

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
ONIPA'A TRUCKING, LLC)
For Extension of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 2006-0368

DECISION AND ORDER NO. 23133

Filed Dec. 13, 2006
At 2 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

RECEIVED

2006 DEC 14 A 8:41

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

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
ONIPA'A TRUCKING, LLC)
For Extension of Motor Carrier)
Certificate.)
_____)

Docket No. 2006-0368
Decision and Order No. 23133

DECISION AND ORDER

By this Decision and Order, the commission authorizes ONIPA'A TRUCKING, LLC ("Applicant") to extend its authority under certificate of public convenience and necessity number 2201-C ("Certificate No. 2201-C") to include the general commodities and dump truck classifications on the island of Maui, subject to certain conditions, as described herein.

I.

Application to Extend Common Carrier Authority

Applicant is a common carrier of property by motor vehicle over irregular routes on the island of Oahu in the general commodities and dump truck classifications. On September 8, 2006, Applicant filed an application seeking commission approval to extend its authority under Certificate No. 2201-C to include the general commodities and dump truck classifications on the island of Maui. Applicant represents that if its authority is extended as requested, it can meet customer demand for general commodities and dump truck hauling on the island of Maui.

Applicant served copies of the application on the Hawaii Transportation Association, which consists of carriers that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Findings and Conclusions

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of property by motor vehicle over irregular routes on the islands of Oahu and Maui in the general commodities and dump truck classifications.

2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle

including, but not limited to: (a) filing a lawful tariff; and (b) providing a completed "Vehicle Inventory List" form which identifies which motor vehicles which will be stationed on the island of Oahu and which motor vehicles will be stationed on the island of Maui.

3. Applicant shall comply with the foregoing requirements within one hundred and twenty (120) days after service of this Decision and Order. Failure to comply within the time specified constitutes cause for this commission to vacate this Decision and Order.

4. Applicant shall not commence operations on the island of Maui until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii DEC 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

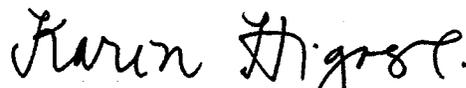
2006-0368.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23133 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

ONIPA'A TRUCKING, LLC
c/o EDWARD KALAHIKI HIAPO
P. O. box 681
Waimanalo, HI 96795



Karen Higashi

DATED: DEC 13 2006