

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

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

2007 MAR -6 A 8:4

RECEIVED

In the Matter of the Application of )  
 )  
KINGSMEN TRUCKING & EQUIPMENT )  
SERVICES LLC )  
 )  
For a Motor Carrier Certificate or )  
Permit. )  
\_\_\_\_\_ )

DOCKET NO. 2006-0123

ORDER NO. 23286

Filed March 5, 2007

At 2 o'clock P.M.

Karen Higashi  
Chief Clerk of the Commission

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

K. Higashi

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OF THE STATE OF HAWAII

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KINGSMEN TRUCKING & EQUIPMENT )  
SERVICES LLC )  
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For a Motor Carrier Certificate or )  
Permit. )  
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Docket No. 2006-0123

Order No. 23286

ORDER

By this Order, the commission orders that the application filed by KINGSMEN TRUCKING & EQUIPMENT SERVICES LLC ("Applicant") on May 11, 2006, is dismissed without prejudice and this docket is closed.

I.

Application for Common Carrier Authority

On May 11, 2006, Applicant filed an application requesting 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 Maui in the general commodities, specific commodities (water hauling), and dump truck classifications.

By a notice of dismissal dated October 6, 2006, we informed Applicant of our intent to dismiss the application without prejudice because of Applicant's failure to respond to the commission's requests for information. Applicant was further advised that any objection to the dismissal of its application

must be submitted in writing and filed not later than ten (10) days from the date of the notice, and that if an objection was not filed, the commission would issue an order dismissing the application.

On October 12, 2006, Applicant filed a timely objection to the dismissal of its application stating that there was a problem in obtaining a Tax Clearance Certificate ("TCC") and requested a ninety (90)-day extension of time to do so. On October 12, 2006 and October 19, 2006, Applicant submitted all the other documents requested by the commission.

## II.

### Findings and Conclusions

The requested ninety (90)-day extension of time has passed and Applicant has not submitted its TCC. We, thus, find that there is good cause to dismiss the application in this docket.

## III.


### Orders

THE COMMISSION ORDERS:

The application filed by Applicant on May 11, 2006, is dismissed without prejudice and this docket is closed unless otherwise ordered by the commission.

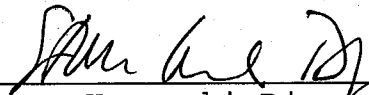
DONE at Honolulu, Hawaii MAR - 5 2007.

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

2006-0123.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23286 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

KINGSMEN TRUCKING & EQUIPMENT SERVICES LLC  
c/o ALICE CORREIA  
P. O. box 2083  
Kahului, HI 96732

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

DATED: MAR - 5 2007