BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of

WAINANI FARMS CORPORATION

To Place Operating Authority on
Inactive Status.

DOCKET NO. 2007-0077

ORDER NO. 24072

Filed March 5, 2008
At 2:30 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)

WAINANI FARMS CORPORATION

To Place Operating Authority on)
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Docket No. 2007-0077

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ORDER

By this Order, the commission places certificate of public convenience and necessity no. 5219-C ("Certificate No. 5219-C"), held by WAINANI FARMS CORPORATION ("Petitioner"), on inactive status for an additional twelve (12)-month period, from April 13, 2008 to April 12, 2009.

I.

Request to Extend Inactive Status

On February 15, 2008, Petitioner filed a letter requesting that the inactive status of its Certificate No. 5219-C be extended for an additional year. By Order No. 23368, filed on April 13, 2007, Certificate No. 5219-C was placed on inactive status until April 12, 2008.

The commission notes that pursuant to Hawaii Revised Statutes § 271-19(b), the commission may grant inactive status for a cumulative period not to exceed two (2) years over the life of the certificate. We find that there is good cause to grant
Petitioner’s request for an extension of its inactive status for an additional year. We conclude that Petitioner’s request should be granted.

II.

Orders

THE COMMISSION ORDERS:

1. Petitioner’s Certificate No. 5219-C is placed on inactive status for an additional twelve (12)-month period, from April 13, 2008 to April 12, 2009.

2. Pursuant to HRS § 271-19(b), if Certificate No. 5219-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. The request to reactivate Certificate No. 5219-C, along with the filing of all documents necessary for reactivation must be completed prior to the expiration of the inactivity period, or Certificate No. 5219-C shall be revoked.

3. Petitioner shall not transfer its inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.
DONE at Honolulu, Hawaii  MAR - 5 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

2007-0077:sa
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 24072 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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

WAINANI FARM CORPORATION
c/o CHRISTIAN SIEBER
193 Kinoole Street
Hilo, HI 96720

DATED: MAR - 5 2008

Karen Higashi
Karen Higashi