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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
LEE OGATA, dba)
LEE'S DELIVERY & ASSOCIATES)
)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 02-0123

ORDER NO. 19935

Filed Dec. 23, 2002
At 11:45 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

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

2002 DEC 23 P 3:55

RECEIVED

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 Application of)
LEE OGATA, dba)
LEE'S DELIVERY & ASSOCIATES) Docket No. 02-0123
For a Motor Carrier Certificate or)
Permit.) Order No. 19935

ORDER

By an application filed on May 9, 2002, LEE OGATA, dba LEE'S DELIVERY & ASSOCIATES (Applicant), requests a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities classification.


By a notice of dismissal dated December 2, 2002, we informed Applicant of our intent to dismiss the application without prejudice because of Applicant's failure to respond to the commission's request for information. Applicant was further advised that any objection to the dismissal of his application must be submitted in writing and filed not later than 10 days from the date of the notice, and that if an objection was not filed, the commission would issue an order dismissing the application.

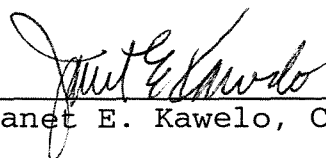
Applicant did not object to the dismissal of his application within the 10-day period. We, thus, find that there is good cause to dismiss the application in this docket.

THE COMMISSION ORDERS that the application filed by Applicant on May 9, 2002, is dismissed without prejudice and this docket is closed.

DONE at Honolulu, Hawaii this 23rd day of December, 2002.

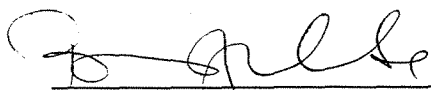
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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

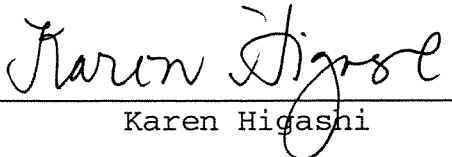
02-0123.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 19935 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

LEE OGATA, dba
LEE'S DELIVERY & ASSOCIATES
P. O. Box 6080
Kahului, HI 96733



Karen Higashi

DATED: December 23, 2002