

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
APOLLO AGENCY OF AMERICA, INC.)
For Voluntary Surrender of)
Certificate or Permit.)
_____)

DOCKET NO. 02-0107

ORDER NO. 21009

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

2004 JUN - 1 P 4: 23

RECEIVED

Filed May 28, 2004
At 2:00 o'clock P .M.

Karen Higuel.
Chief Clerk of the Commission

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of))	
APOLLO AGENCY OF AMERICA, INC.))	Docket No. 02-0107
For Voluntary Surrender of))	Order No. 21009
Certificate or Permit.))	
_____))	

ORDER

I.

Request to Surrender Common Carrier Authority

By Order No. 19368, filed on May 28, 2002, in this docket, certificate of public convenience and necessity no. 1010-C ("Certificate No. 1010-C"), held by APOLLO AGENCY OF AMERICA, INC. ("Petitioner"), was placed on inactive status until May 28, 2003. By Order No. 20257, filed on June 25, 2003, Certificate No. 1010-C was placed on inactive status for an additional year, until May 28, 2004. The commission notes that under Hawaii Revised Statutes ("HRS") § 271-19, the commission may grant inactive status for a cumulative period not to exceed two years over the life of the certificate.

On May 7, 2004, Petitioner filed a letter requesting commission approval to voluntarily surrender its authority under Certificate No. 1010-C. Under Certificate No. 1010-C, Petitioner is authorized to transport passengers by motor vehicle over irregular routes on the island of Oahu in the (1) 1-to-7 passenger classification, and (2) 8-to-25 passenger classification, limited

to utilizing motor vehicles with a maximum manufacturer's seating capacity of 17 passengers.

In accordance with HRS § 271-19, operating authority under a certificate of public convenience and necessity may be terminated upon application of the holder. The commission finds good cause to grant Petitioner's request to terminate its authority.

II.

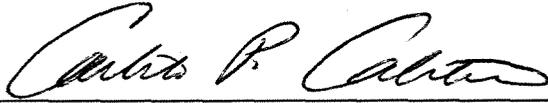
Orders

THE COMMISSION ORDERS:

1. Petitioner's authority to transport passengers under Certificate No. 1010-C is terminated, effective from the date of this order.
2. Petitioner shall surrender its certificate and remove any markings from the vehicles used in its operations. Petitioner shall comply with the foregoing requirements within 30 days from the date of this order.
3. If Petitioner fails to comply with the foregoing requirements within the time period specified, it may be subject to penalties pursuant to HRS § 271-27.
4. This docket is closed.

DONE at Honolulu, Hawaii this 28th day of May, 2004.

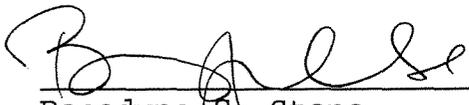
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

02-0107.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21009 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

MASAAKI MAEKAWA
PRESIDENT
APOLLO AGENCY OF AMERICA, INC.
P. O. Box 75010
Honolulu, HI 96836-0010



Karen Higashi

DATED: May 28, 2004