

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----
)
RAINBOW TOUR & TRANSPORTATION, INC.)
)
Notice of Failure to Comply)
With Hawaii Revised Statutes)
and Commission's Regulations;)
Order to Show Cause Why)
Respondent's Operating)
Authority Should Not Be)
Suspended or Revoked.)

DOCKET NO. 2007-0270

DECISION AND ORDER NO. 23900

Filed Dec. 18, 2007
At 1 o'clock P.M.

Karen Higrest.
Chief Clerk of the Commission

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HAWAIIAN ELECTRIC LIGHT & POWER COMPANY

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
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RAINBOW TOUR & TRANSPORTATION, INC.)
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Notice of Failure to Comply)
With Hawaii Revised Statutes)
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Order to Show Cause Why)
Respondent's Operating)
Authority Should Not Be)
Suspended or Revoked.)
_____)

Docket No. 2007-0270
Decision and Order No. 23900

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 23741, filed on October 18, 2007, in the matter of RAINBOW TOUR & TRANSPORTATION, INC. ("Respondent").

I.

History

By Order No. 23741, filed on October 18, 2007, the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 20, 2007, to show cause why Respondent's certificate of public convenience and necessity number 5683-C should not be suspended or revoked for failure to file an annual financial report ("AFR") and pay an annual motor carrier gross revenue fee ("Fee") for the year 2006, pursuant to Hawaii Revised Statutes ("HRS") §§ 271-25, 271-36, and Hawaii Administrative Rules ("HAR") §§ 6-62-42(a), 6-62-24(a).

On October 30, 2007, Respondent filed its 2006 AFR, paid its Fee, and on November 23, 2007, paid \$56.15 in penalties and interest that the commission assessed, pursuant to HRS § 271-27(i), and HAR §§ 6-62-24(b)(c) and 6-62-42(d).

II.

Findings and Conclusions

The commission finds that Respondent has fully complied, although belatedly, with the motor carrier laws, rules, and regulations, and concludes that Order No. 23741, filed on October 18, 2007, should be vacated.

III.

Orders

THE COMMISSION ORDERS:

1. Order No. 23741 is vacated.
2. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii DEC 18 2007.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By John E. Cole
John E. Cole, Commissioner

By Leslie H. Kondo
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Stacey Kawasaki Djou
Commission Counsel

2007-0270.laa

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23900 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 & TRANSPORTATION, INC.
P. O. Box 1702
Kamuela, HI 96743-8401

Karen Higashi

Karen Higashi

DATED: DEC 18 2007