

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
RAINBOW TOUR, LLC)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 2007-0141

ORDER NO. 23890

Filed Dec. 17, 2007
At 11 o'clock A .M.

Karen Higashi.
Chief Clerk of the Commission

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2007 DEC 18 A 0:58
DIV. OF REGULATORY AFFAIRS
DEPT. OF WATER & ENERGY
CORPORATE SERVICES

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
RAINBOW TOUR, LLC)
For a Motor Carrier Certificate or)
Permit.)
_____)

Docket No. 2007-0141
Order No. 23890

ORDER

By this Order, the commission vacates Decision and Order No. 23561 and closes this docket.

I.

Application for Common Carrier Authority

On July 25, 2007, in Decision and Order No. 23561, the commission approved the application of RAINBOW TOUR, LLC ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification. 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 July 25, 2007, which reiterated the commission's requirements and specified November 25, 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. 23561. The commission, thus, determines that Decision and Order No. 23561 should be vacated.

III.


Orders

THE COMMISSION ORDERS:


Decision and Order No. 23561 is vacated and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii DEC 17 2007.

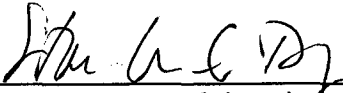
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

2007-0141.cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23890 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

RAINBOW TOUR, LLC
c/o SEIKOH NAKAJIMA
2240 Kuhio Avenue, #1802
Honolulu, HI 96815



Karen Higashi

DATED: DEC 17 2007