

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
MOLOKAI OUTDOOR ACTIVITIES, LLC, )  
dba MOLOKAI OUTDOORS )  
For Extension of Motor Carrier )  
Certificate. )  
\_\_\_\_\_ )

DOCKET NO. 03-0418

DECISION AND ORDER NO. 20869

RECEIVED  
2004 MAR 29 A 10:06  
DIV. OF CONSUMER PROTECTION  
DEPT. OF GOVERNMENT AND  
CONSUMER AFFAIRS  
STATE OF HAWAII

Filed March 25, 2004  
At 8:00 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 )  
MOLOKAI OUTDOOR ACTIVITIES, LLC, )  
dba MOLOKAI OUTDOORS )  
For Extension of Motor Carrier )  
Certificate. )  
\_\_\_\_\_ )

Docket No. 03-0418

Decision and Order No. 20869

DECISION AND ORDER

I.

Application to Extend Common Carrier Authority

MOLOKAI OUTDOOR ACTIVITIES, LLC, dba MOLOKAI OUTDOORS ("Applicant"), is a common carrier of passengers by motor vehicle over irregular routes on the island of Molokai in the 1-to-7 and 8-to-25 passenger classifications. On December 22, 2003, Applicant filed an application seeking commission approval to extend its authority under certificate of public convenience and necessity number 4849-C ("Certificate No. 4849-C") to include the over-25 passenger classification. Applicant represents that if its authority is extended as requested, it can meet customer demand for motor vehicles with a seating capacity of over 25 passengers.

Applicant served copies of the application on the Hawaii Transportation Association, which consists 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"). The Consumer Advocate did not participate

in this proceeding, and no persons moved to intervene in this docket.

II.

Findings and Conclusions

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 Hawaii Revised Statutes 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 an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Molokai in the 1-to-7, 8-to-25, and over-25 passenger classifications.

2. Applicant shall surrender Certificate No. 4849-C, and an amended certificate reflecting the operating authority granted by this decision and order shall be issued.

3. 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 and filing the appropriate insurance documents.


4. 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.

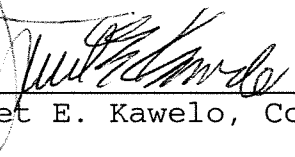
5. Applicant shall not commence operations in the over-25 passenger classification until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii this 25th day of March, 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

03-0418.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 20869 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

MOLOKAI OUTDOOR ACTIVITIES, LLC,  
dba MOLOKAI OUTDOORS  
c/o CLARE MAWAE  
P. O. Box 1236  
Kaunakakai, HI 96748

  
\_\_\_\_\_  
Karen Higashi

DATED: March 25, 2004