BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)

KIKUO KUBOTA

For a Motor Carrier Certificate or Permit.

DOCKET NO. 2007-0155

ORDER NO. 24004

Filed ________________, 2008
At ______ o'clock ______ .M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
KIKUO KUBOTA  ) Docket No. 2007-0155
)
For a Motor Carrier Certificate or)
Permit.
)
)

ORDER

By this Order, the commission vacates Decision and
Order No. 23638 and closes this docket.

I.

Application for Common Carrier Authority

On September 7, 2007, in Decision and Order No. 23638, the commission approved the application of KIKUO KUBOTA ("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 8-to-25 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 September 7, 2007, which reiterated the commission's requirements and specified January 7, 2008, 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. 23638. The commission, thus, determines that Decision and Order No. 23638 should be vacated.

III. Order

THE COMMISSION ORDERS:

Decision and Order No. 23638 is vacated and this docket is closed unless otherwise ordered by the commission.
DONE at Honolulu, Hawaii FEB - 1 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

2007-0155.1aa
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 24004 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

KUKUO KUBOTA
2464 Prince Edward Street, #301
Honolulu, Hawaii 96815

DATED: FEB - 1 2008