

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
E. AIONA HAULING SERVICES, LLC)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 05-0322

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

2006 SEP 14 A 9:09

RECEIVED

ORDER NO. 22847

Filed September 13, 2006
At 11 o'clock A.M.

Broderick K. Kane
for Chief Clerk of the Commission

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

Broderick K. Kane

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
E. AIONA HAULING SERVICES, LLC)
For a Motor Carrier Certificate or)
Permit.)
_____)

Docket No. 05-0322

Order No. 22847

ORDER

By this Order, the commission orders that Decision and Order No. 22389 is vacated and this docket is closed.

I.

Application for Common Carrier Authority

On April 12, 2006, in Decision and Order No. 22389, the commission approved the application of E. AIONA HAULING SERVICES, LLC ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the islands of Oahu and Hawaii in the specific commodities (heavy machinery and equipment) and dump truck classifications. We also: (1) ordered Applicant, as a condition to our approval of the application, to comply with all commission requirements for common carriers, including submitting certain documents within one hundred and twenty (120) days of the issuance of the decision and order; and (2) notified Applicant that failure to timely comply with the commission's requirements would constitute cause for the commission to void the

Decision and Order. We served Applicant with a copy of the Decision and Order by mail, postage prepaid, on the same day that the Decision and Order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated April 12, 2006, which reiterated the commission's requirements and specified August 12, 2006, as the deadline for compliance.

II.

Findings and Conclusions

The one hundred and twenty (120)-day time period has passed, and Applicant has not complied with the requirements set forth in Decision and Order No. 22389. The commission, thus, determines that Decision and Order No. 22389 should be vacated.

III.

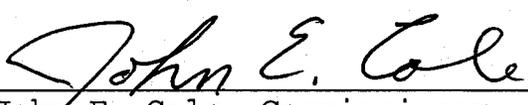
Orders

THE COMMISSION ORDERS that Decision and Order No. 22389 is vacated and this docket is closed unless otherwise ordered by the commission.

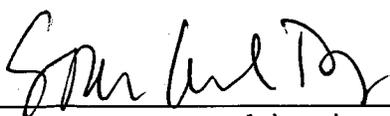
DONE at Honolulu, Hawaii SEP 13 2006

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

05-0322.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22847 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

E. AIONA HAULING SERVICES, LLC
c/o ED AIONA
P. O. Box 4083
Waianae, HI 96792



for Karen Higashi

DATED: SEP 13 2006