

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
 )  
SAM FONG TRUCKING, LLC )  
 )  
For a Motor Carrier Certificate or )  
Permit. )  
\_\_\_\_\_ )

DOCKET NO. 2006-0160

ORDER NO. 23284

Filed March 1, 2007  
At 2 o'clock P.M.

Karen Higashi.  
Chief Clerk of the Commission

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

2007 MAR -5 A 9:08

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

Karen Higashi.

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OF THE STATE OF HAWAII

In the Matter of the Application of )  
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SAM FONG TRUCKING, LLC )  
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For a Motor Carrier Certificate or )  
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Docket No. 2006-0160

Order No. 23284

ORDER

By this Order, the commission orders that Decision and Order No. 22874 is vacated and this docket is closed.

I.

Application for Common Carrier Authority

On September 19, 2006, in Decision and Order No. 22874, the commission approved the application of SAM FONG TRUCKING, 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 island of Hawaii in the general commodities 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 vacate 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 September 19, 2006, which reiterated the commission's requirements and specified January 19, 2007, 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. 22874. The commission, thus, determines that Decision and Order No. 22874 should be vacated.

III.


Orders

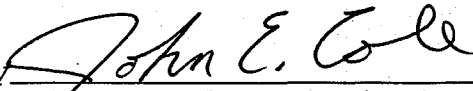
THE COMMISSION ORDERS:

Decision and Order No. 22874 is vacated and this docket is closed unless otherwise ordered by the commission.

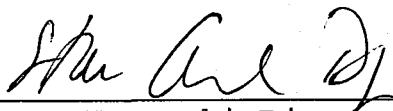
DONE at Honolulu, Hawaii MAR - 1 2007.

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

2006-0160.ah

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23284 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

SAM FONG TRUCKING LLC  
2249 Kaululaau Street  
Honolulu, HI 96813

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

DATED: MAR - 1 2007