

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
)
MITCHELL LEE ORTIZ, dba)
MITCH-O'S TRUCKING)
& BACKHOE SERVICE)
)
To Place Operating Authority on)
Inactive Status.)
_____)

DOCKET NO. 01-0268

OFFICE OF THE CLERK
PUBLIC UTILITIES COMMISSION
STATE OF HAWAII

2002 SEP 19 P 4:33

RECEIVED

ORDER NO. 19662

Filed Sept 19, 2002
At 1 o'clock P..M.

Kris H. Baker
Chief Clerk of the Commission

ATTEST: A True Copy
CATHERINE SAKATO
Clerk
Public Utilities Commission
State of Hawaii
Catherine Sakato

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)		
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MITCHELL LEE ORTIZ, dba)	Docket No. 01-0268
MITCH-O'S TRUCKING)	
& BACKHOE SERVICE)	Order No. 19662
)	
To Place Operating Authority on))	
Inactive Status.)	
<hr/>		

ORDER

I.

By letter received by the commission on September 6, 2002, MITCHELL LEE ORTIZ, dba MITCH-O'S TRUCKING & BACKHOE SERVICE (Petitioner), requests that the inactive status of his certificate of public convenience and necessity no. 2082-C (Certificate No. 2082-C) be extended for an additional year. By Order No. 18867, filed on August 30, 2001, in this docket, Certificate No. 2082-C was placed on inactive status until August 30, 2002.

The commission notes that under Hawaii Revised Statutes (HRS) § 271-19, the commission may grant inactive status for a cumulative period not to exceed two years over the life of the certificate. We find that there is good cause to grant Petitioner's request for an extension of his inactive status for an additional year. We conclude that Petitioner's request should be granted.

II.

THE COMMISSION ORDERS:

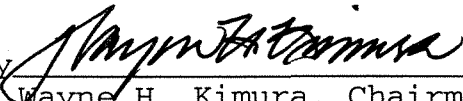
1. Petitioner's Certificate No. 2082-C is placed on inactive status for an additional one-year period, until August 30, 2003.

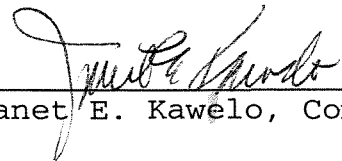
2. If Certificate No. 2082-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. Petitioner may reactivate the certificate at any time prior to the expiration of the inactive period by filing a request to reactivate with the commission, and fulfilling the requirements for motor carriers including, but not limited to, filing of appropriate insurance documents and publication of a lawful tariff.

3. Petitioner shall not transfer his inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.

DONE at Honolulu, Hawaii this 19th day of September,
2002.

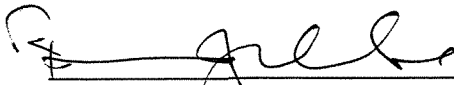
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Janet E. Kawelo, Commissioner

By (RECUSED)
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel


01-0268.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No.19662 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

MITCHELL LEE ORTIZ, dba
MITCH-O'S TRUCKING & BACKHOE SERVICE
59-715 Kanalani Place
Haleiwa, HI 96712



Catherine Sakato

DATED: September 19, 2002