

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
MCINERNY TRANSPORTATION COMPANY, INC.)
)
For Extension of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 05-0150

ORDER NO. 22386

RECEIVED
2006 APR 13 A 8:18
OFFICE OF THE ATTORNEY
GENERAL AND
SOLICITOR GENERAL
STATE OF HAWAII

Filed April 12, 2006
At 1:30 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)
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MCINERNY TRANSPORTATION COMPANY, INC.)
)
For Extension of Motor Carrier)
Certificate.)
_____)

Docket No. 05-0150

Order No. 22386

ORDER

By this Order, the commission orders that the application filed by MCINERNY TRANSPORTATION COMPANY, INC. ("Applicant") on June 21, 2005, is dismissed without prejudice and this docket is closed.

I.

Application for Common Carrier Authority

On June 21, 2005, Applicant filed an application seeking commission approval to extend its authority under certificate of public convenience and necessity number 1454-C to include the 8-to-25 passenger classification.

By a notice of dismissal dated December 21, 2005, we informed Applicant of our intent to dismiss the application without prejudice because of Applicant's failure to provide two (2) copies of its application to the Division of Consumer Advocacy as required by Hawaii Administrative Rules § 6-61-18. 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.

Order

THE COMMISSION ORDERS that the application filed by Applicant on June 21, 2005, is dismissed without prejudice and this docket is closed, unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii APR 12 2006.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djon
Stacey Kawasaki Djon
Commission Counsel

By Janet E. Kawelo
Janet E. Kawelo, Commissioner

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22386 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

JOHN E. COLE
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

McINERNY TRANSPORTATION COMPANY, INC.
c/o CHRISTOPHER McINERNY
1726 Kapiolani Boulevard, Suite 204
Honolulu, HI 96814



Karen Higashi

DATED: APR 12 2006