

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of)  
MAX DELIVERY SERVICE, LLC )  
For a Motor Carrier Certificate or )  
Permit. )  
\_\_\_\_\_ )

DOCKET NO. 05-0239

RECEIVED

2006 JAN 13 P 3:48

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

ORDER NO. 22226

Filed Jan. 13, 2006  
At 3 o'clock P .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)  
                  MAX DELIVERY SERVICE, LLC    )  
  )  
For a Motor Carrier Certificate or    )  
Permit.    )  
\_\_\_\_\_)

Docket No. 05-0239

Order No. 22226

ORDER

By this Order, the commission orders that the application filed by MAX DELIVERY SERVICE, LLC ("Applicant") on September 22, 2005, is dismissed without prejudice and this docket is closed.

I.

Application for Common Carrier Authority

On September 22, 2005, Applicant filed an application requesting a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle in the general commodities and specific commodities (airline baggage) classifications, limited to providing services in the areas of West, South, Central, and Upcountry Maui.

By a notice of dismissal dated November 30, 2005, we informed Applicant of our intent to dismiss the application without prejudice because of Applicant's failure to respond to the commission's request for information. Applicant was further advised that any objection to the dismissal of its application

must be submitted in writing and filed not later than ten (10) days from the date of the notice, and that if an objection was not filed, the commission would issue an order dismissing the application.

II.

Findings and Conclusions

Applicant did not object to the dismissal of its application within the ten (10)-day time period. We, thus, find that there is good cause to dismiss the application in this docket.

III.

Orders

THE COMMISSION ORDERS that the application filed by Applicant on September 22, 2005, is dismissed without prejudice and this docket is closed, unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii JAN 13 2006.

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:

  
Stacey Kawasaki Djou  
Commission Counsel

05-0239.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22226 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

MAX DELIVERY SERVICE, LLC  
c/o MAXIMINO L. MACULAM JR.  
398 South Papa Avenue  
Kahului, HI 96732

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

DATED: JAN 13 2006