

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

----- In the Matter of ----- )  
 )  
ALTON DALE KAONO, dba )  
AL TONS TRUCKING )  
 )  
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. 2007-0247

DECISION AND ORDER NO. 24053

Filed Feb. 21, 2008

At 1 o'clock P.M.

*Karen Higost*

Chief Clerk of the Commission

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2008 FEB 22 A 8:26

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

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Docket No. 2007-0247  
Decision and Order No. 24053

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 23734, filed on October 17, 2007, in the matter of ALTON DALE KAONO, dba AL TONS TRUCKING ("Respondent").

I.

History

By Order No. 23734, filed on October 17, 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 5194-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 November 19, 2007, Respondent filed his 2006 AFR, paid his Fee, and on February 7, 2008 paid \$56.29 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. 23734, filed on October 17, 2007, should be vacated.

## III.


### Orders

#### THE COMMISSION ORDERS:


1. Order No. 23734 is vacated.
2. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii FEB 21 2008.

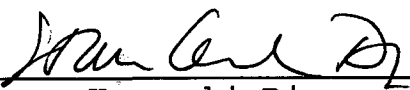
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
John E. Cole, Commissioner

By   
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

  
Stacey Kawasaki Djou  
Commission Counsel

2007-0247.laa

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 24053 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

ALTON DALE KAONO, dba  
AL TONS TRUCKING  
P. O. Box 437207  
Kamuela, HI 96743

*Karen Higashi*  
\_\_\_\_\_  
Karen Higashi

DATED: FEB 21 2008