

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
SANG YEON KIM)
For Voluntary Surrender of)
Certificate or Permit.)
_____)

DOCKET NO. 02-0140

ORDER NO. 19492

DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

2002 JUL 30 P 4: 30

RECEIVED

Filed July 30, 2002
At 9:30 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.

K. Higashi

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of))	
SANG YEON KIM)	Docket No. 02-0140
)	
For Voluntary Surrender of)	Order No. 19492
Certificate or Permit.)	
_____)	

ORDER

I.

By letter filed on May 28, 2002, SANG YEON KIM (Petitioner) requests commission approval to voluntarily surrender his authority under certificate of public convenience and necessity number 1706-C (CPCN No. 1706-C). Under CPCN No. 1706-C, Petitioner is authorized to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger classification. As part of his request, Petitioner returned CPCN No. 1706-C to the commission.

In accordance with Hawaii Revised Statutes (HRS) § 271-19, operating authority under a certificate of public convenience and necessity may be terminated upon application of the holder. The commission finds good cause to grant Petitioner's request to terminate his authority. At the same time, we note that Petitioner has not resolved an outstanding civil citation issued by

the commission's enforcement officer for operating without authority and for illegal use of a CPCN number.¹ Hence, should Petitioner make a future request for authority to operate as a motor carrier, he will need to first, if he has not yet done so, satisfy this matter before his application is reviewed by the commission.

II.

THE COMMISSION ORDERS:

1. Petitioner's authority to transport passengers under CPCN No. 1706-C is terminated, effective from the date of this order.

2. Petitioner shall remove any markings from the vehicles used in his operations, and shall ensure that the vehicle identification cards for the motor vehicle equipment currently registered in his name are removed from the files of the Department of Transportation, Motor Vehicle Safety Office. Petitioner shall comply with the foregoing requirements within 30 days from the date of this order.

3. If Petitioner fails to comply with the foregoing requirements within the time period specified, he may be subject to penalties pursuant to HRS § 271-27.


4. Petitioner shall satisfy all matters relating to the issuance of Citation No. 0529 with the commission prior to any future request for motor carrier authority.

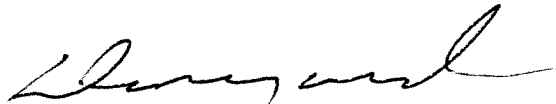
5. This docket is closed.

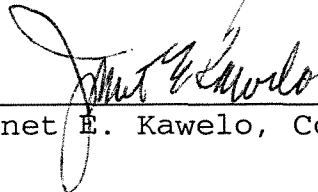
¹See Citation No. 0529, dated June 28, 2001.

DONE at Honolulu, Hawaii this 30th day of July, 2002.

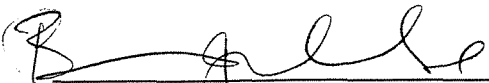
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Dennis R. Yamada, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel


02-0140.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 19492 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P.-O. Box 541
Honolulu, HI 96809

SANG YEON KIM
3380 Maunaloa Avenue
Honolulu, HI 96816



Catherine Sakato

DATED: July 30, 2002