62) between the Acton-Concord Town Line and the

Acton-Maynard Town Line.

CONCORD:

- Main Street (Route 62) between Monument Square and the Concord-Acton Town Line.
- Union Turnpike (Route 2) between the Concord-Acton Town Line and Elm Street.
- Elm Street (Route 2) between Union Turnpike and Concord Turnpike.
- Concord Turnpike (Route 2) between Elm Street and the Concord-Lincoln Town Line.
- In and around Monument Square.
- Lexington Road between Monument Square and Cambridge Turnpike.
- Cambridge Turnpike between Lexington Road and Concord Turnpike.
- Sudbury Road between Main Street and Thoreau Street.
- Thoreau Street between Sudbury Road and Main Street.
- Commonwealth Avenue between Main Street and Elm Street.
- Church Street between Commonwealth Avenue and Main Street.

LINCOLN:

- Cambridge Turnpike (Route 2) between Lincoln-Concord Town Line and Lincoln-Lexington Town Line.

LEXINGTON:

- Route 2 between Lexington-Lincoln Town Line and Lexington-Arlington Town Line.
- Spring Street between Lexington-Waltham Town Line and Executive Office of Raytheon Company.
- Route 128 between Route 2 and Lexington-Waltham Town Line.

ARLINGTON:

- Concord Turnpike (Route 2) between Arlington-Lexington Town Line and Arlington-Cambridge Town Line.

BELMONT:

- Concord Turnpike (Route 2) between Belmont-Arlington Town Line and Belmont-Cambridge Town Line.

CAMBRIDGE:

- Concord Turnpike (Route 2) between Cambridge-Arlington City Line and Cambridge-Arlington City Line.
- Concord Turnpike (Route 2) between Cambridge-Arlington City Line and Alewife Brook Parkway.
- Whittemore Avenue between Alewife Brook Parkway and plant of W.R. Grace & Company.
- Concord Avenue between Alewife Brook Parkway and Garden Street.
- Garden Street between Concord Avenue and Massachusetts Avenue.
- Massachusetts Avenue between Cambridge Street and Quincy Street.
- Quincy Street between Cambridge Street and Massachusetts Avenue.
- Peabody Street between Massachusetts Avenue and Cambridge Street.
- Cambridge Street between Massachusetts Avenue and Quincy Street.
- Broadway between Cambridge Street and Main Street.
- Main Street between Third Street and the Longfellow Bridge.
- Third Street between Main Street and Broadway.
- Portland Street between Broadway and Albany Street.
- Albany Street between Portland Street and Massachusetts Avenue.
- Massachusetts Avenue between Albany Street and Harvard Bridge.

SOUTHBOROUGH:

Interstate 495 between Southborough-Westborough Town Line and Southborough-Marlborough Town Line.

WESTBOROUGH:

Interstate 495 between Westborough-Hopkinton Town Line including Exit 11A of Massachusetts Turnpike and Westborough-Southborough Town Line.

HOPKINTON:

Interstate 495 between Exit 11A of Massachusetts Turnpike and Hopkinton-Westborough Town Line.

SUDBURY:

Maynard Road (Route 27) between Sudbury-Maynard Town Line and Hudson Road, Hudson Road (27) between Maynard Road and Old Concord Road. Old Sudbury Road (Route 27) between Concord Road and Sudbury-Wayland Town Line.

WAYLAND:

Old Sudbury Road (Route 27) between Wayland-Sudbury Town Line and Boston Post Road. Cochituate Road (Route 27) between Boston Post Road and Main Street. Main Street (Route 27) between Cochituate Road and Commonwealth Road. Commonwealth Road (Route 30) between Main Street and Wayland-Natick Town Line.

NATICK:

Commonwealth Road (Route 30) between Natick-Wayland Town Line and Natick-Framingham Town Line.

FRAMINGHAM:

Cochituate Road (Route 30) between Massachusetts Turnpike Exit 13 and Framingham-Natick Town Line. Worcester Road (Route 9) between Massachusetts Turnpike Exit 12 and Sheraton-Tara Hotel.

MASSACHUSETTS TURNPIKE:

Between Interchanges 12 and 11A including access and egress ramps. Between Interchange No. 14 in Weston No. 13 and 12 in Framingham and Interchange No. 24 in Boston. Sumner Tunnel and Lt. William F. Callahan, Jr. Tunnel.

WALTHAM:

Yankee Division Highway (Route 128) between Waltham-Lexington City Line and Waltham-Weston City Line. Smith Street between Waltham-Lexington City Line and Lincoln Street. Wyman Street between Smith Street and Winter Street. Winter Street between Wyman Street and plant of Polaroid Corporation. Trapelo Road between Smith Street and Brennan Avenue. Totten Pond Road between Lexington Street and Wyman Street. Sylvan Road between Winter Street and Waltham Research Center. West Street between Winter Street and Little Brown Distribution Center. First Avenue between Winter Street and Thermo Electron Plant. Second Avenue between Winter Street and Bear Hill Road. Bear Hill Road between Second Avenue and Main Street. South Street between Waltham-Weston City Line and Baker Street. Third Avenue between Totten Pond Road and plant of Schweber Electronics. Fourth Avenue between Third Avenue and plant of Polaroid Corporation. Winter Street between Totten Pond Road and plant of Black & Webster, Inc.

Trapelo Road between Smith Street and Lexington Street.
 Lincoln Street between Smith Street and Lexington Street.
 Main Street between Waltham-Weston City Line and Elm Street.
 Weston Street between Main Street and Waltham-Weston City Line including
 access and egress ramps to Route 128.
 Stow Street between Main Street and Weston Street.
 Elm Street between Main Street and Carter Street.
 Tavern Road between Stow Street and Weston Street.
 Carter Street between Main Street and Moody Street.
 Moody Street between Carter Street and Main Street.
 Lexington Street between Main Street and Waltham-Lexington City Line.
 Bacon Street between Main Street and Lexington Street.
 Dale Street between Bacon Street and Lexington Street.

WESTON:

Southbound on State Highway Route 128 from Waltham-Weston City-Town Line
 to Weston-Newton Town-City Line.
 Northbound on State Highway Route 128 from Newton-Weston City-Town Line to
 Weston-Waltham Town-City Line.
 Route 128 exit from southbound lanes to South Avenue and River Road and over
 River Road between South Avenue and Weston-Waltham Town-City Line and to
 Massachusetts Turnpike entrance.
 River Road from Waltham-Weston City-Town Line to South Avenue and over access
 ramp to southbound lane of Route 128 and to Massachusetts Turnpike entrance.
 Exit road from northbound lanes of Route 128 and South Avenue from exit
 ramp westbound to River Road.
 South Avenue eastbound from River Road to access to northbound lanes of
 Route 128 and on said access ramp.

NEWTON:

Route 128 between Newton-Weston City Line and Grove Street.
 Grove Street between Route 128 and Riverside Station of Massachusetts Bay
 Transportation Authority.

METROPOLITAN DISTRICT COMMISSION:

Alewife Brook Parkway between Whittemore Avenue and Concord Avenue.
 Concord Avenue between Alewife Brook Parkway and Fresh Pond Parkway.
 Fresh Pond Parkway between Concord Avenue and Huron Avenue.
 Over the Larz Anderson Bridge.
 Over the Longfellow Bridge.
 Access roadway between Charles Street and the Longfellow Bridge.
 Charles Street between Longfellow Bridge and Leverett Circle.
 In and around Leverett Circle.
 Fresh Pond Parkway between Huron Avenue and Greenough Boulevard.
 Greenough Boulevard between Fresh Pond Parkway and Memorial Drive.
 Memorial Drive between Greenough Boulevard and Longfellow Bridge.
 Eliot Bridge and Soldiers Field Road between Greenough Boulevard
 and River Street/Cambridge Street (Mass. Turnpike entrance.)

BOSTON:

John F. Fitzgerald Expressway between Massachusetts Turnpike and Leverett
 Circle.
 Martha Road between Leverett Circle and Lomasney Way.
 Lomasney Way between Martha Road and Merrimac Street.
 Merrimac Street between Lomasney Way and New Congress Street.
 North Street between New Congress Street and Lt. William F. Callahan Turnpike.
 Nashua Street between Leverett Circle and Causeway Street.
 Portland Street between Nashua Street and Market Street.
 (Boston continued on Page 5)

BOSTON (Continued):

Market Street between Portland Street and Cross Street through Haymarket Square.

Cross Street between Lt. William F. Callahan Tunnel and Haymarket Square through the Lt. William F. Callahan Tunnel.

Through the Sumner Tunnel.

Across Porter Street.

East Boston Expressway between Porter Street and access and egress ramps to Logan International Airport.

PROVIDED: That on trips toward the Logan International Airport, no persons shall be discharged after passing the Stow-Maynard town line, the Acton-Concord town line or the Hopkinton-Ashland town line, except at said airport; and on trips operating away from the Logan International Airport, no person shall be admitted before passing the Concord-Acton town line, the Maynard-Stow town line or the Ashland-Hopkinton town line, except at said airport, and it is

FURTHER PROVIDED: That no stops shall be made to admit or discharge passengers in the City of Boston, except at the Logan International Airport, in the City of Newton and in the towns of Arlington, Framingham, Natick, Southborough, Westborough and Weston, and in the Town of Hudson between Wood Square and the Hudson-Berlin town line, and it is

FURTHER PROVIDED:: That no vehicles of the petitioner will enter onto Massachusetts Bay Transportation Authority property without first obtaining permission from that authority.

The Commonwealth of Massachusetts

MICHAEL JOSEPH CONNOLLY

Secretary of the Commonwealth
ONE ASHBURTON PLACE, BOSTON, MASS. 02108

FEDERAL IDENTIFICATION
NO. 04-2469087

ARTICLES OF AMENDMENT

General Laws, Chapter 156B, Section 72

This certificate must be submitted to the Secretary of the Commonwealth within sixty days after the date of the vote of stockholders adopting the amendment. The fee for filing this certificate is prescribed by General Laws, Chapter 156B, Section 114. Make check payable to the Commonwealth of Massachusetts.

We, Edward J. Kenney, Clerk, David A. Wall, President, President and Clerk of

Hospital Transportation Services, Inc.

(Name of Corporation)

located at 7 Summit Road, Southborough, Massachusetts 01772

do hereby certify that the following amendment to the articles of organization of the corporation was duly adopted by the unanimous written consent of the holders of all the

~~shares of~~ ~~of~~ ~~shares outstanding~~
(Class of Stock)

~~shares of~~ ~~of~~ ~~shares outstanding~~
(Class of Stock)

~~shares of~~ ~~of~~ ~~shares outstanding~~
(Class of Stock)

shares outstanding August 1, 1979.

~~being the only of each class outstanding and entitled to vote thereon~~
~~of each class of series of stock whose rights are adversely affected~~
~~thereby~~

¹For amendments adopted pursuant to Chapter 156B, Section 70.

²For amendments adopted pursuant to Chapter 156B, Section 71.

NOTE: Amendments for which the space provided above is not sufficient should be set out on continuation sheets to be numbered 2A, 2B, etc. Continuation sheets shall be on 8 1/2" wide x 11" high paper and must have a left-hand margin 1 inch wide for binding. Only one side should be used.

FOR INCREASE IN CAPITAL FILL IN THE FOLLOWING:

The total amount of capital stock already authorized is

}	..... shares preferred	}	with par value
	..... shares common		
}	..... shares preferred	}	without par value
	..... shares common		

The amount of additional capital stock authorized is

}	..... shares preferred	}	with par value
	..... shares common		
}	..... shares preferred	}	without par value
	..... shares common		

Article I of the Articles of Organization of the Corporation shall be amended to read as follows:

"The name by which the Corporation shall be known is BOSTON & MIDDLESEX TRANSPORTATION COMPANY, INC."

The foregoing amendment will become effective when these articles of amendment are filed in accordance with Chapter 156B, Section 6 of the General Laws unless these articles specify, in accordance with the vote adopting the amendment, a later effective date not more than thirty days after such filing, in which event the amendment will become effective on such later date.

IN WITNESS WHEREOF AND UNDER THE PENALTIES OF PERJURY, we have hereto signed our names this
First day of ^{September} August, in the year 1979.

Edward J. Kenney Clerk ~~President~~
Edward J. Kenney ~~President~~
David A. Wall President ~~Clerk~~
David A. Wall

33340

RECEIVED
SEP 11 8 33
REGISTRATION DIVISION

THE COMMONWEALTH OF MASSACHUSETTS

ARTICLES OF AMENDMENT

(General Laws, Chapter 156B, Section 72)

I hereby approve the within articles of amendment
and, the filing fee in the amount of \$ *50.00*
having been paid, said articles are deemed to have
been filed with me this *28th*
day of *September*, 19 *79*.

Michael Joseph Connolly

MICHAEL JOSEPH CONNOLLY

Secretary of the Commonwealth
State House, Boston, Mass.

**TO BE FILLED IN BY CORPORATION
PHOTO COPY OF AMENDMENT TO BE SENT**

TO: Arthur M. White
..... BIKOFSKY, WALKER AND TUTTLE

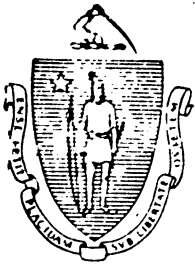
..... 281 Pleasant Street

..... P.O. Box 2547

..... Framingham, MA 01701

Telephone ... 879-5000

Copy Mailed



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

October 16, 1979

D.P.U. 20251

Application of Boston & Middlesex Transportation Company, Inc. (formerly known as Hospital Transportation Service, Inc.) for a 120-day temporary license for the operation of motor vehicles for the carriage of passengers for hire over certain public ways in the Town of Belmont and the City of Cambridge together with roadways under the jurisdiction of the Metropolitan District Commission.

After consideration, in order to provide for unusual, sudden and unforeseen transportation needs in operations pursuant to Certificate No. 3669, created by recently imposed weight restrictions on bridges on Alewife Brook Parkway and Massachusetts Route 2, constantly changing patterns on one-way streets and detours necessitated by the Red Line subway construction project and Kendall Square urban renewal street relocation project, and to meet changes in the Metropolitan District Commission's rules requiring an alternate route for buses on a portion of Memorial Drive, and it appearing that public convenience and necessity so requires, it is

ORDERED: That under the provisions of Section 5 of Chapter 159A of the Massachusetts General Laws, as amended, a temporary license for one hundred and twenty (120) days, beginning on October 16, 1979 and ending on February 13, 1980, inclusive, be and hereby is GRANTED to Boston & Middlesex Transportation Company, Inc. (formerly known as Hospital Transportation Service, Inc.) of Boston, Massachusetts, for

the operation of motor vehicles for the carriage of passengers for hire over public ways in the Town of Belmont and the City of Cambridge together with roadways under the jurisdiction of the Metropolitan District Commission, as follows:

IN CAMBRIDGE:

Sixth Street between Broadway and Main Street
Main Street between Broadway and Portland Street
Vassar Street between Main Street and Memorial Drive
Amesbury Street between Memorial Drive and Vassar Street
Boylston Street between Memorial Drive and Brattle Street
Brattle Street from Boylston Street to Eliot Street
Eliot Street from Brattle Street to Boylston Street
Mt. Auburn Street from Eliot Street to Boylston Street
Concord Avenue between Alewife Brook Parkway and Blanchard Road
Blanchard Road between Concord Avenue and the Cambridge-Belmont City Line
Massachusetts Avenue between Cambridge Street and the Cambridge-Arlington City Line
Linnaean Street between Massachusetts Avenue and Garden Street
Garden Street between Linnaean Street and Huron Avenue
Huron Avenue between Garden Street and Concord Avenue.

IN BELMONT:

Brighton Street between the Belmont-Cambridge Town Line and Pleasant Street
Pleasant Street between Brighton Street and the Belmont-Arlington Town Line
Lake Street between Pleasant Street and the Belmont-Arlington Town Line
Cross Street between Brighton Street and Lake Street

UNDER THE JURISDICTION OF THE METROPOLITAN DISTRICT COMMISSION:

Alewife Brook Parkway between Massachusetts Avenue and Whittemore Avenue
Cambridge Parkway between Memorial Drive and Commercial Avenue
Commercial Avenue between First Street and Msgr. O'Brien Highway
First Street between Memorial Drive and Commercial Avenue
Msgr. O'Brien Highway and Charles River Dam between Commercial Avenue and Leverett Circle.
Across the River Street and Western Avenue Bridges.

PROVIDED: That on trips operating under authority of this temporary license and Certificate 3669, toward the Logan International Airport, no persons shall be discharged after passing the Stow-Maynard town line, the Acton-Concord town line or the Hopkinton-Ashland town line, except at said airport; and on trips operating away from the

Logan International Airport, no person shall be admitted before passing the Concord-Acton town line, the Maynard-Stow town line or the Ashland-Hopkinton town line, except at said airport, and it is

FURTHER PROVIDED: That no stops shall be made to admit or discharge passengers in the City of Boston, except at the Logan International Airport, in the City of Newton and in the towns of Arlington, Framingham, Natick, Southborough, Westborough and Weston, and in the Town of Hudson between Wood Square and the Hudson-Berlin town line, and it is

FURTHER PROVIDED: That no vehicles of the petitioner will enter onto Massachusetts Bay Transportation Authority property without first obtaining permission from that authority.

This license is given subject to the Rules, Terms and Conditions for the Operation of Motor Vehicles for the Carriage of Passengers for Hire heretofore adopted by the Department and made a part hereof, and to the right of the Department to revoke or modify said license.

By Order of the Department,

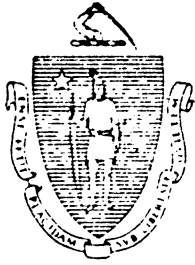
(SIGNED) DORIS R. POTÉ

Chairman



A true copy
Attest:


Chairman



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

October 16, 1979

D.P.U. 20250

Application of Hospital Transportation Service, Inc., for Department approval of change of corporate name from Hospital Transportation Service, Inc. to Boston & Middlesex Transportation Company, Inc., 339D Street, South Boston, Massachusetts, in connection with the operations conducted under Certificate No. 3669.

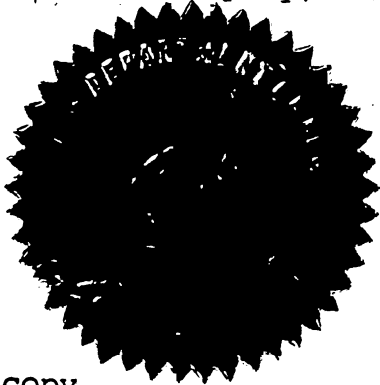
Under date of September 2, 1976, the Massachusetts Department of Public Utilities ("Department") issued to Hospital Transportation Service, Inc., certificate of public convenience and necessity No. 3669, authorizing the operation of motor vehicles for the carriage of passengers for hire in the cities and towns of Acton, Arlington, Belmont, Berlin, Boston, Cambridge, Concord, Framingham, Hopkinton, Hudson, Lexington, Lincoln, Marlborough, Maynard, Natick, Newton, Southborough, Stow, Sudbury, Waltham, Wayland, Westborough and Weston, also on Massachusetts Turnpike and Metropolitan District Commission highways.

The Department under date of October 9, 1979 received a communication from Arthur M. White, Esq., of Framingham, Massachusetts, representing his client, Hospital Transportation Service, Inc., of 70 Crafts Street, Newton, Massachusetts, requesting authority to change the corporate name from Hospital Transportation Service, Inc. to Boston & Middlesex Transportation Company, Inc., in connection with the operations conducted under said certificate No. 3669. Accompanying the communication was a certificate issued by the Secretary of State, authorizing the change in corporate name, in accordance with the

provisions of the General Laws.

Accordingly, it is

ORDERED: That the Department approves the change in corporate name from Hospital Transportation Service, Inc. to Boston & Middlesex Transportation Company, Inc.



By Order of the Department,

(SIGNED) DORIS R. POTE

Chairman

A true copy
Attest:

Doris R. Pote
Chairman

Appeal as to matters of law from any final decision, order or ruling of the Commission may be taken to the Supreme Judicial Court by an aggrieved party in interest by the filing of a written petition praying that the order of the Commission be modified or set aside in whole or in part.

Such petition for appeal shall be filed with the Secretary of the Commission within twenty days after the date of service of the decision, order or ruling of the Commission, or within such further time as the Commission may allow upon request filed prior to the expiration of the twenty days after the date of service of said decision, order or ruling. Within ten days after such petition has been filed, the appealing party shall enter the appeal in the Supreme Judicial Court sitting in Suffolk County by filing a copy thereof with the clerk of said court. (Sec. 5, Chapter 25, G. L. Ter. Ed., as most recently amended by Chapter 485 of the Acts of 1971).

LAW OFFICES

BIKOFSKY, WALKER AND TUTTLE

AARON K. BIKOPSKY
BARRY J. WALKER
JOSEPH P. J. VRABEL
ARTHUR M. WHITE
WILLIAM H. MAYER

COUNSEL
JAMES W. SMITH

281 PLEASANT STREET - P. O. BOX 2547
FRAMINGHAM CENTRE, MASSACHUSETTS 01701
617 879-5000
617 875-5231

J. WALTON TUTTLE (1920-1977)

14 November 1979

City Council
City of Cambridge
City Hall
Cambridge, MA 02139

Re: November 9th letter from Office of City Clerk to
Middlesex Bus Company

Dear Council members:

The above letter, a copy of which is enclosed, has been forwarded to the undersigned for reply.

On September 2, 1976, a Certificate of Public Convenience and Necessity was issued by the Department of Public Utilities to a company then known as Hospital Transportation Service, Inc. The Certificate involved certain routes in the City of Cambridge, which routes your Council had issued licenses. Following the issuance of that Certificate and the institution of service pursuant thereto, this office instituted suit in Middlesex Superior Court against your Council to restrain any interference with the company's operations. A restraining order, that is still in force, was obtained from the Court. In September, 1979, Hospital Transportation Service, Inc. legally changed its name to Boston & Middlesex Transportation Company, Inc. This change was approved by both the Secretary of State and the Department of Public Utilities. The company has recently reinstated service pursuant to the Certificate. The current service involves operations in Cambridge. All routes traveled in Cambridge are either routes set forth in the original Certificate or in the Temporary License issued to the Company by the Department of Public Utilities due to certain road changes since 1976. The Company also has an operating agreement with the Massachusetts Port authority authorizing the service being conducted.

City Council - City of Cambridge
14 November 1979
Page Two

Copies of all relevant documents hereinbefore referred to are enclosed for your files. In view of this information, it does not seem appropriate to conduct any sort of public hearing, and as such, no representatives of the Company will be present at the hearing you have scheduled.

Very truly yours,

BIKOFSKY, WALKER AND TUTTLE

A handwritten signature in dark ink, appearing to read "Arthur M. White", written over the typed name below.

Arthur M. White

AMW/db

Enclosures

cc: Edward Kenney
Boston & Middlesex Transportation Co.
339 D Street
South Boston, MA 02127

5-603

Comm. from Atty. Arthur M. White re: operation
of Boston-Middlesex Transportation Co.

In City Council,
November 19, 1979

11/19/79

Referred to the
City Manager
copy sent 11-21-79