



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of)	)	
D & A HAULING, LLC	)	Docket No. 03-0044
	)	
To Place Operating Authority on)	)	Order No. 20601
Inactive Status.	)	
_____	)	

ORDER

I.

Request for Inactive Status

On February 21, 2003, D & A HAULING, LLC ("Petitioner") filed a letter requesting that certificate of public convenience and necessity no. 5173-C ("Certificate No. 5173-C") be placed on inactive status. Certificate No. 5173-C authorizes Petitioner to transport property by motor vehicle over irregular routes on the island of Hawaii in the general commodities and dump truck classifications.

Under Hawaii Revised Statutes ("HRS") § 271-19, the commission may place a certificate on inactive status upon written request by a motor carrier, and for good cause shown. The inactive period, however, may not exceed 12 months. In addition, HRS § 271-19 provides that inactive status may only be granted for a cumulative period not to exceed two years over the life of the certificate.

The commission finds that there is good cause to grant Petitioner's request. If Petitioner so desires it may file, prior

to the expiration of the inactive period granted by this order, a request to extend its inactive status for up to one additional year.

II.

Orders

THE COMMISSION ORDERS:

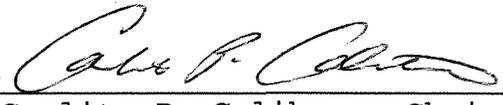
1. Petitioner's Certificate No. 5173-C is placed on inactive status for one year, effective from the date of this order.

2. If Certificate No. 5173-C is not reactivated prior to the expiration of the period of inactivity, i.e., within one year from the date of this order, 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.

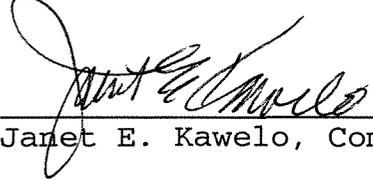
3. Petitioner shall not transfer its inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.

DONE at Honolulu, Hawaii this 29th day of October,  
2003.

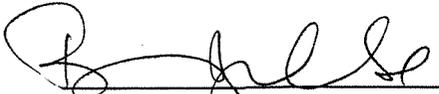
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
Wayne H. Kimura, Commissioner

By   
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

  
Benedyne S. Stone  
Commission Counsel

03-0044.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20601 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

D & A HAULING, LLC  
P. O. Box 399  
Paauilo, HI 96776

  
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Karen Higashi

DATED: October 29, 2003