

the certificate. We find that there is good cause to grant Petitioner's request to extend the inactive status of his dump truck authority for an additional year. We conclude that Petitioner's request should be granted.

III.

Request to Reactivate General Commodities Authority

By Order No. 19744, filed on October 29, 2002, Petitioner's general commodities authority under Certificate No. 2021-C was placed on inactive status until October 29, 2003.¹

Pursuant to HRS § 271-19(b), a certificate may be reactivated upon fulfilling the requirements for reactivation. Order No. 19744 informed the Petitioner that these requirements included, but were not limited to, the filing of appropriate insurance documents and the publication of a lawful tariff. Order No. 19744 further stated that if Certificate No. 2021-C was not reactivated prior to the expiration of the period of inactivity, the commission would deem it abandoned and revoked.

By letter dated December 3, 2003, the commission requested that Petitioner submit the following: (1) proof of insurance; (2) a lawful tariff; (3) a vehicle inventory list; and (4) certificates of registration or ownership. Petitioner was advised that failure to submit the above documents within 30 days of the date of the letter could result in the revocation of his

¹By Order No. 13117, filed on February 3, 1994, in Docket No. 94-0025, Petitioner's authority to transport general commodities under Certificate No. 2021-C was placed on inactive status for a period of one year.

general commodities authority under Certificate No. 2021-C pursuant to HRS § 271-19(b).

The 30-day time period has passed and the commission has not received the requested documents. We, thus, find that there is good cause to revoke Petitioner's general commodity authority.

IV.

Orders

THE COMMISSION ORDERS:

1. Petitioner's general commodity authority under Certificate No. 2021-C is revoked.

2. Petitioner's dump truck authority under Certificate No. 2021-C is placed on inactive status for an additional one-year period, until October 29, 2004.

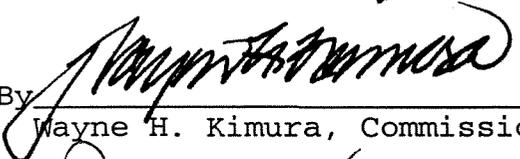
3. If Petitioner's dump truck authority under Certificate No. 2021-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. Petitioner may reactivate his dump truck authority at any time prior to the expiration of the inactive period by filing 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.

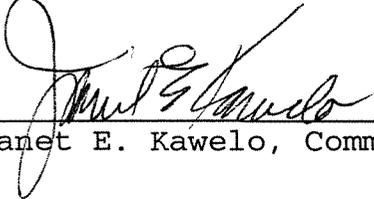
4. Petitioner shall not transfer his inactive dump truck authority unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.

DONE at Honolulu, Hawaii this 5th day of February, 2004.

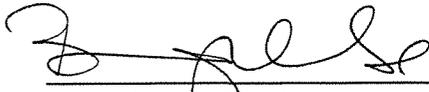
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

02-0348.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20794 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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DIVISION OF CONSUMER ADVOCACY
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Karen Higashi

DATED: February 5, 2004