

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
HECTOR RICARDO EUREDJIAN, dba)
BUENOS AIRES TOURS HAWAII)
)
To Sell, Lease, Assign, Mortgage or)
Otherwise Dispose of, or Encumber)
The Whole or Any Part of Its)
Property, Certificate, or Permit.)
_____)

DOCKET NO. 02-0398

DECISION AND ORDER NO. 19989

Filed January 24, 2003
At 8:00 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

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

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

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Docket No. 02-0398

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DECISION AND ORDER

I.

On November 7, 2002, HECTOR RICARDO EUREDJIAN, dba BUENOS AIRES TOURS HAWAII (Transferor), filed an application seeking commission approval to transfer certificate of public convenience and necessity number 1076-C (Certificate No. 1076-C) to BUENOS AIRES TOURS, INC., dba BUENOS AIRES TOURS HAWAII (Transferee), pursuant to Hawaii Revised Statutes (HRS) § 271-18. Under Certificate No. 4592-C, and pursuant to HRS § 271-12, Transferor is authorized to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 and 8-to-25 passenger classifications.

Transferor served copies of the application on the Hawaii Transportation Association and the Hawaii State Certified Common Carriers Association, Inc., which consist of carriers that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs (Consumer Advocate). By a statement filed on November 26, 2002,

the Consumer Advocate indicated that it will not participate in this proceeding. No persons moved to intervene in this docket.

II.

Upon review of Transferor's application, the commission finds that Transferee is fit, willing, and able to perform the services presently performed by Transferor, and that the proposed transfer of Certificate No. 1076-C is just and reasonable and will be consistent with the public interest. Accordingly, the commission concludes that the proposed transfer is in accordance with HRS § 271-18, and should, therefore, be approved.

III.

THE COMMISSION ORDERS:

1. Transferor's application to transfer Certificate No. 1076-C to Transferee is approved.
2. Transferee shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff, filing the appropriate insurance documents, paying a fee of \$20 for motor carrier gross revenues, registering and marking the appropriate motor vehicles, and complying with the safety requirements of the Motor Vehicle Safety Office, Department of Transportation, State of Hawaii.
3. Transferor shall surrender Certificate No. 1076-C, and an amended certificate reflecting the transfer authorized by this decision and order shall be issued to Transferee.

4. Transferor shall file with the commission his annual financial report for the period of operation from January 1, 2003, to the effective date of this decision and order, and shall pay the associated motor carrier gross revenue fee.

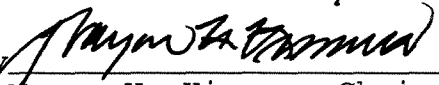
5. Transferor shall file an annual financial report for the calendar year 2002, and pay the associated motor carrier gross revenue fee. The annual financial report and gross revenue fee for the calendar year 2002 must be filed with the commission **by April 30, 2003.**

6. Transferor and Transferee shall comply with the requirements set forth in this decision and order within 120 days after service of this decision and order. Failure to comply within the time specified constitutes cause for this commission to void this decision and order.

7. Transferee shall not commence operations under this decision and order until it has received written confirmation from the commission that all requirements have been met.

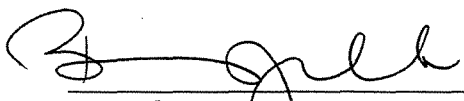
DONE at Honolulu, Hawaii this 24th day of January, 2003.


PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel
02-0398.cs

By 
Gregg M. Kinkley, Commissioner

CERTIFICATE OF SERVICE


I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 19989 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

HECTOR RICARDO EUREDJIAN, dba
BUENOS AIRES TOURS HAWAII
7102 Pilaa Place
Honolulu, HI 96825

BUENOS AIRES TOURS, INC., dba
BUENOS AIRES TOURS HAWAII
7102 Pilaa Place
Honolulu, HI 96825

FRANK K. GOTO, JR., ESQ.
DAVID Y. SUH, ESQ.
HISAKA STONE GOTO
YOSHIDA COSGROVE & CHING
Mauka Tower, Suite 3000
737 Bishop Street
Honolulu, HI 96813



Karen Higashi

DATED: January 24, 2003