

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of))	
WAYDE KIYOSHI TSUE, dba)	Docket No. 02-0144
WKT EQUIPMENT RENTAL)	
)	Order No. 20211
For a Motor Carrier Certificate or))	
Permit.)	
_____)	

ORDER

By Decision and Order No. 19696, filed on October 7, 2002, we approved the application of WAYDE KIYOSHI TSUE, dba WKT EQUIPMENT RENTAL (Applicant), for a certificate to operate as a common carrier of property by motor vehicle over irregular routes on the island of Oahu in the dump truck classification. We also: (1) ordered Applicant, as a condition to our approval of the application, to comply with all commission requirements for common carriers, including submitting certain documents within 120 days of the issuance of the decision and order; and (2) notified Applicant that failure to timely comply with the commission's requirements would constitute cause for the commission to void the decision and order. We served Applicant with a copy of the decision and order by mail, postage prepaid, on the same day that the decision and order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated October 7, 2002, which reiterated the commission's requirements and specified February 7, 2003, as the deadline for compliance.


On February 5, 2003, Applicant filed a request for a 30-day extension to comply, as Applicant's insurance agent required additional time to do the necessary research to obtain insurance coverage and to finalize the paperwork. The request was approved on February 7, 2003. On March 4, 2003, Applicant filed a request for an additional 30-day extension to comply. This request was approved on March 4, 2003. On April 9, 2003, Applicant filed a request for a third and final 30-day extension to comply. This request was denied by the commission on April 10, 2003, as the commission finds that 180 days is a sufficient amount of time to obtain the necessary insurance coverage and submit proof of said insurance to the commission.


The extended due date has passed, and Applicant has not complied with the requirements set forth under Decision and Order No. 19696. The commission, thus, determines that Decision and Order No. 19696 should be voided.

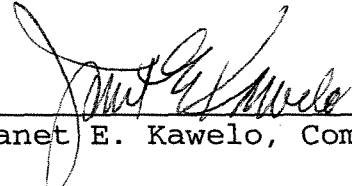
THE COMMISSION ORDERS that Decision and Order No. 19696 is voided and this docket is closed.

DONE at Honolulu, Hawaii this 30th day of May, 2003.

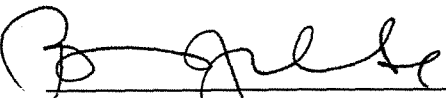
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

02-0144.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20211 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

WAYDE KIYOSHI TSUE, dba
WKT EQUIPMENT RENTAL
59-690 Kamehameha Highway
Haleiwa, HI 96712



Karen Higashi

DATED: May 30, 2003