

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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

In the Matter of the Application of)
ALL ISLAND TRANSPORTATION, INC.)
For a Motor Carrier Certificate)
or Permit.)
_____)

DOCKET NO. 02-0394

DECISION AND ORDER NO. 20126

Filed April 16, 2003
At 10:00 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 Application of)
ALL ISLAND TRANSPORTATION, INC.)
For a Motor Carrier Certificate)
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Docket No. 02-0394
Decision and Order No. 20126

DECISION AND ORDER

I.

By application filed on November 6, 2002, ALL ISLAND TRANSPORTATION, INC. (Applicant), requests a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular routes on the islands of Kauai, Oahu, Maui and Hawaii in the 1-to-7 and 8-to-25 passenger classifications. The application is made pursuant to Hawaii Revised Statutes (HRS) § 271-12.

Applicant served copies of the application on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs (Consumer Advocate). The Consumer Advocate did not participate in this proceeding.

On December 16, 2002, Jack's Tours, Inc. (Jack's Tours) moved to intervene in the instant application relevant to Applicant's proposed Hawaii operations. On December 16, 2002, Katherine Barr, dba Town & Country Limousine (Katherine Barr), and Wailea Limousine Service, Inc. (Wailea) moved to intervene against Applicant's proposed motor carrier service on the island of Maui. Also on December 16, 2002, Temptation Tours, Inc. (Temptation

Tours) moved to intervene against Applicant's proposed motor carrier service on the islands of Kauai, Oahu, Maui and Hawaii.

On January 3, 2003, Applicant amended its application to remove the islands of Maui and Hawaii from its proposed motor carrier service.

On March 17, 2003, Jack's Tours filed its notice of withdrawal of its motion to intervene.

By Decision and Order No. 20098, filed on March 25, 2003, the commission: (1) approved Jack's Tours' notice of withdrawal of its motion to intervene; (2) dismissed Katherine Barr's and Wailea's motions to intervene; (3) dismissed Temptation Tours' motion to intervene relevant to Applicant's proposed service on the islands of Maui and Hawaii; and (4) denied Temptation Tours' motion to intervene relevant to Applicant's proposed service on the islands of Oahu and Kauai.

II.

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to HRS chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for operating authority, as set forth in the application, should be granted.

III.

THE COMMISSION ORDERS:

1. Applicant is granted a certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the islands of Oahu and Kauai, in the 1-to-7 and 8-to-25 passenger classifications.

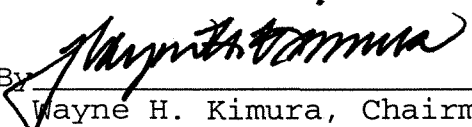
2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff, paying a fee of \$20 for motor carrier gross revenues, filing the appropriate insurance documents, registering and marking the appropriate motor vehicles, and complying with the safety requirements of the Motor Vehicle Safety Office, Department of Transportation, State of Hawaii.

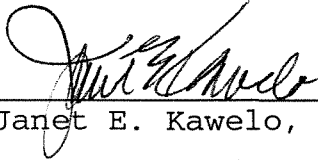
3. Applicant shall comply with the foregoing requirements within 120 days after service of this decision and order. Failure to comply within the time specified constitutes cause for this commission to void this decision and order.


4. Applicant 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 16th day of April, 2003.

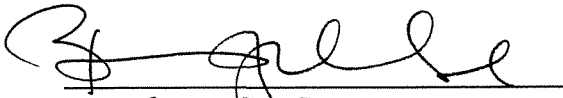
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Janet E. Kawelo, Commissioner

By 
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

02-0394.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 20126 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

KENNETH H. RUSSELL, PRESIDENT
ALL ISLAND TRANSPORTATION, INC.
15330 Revere Lane
Lathrop, CA 95330



Karen Higashi

DATED: April 16, 2003