

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
PIERRE D. KING)
To Voluntarily Surrender his)
Certificate of Registration.)
_____)

DOCKET NO. 03-0115

ORDER NO. 22561

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

2006 JUN 27 A 8:43

RECEIVED

Filed June 26, 2006
At 12 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
PIERRE D. KING) Docket No. 03-0115
To Voluntarily Surrender his) Order No. 22561
Certificate of Registration.)
_____)

ORDER

By this Order, the commission approves the voluntary surrender of PIERRE D. KING's ("Petitioner") certificate of registration ("COR").

Petitioner holds a COR to operate as a pay telephone service provider within the State of Hawaii (the "State").¹ Petitioner requests the commission's approval to voluntarily surrender its COR, by letter dated April 20, 2005. Petitioner represents that he has "no phones set up or any customers."²

Hawaii Administrative Rules ("HAR") § 6-80-123(c) provides in pertinent part that for any telecommunications carrier whose entry into the intrastate telecommunications market is preempted by federal law,³ said carrier "shall, not later than thirty days before the proposed effective date of any contemplated abandonment or discontinuance of service, provide a

¹See Decision and Order No. 20287, filed on July 1, 2003.

²Petitioner's letter, dated April 20, 2005, at 1.

³See also HAR §§ 6-80-2(b)(2), 6-80-17(d), and 6-80-18(b).

written notice of their intent to abandon or discontinue service to the commission, the consumer advocate, and affected customers."

On April 20, 2005, Petitioner provided notice to the commission of his intent to surrender his COR. On April 26, 2005, a copy of Petitioner's notice was transmitted to the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy.⁴ With respect to notifying his affected customers, Petitioner has no customers *per se* to notify of his intent to discontinue the provision of pay telephone service.

Given his non-provision of pay telephone service in the State, the commission, in lieu of revocation, approves the voluntary surrender of Petitioner's COR, pursuant to HAR § 6-80-123(c).⁵

THE COMMISSION ORDERS:

1. Petitioner's request to surrender his COR to operate as a pay telephone service provider in the State is approved, effective from the date of this Order.


2. This docket is closed, unless ordered otherwise by the commission.

⁴See commission's letter, dated April 26, 2005.

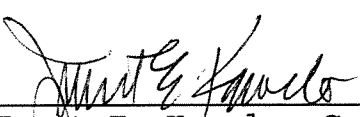
⁵The commission notified Petitioner of his need to file his annual financial report and pay the applicable public utility fees based on his 2003 and 2005 revenues. See commission's letter, dated April 26, 2005, and Final Notice, dated April 27, 2006. In the future event Petitioner or other related entity or affiliate re-applies for a COR (or applies for a certificate of authority), he will be required to file his 2005 annual financial report and pay the outstanding public utility fee owed (based on Petitioner's 2003 and 2005 revenues).

DONE at Honolulu, Hawaii JUN 26 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:


Michael Azama
Commission Counsel

03-0115.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22561 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

PIERRE D. KING
OWNER
20 Kahope Place
Haiku, HI 96708



Karen Higashi

DATED: JUN 26 2006