

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

----- In the Matter of -----)  
 )  
 KOVE'S EQUIPMENT RENTAL LLC )  
 )  
 Notice of Failure to Comply )  
 With Hawaii Revised Statutes )  
 and Commission's Regulations; )  
 Order to Show Cause Why )  
 Respondent's Operating )  
 Authority Should Not Be )  
 Suspended or Revoked. )  
 \_\_\_\_\_ )

DOCKET NO. 2006-0208

DECISION AND ORDER NO. 22923

Filed October 5, 2006  
At 12 o'clock P .M.

*Bruce K. Kane*  
for Chief Clerk of the Commission

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

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Docket No. 2006-0208  
Decision and Order No. 22923

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 22719, filed on August 8, 2006, in the matter of KOVE'S EQUIPMENT RENTAL LLC ("Respondent").

I.

History

Pursuant to Hawaii Revised Statutes ("HRS") §§ 271-25, 271-36, and Hawaii Administrative Rules ("HAR") §§ 6-62-42(a), 6-62-24(a), the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on September 27, 2006 to show cause why Respondent's certificate of public convenience and necessity number 2140-C should not be suspended or revoked for failure to file an annual financial report ("AFR") and pay an annual motor carrier gross revenue fee ("Fee") for the year 2005.

On September 27, 2006, Respondent filed its 2005 AFR, paid its Fee, and paid \$152.25 in penalties and interest that the commission assessed, pursuant to HRS § 271-27(i) and HAR §§ 6-62-24(b)(c) and 6-62-42(d).

II.

Findings and Conclusions

The commission finds that Respondent has fully complied, although belatedly, with the motor carrier laws, rules, and regulations, and concludes that Order No. 22719, filed on August 8, 2006, should be vacated.

III.


Orders

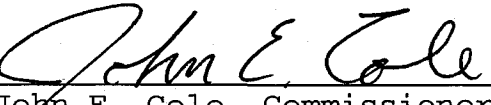
THE COMMISSION ORDERS:

1. Order No. 22719 is vacated.
2. This docket is closed unless otherwise ordered by the commission.

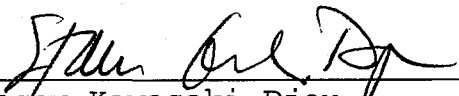
DONE at Honolulu, Hawaii OCT - 5 2006.

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

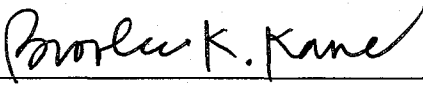
2006-0208.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22923 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

KOVE'S EQUIPMENT RENTAL LLC  
P. O. Box 700937  
Kapolei, HI 96709

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

DATED: OCT - 5 2006