BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
AZUSA-4-U, LLC ) DOCKET NO. 2008-0146
)
For a Motor Carrier Certificate or )
Permit. )

DECISION AND ORDER
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
) Docket No. 2008-0146
AZUSA-4-U, LLC )
)
For a Motor Carrier Certificate or )
Permit. )

DECISION AND ORDER

By this Decision and Order, the commission grants AZUSA-4-U, LLC ("Applicant") a certificate of public convenience and necessity ("Certificate") to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Hawaii, excluding Waipio Valley, in the 1-to-7 passenger classification, subject to certain conditions, as described herein.

I. Application for Common Carrier Authority

On July 23, 2008, Applicant filed an application requesting a Certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Hawaii, excluding Waipio Valley, in the 1-to-7 passenger classification. The application was filed pursuant to Hawaii Revised Statutes ("HRS") § 271-12.

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 HRS 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 operating
authority, as set forth in the application, should be granted.

III.
Orders
THE COMMISSION ORDERS:
1. Applicant is granted a Certificate to operate as a
common carrier of passengers by motor vehicle over irregular
routes on the island of Hawaii, excluding Waipio Valley, in the
1-to-7 passenger 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) Uniform Motor Carrier Bodily Injury and Property Damage Certificate of Insurance (WC-3539), and (b) Uniform Motor Carrier Bodily Injury and Property Damage Liability Endorsement (WC-3538). The forms should include the policy number and be completed and signed by Applicant’s insurance agent or company; or they will be rejected.¹

b. File a tariff in accordance with Hawaii Administrative Rules, Chapter 6-63.

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 under this Decision and Order until it has received written confirmation from the commission that all requirements have been met.

¹An explanation of the liability insurance coverage requirements is attached to this Decision and Order.
DONE at Honolulu, Hawaii SEP 29 2008

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

2008-0146.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:

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

AZUSA-4-U, LLC  
c/o AZUSA AKIYAMA  
77-6581 Seaview Circle, 3A  
Kailua-Kona, HI 96740