

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
ROBERT TRANSFIGURATION MACADAMIA)
 dba RTM HANDI-VAN)
)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 2008-0124

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

2009 APR -6 A 11: 26

RECEIVED

ORDER VACATING DECISION AND ORDER FILED ON SEPTEMBER 29, 2008

~~RECEIVED~~

~~2009 APR -6 A 8: 50~~

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

PUBLIC UTILITIES
COMMISSION

2009 APR -3 A 9: 51

FILED

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of))
ROBERT TRANSFIGURATION MACADAMIA) Docket No. 2008-0124
dba RTM HANDI-VAN))
For a Motor Carrier Certificate or))
Permit.))
_____))

ORDER VACATING DECISION AND ORDER FILED ON SEPTEMBER 29, 2008

By this Order, the commission vacates the Decision and Order filed on September 29, 2008, and closes this docket.

I.

Application for Common Carrier Authority

By the Decision and Order filed on September 29, 2008, the commission approved the application of ROBERT TRANSFIGURATION MACADAMIA, dba RTM HANDI-VAN ("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 1-to-7 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.

On November 6, 2008, Applicant filed a request for a thirty (30)-day extension to comply. The request was approved on December 5, 2008, which allowed Applicant until March 1, 2009 to comply.

II.

Findings and Conclusions

The extended due date has passed, and Applicant has not complied with the requirements set forth in the Decision and Order filed on September 29, 2008. The commission, thus, determines that the Decision and Order filed on September 29, 2008, should be vacated.

III.

Order

THE COMMISSION ORDERS:


The Decision and Order filed on September 29, 2008, is vacated and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii APR - 3 2009

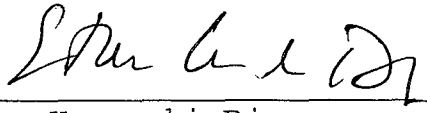
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

2008-0124.ps

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

ROBERT TRANSFIGURATION MACADAMIA, DBA
RTM HANDI-VAN
94-415 Kahuanani Street
Waipahu, HI 96797