

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
 )  
ROBELLO'S ENTERPRISE LLC )  
 )  
For Extension of Motor Carrier )  
Certificate. )  
\_\_\_\_\_ )

DOCKET NO. 2007-0326

DECISION AND ORDER

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

PUBLIC UTILITIES  
COMMISSION

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FILED

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                  ROBELLO'S ENTERPRISE LLC                    )  
  )  
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\_\_\_\_\_)

Docket No. 2007-0326

DECISION AND ORDER

By this Decision and Order, the commission authorizes ROBELLO'S ENTERPRISE LLC ("Applicant") to extend its authority under certificate of public convenience and necessity number 2182-C ("Certificate No. 2182-C") to include the general commodities classification on the island of Hawaii, 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. By application filed on October 1, 2007, and amended on May 21, 2008, Applicant seeks commission approval to extend its authority under Certificate No. 2182-C to include the general commodities classification on the island of Hawaii.

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, the commission finds 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. The commission also finds that the proposed service is required by the present and future public convenience and necessity. Accordingly, the commission concludes 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 (1) on the island of Oahu in the general commodities and dump truck classifications, and (2) on the island of Hawaii in the general commodities classification.

2. Within one hundred and twenty (120) days after service of this Decision and Order, Applicant shall:

- a. Complete and submit the enclosed insurance forms: (a) Motor Carrier Cargo Certificate of Insurance (MCB-8), and (b) Motor Carrier Cargo Insurance Endorsement (MCB-9). The forms should include the policy number and be completed and signed by Applicant's insurance agent or company; or they will be rejected.<sup>1</sup>
- b. File a Western Motor Tariff Bureau, Inc. ("WMTB") tariff scope sheet that reflects Applicant's new authority in the general commodities classification on the island of Hawaii.<sup>2</sup>
- c. Complete and submit the enclosed "Vehicle Inventory List" form. Applicant shall list all vehicles, including trailers, that it intends to use in the proposed operation. Applicant shall indicate on which island its motor vehicles will be stationed. Applicant must have at least one motor vehicle permanently stationed on each of the islands in which it was granted authority to operate, i.e., Oahu and Hawaii. The vehicles utilized must be registered under the name of the limited liability company. If Applicant chooses to lease any vehicle, it is required to complete and submit a "Motor Vehicle Equipment Lease" form. The form is available on the commission's website at [www.hawaii.gov/budget/puc](http://www.hawaii.gov/budget/puc).
- d. Submit a copy of the current Certificate of Registration or ownership document for all vehicles listed on the Vehicle Inventory List.
- e. Provide the address of Applicant's physical facilities/base yard for the island of Hawaii.

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<sup>1</sup>An explanation of the cargo insurance coverage requirements is attached to this Decision and Order.

<sup>2</sup>WMTB may be contacted at 836-5874, or toll free at (866) 585-5874, for more information.

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 may constitute cause for this commission to vacate this Decision and Order.

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

DONE at Honolulu, Hawaii JUN - 6 2008.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By Carlito P. Caliboso  
Carlito P. Caliboso, Chairman

By John E. Cole  
John E. Cole, Commissioner

APPROVED AS TO FORM:

By Leslie H. Kondo  
Leslie H. Kondo, Commissioner

Stacey Kawasaki Djou  
Stacey Kawasaki Djou  
Commission Counsel

2007-0326.cp

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

CATHERINE P. AWAKUNI  
EXECUTIVE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
DIVISION OF CONSUMER ADVOCACY  
P. O. Box 541  
Honolulu, HI 96809

ROBELLO'S ENTERPRISE LLC  
c/o PAUL S. ROBELLO  
P. O. Box 860546  
Wahiawa, HI 96786