

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of )  
SU-CHIN NAM, dba )  
HANA HOU TOURS )  
For Voluntary Surrender of )  
Certificate or Permit )  

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DOCKET NO. 2006-0233

DECISION AND ORDER NO. 23112

Filed Dec. 6, 2006  
At 12 o'clock P.M.

Karen Higashi  
Chief Clerk of the Commission

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

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

K. Higashi

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Docket No. 2006-0233  
Order No. 23112

ORDER

By this Order, the commission dismisses SU-CHIN NAM, dba HANA HOU TOURS' ("Petitioner") request to surrender certificate of public convenience and necessity number 5709-C ("Certificate No. 5709-C") as moot, and closes this docket.

I.

Request to Surrender Common Carrier Authority

On May 10, 2006, Petitioner filed a letter requesting commission approval to voluntarily surrender her authority under Certificate No. 5709-C. Under Certificate No. 5709-C, Petitioner is authorized to transport passengers by motor vehicle over irregular routes on the island of Hawaii, excluding Waipio Valley, in the 1-to-7 passenger classification, and the 8-to-25 passenger classification, limited to utilizing motor vehicles with a maximum manufacturer's seating capacity of 15 passengers.

On November 21, 2006, in Docket No. 2006-0233, the commission issued Decision and Order No. 23028, which revoked Certificate No. 5709-C for Petitioner's failure to file an annual financial report and pay an annual motor carrier gross revenue

fee for the years 2004 and 2005.<sup>1</sup> The revocation of Petitioner's operating authority renders moot Petitioner's request to voluntarily surrender Certificate No. 5709-C. We, thus, conclude that there is good cause to dismiss Petitioner's request.

II.

Orders

THE COMMISSION ORDERS:

Petitioner's request to surrender Certificate No. 5709-C, filed on May 10, 2006, is dismissed, and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii DEC - 6 2006.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By Carlito P. Caliboso  
Carlito P. Caliboso, Chairman

By John E. Cole  
John E. Cole, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou  
Stacey Kawasaki Djou  
Commission Counsel  
2006-0118.ah

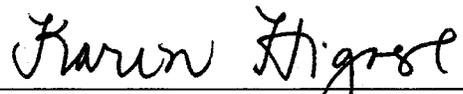
<sup>1</sup>In Docket No. 2006-0233, Petitioner was ordered to appear before the commission on September 27, 2006, to show cause why Certificate No. 5709-C should not be revoked for failure to file an annual financial report and pay an annual motor carrier gross revenue fee for the years 2004 and 2005. Petitioner failed to appear.

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23112 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI  
EXECUTIVE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
DIVISION OF CONSUMER ADVOCACY  
P. O. Box 541  
Honolulu, HI 96809

SU-CHIN NAM, dba HANA HOU TOURS  
471 Awela Street  
Hilo, HI 96720

  
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Karen Higashi

DATED: DEC - 6 2006