

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of)  
DRAGAN RNIC, dba )  
RESORTS LIMOUSINE SERVICE )  
For Extension of Motor Carrier )  
Certificate. )  
\_\_\_\_\_ )

DOCKET NO. 04-0179

INTERIM DECISION AND ORDER NO. 21434

Filed Nov. 1, 2004  
At 11 o'clock A.M.

Karen Higashi.  
Chief Clerk of the Commission

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2004 NOV -3 A 8:21  
DIV. OF CONSUMER ADVOCACY  
DEPT. OF COMMERCE AND  
CONSUMER AFFAIRS  
STATE OF HAWAII

ATTEST: A True Copy  
KAREN HIGASHI  
Chief Clerk, Public Utilities  
Commission, State of Hawaii.

K. Higashi.



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.

On August 18, 2004, Jack's Tours, Inc. ("Movant") filed a motion to intervene ("Motion to Intervene") and requested a hearing concerning Applicant's proposed extension of services on the island of Hawaii. On October 1, 2004, the commission issued a Notice of Hearing which notified Applicant and Movant that a hearing on Movant's Motion to Intervene would be heard on November 23, 2004, 9:00 a.m., at 688 Kinoole Street, #106-B, Hilo, Hawaii. As there was no motion for intervention filed concerning Applicant's proposed services on the island of Kauai, this order will address Applicant's request for authority on the island of Kauai.

## 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 for the island of Kauai, and to conform to Hawaii Revised Statutes chapter 271 and the requirements and rules of the commission. We also find that the proposed service for the island of Kauai is required by the present and future public convenience and necessity.

Accordingly, we conclude that Applicant's request for an extension of his authority to include the island of Kauai 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 Kauai in the 1-to-7 and 8-to-25 passenger classifications.

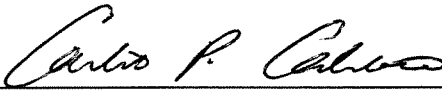
2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff.

3. Applicant shall comply with the foregoing requirements within one hundred and twenty (120) days after service of this order. Failure to comply within the time specified constitutes cause for this commission to void this order.

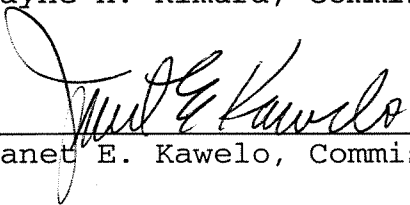
4. Applicant shall not commence operations on the island of Kauai until he has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii NOV - 1 2004.

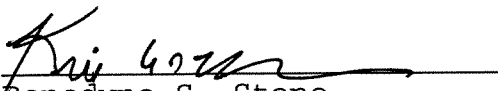
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By (EXCUSED)  
Wayne H. Kimura, Commissioner

By   
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

*sr*   
Benedyne S. Stone  
Commission Counsel

04-0179.rpr

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Interim Decision and Order No. 21434 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

DRAGAN RNIC, dba  
RESORTS LIMOUSINE SERVICE  
74-5588 Pawai Place, Bldg. B  
Kailua-Kona, HI 96740

  
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Karen Higashi

DATED: NOV - 1 2004