

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of))	
FLUID DISTRO, LTD.)	Docket No. 2009-0182
)	
For Extension of Motor Carrier)	
Certificate.)	
_____)	

DECISION AND ORDER

By this Decision and Order, the commission authorizes FLUID DISTRO, LTD. ("Applicant") to extend its authority under certificate of public convenience and necessity number 3579-C ("Certificate No. 3579-C") to include the 8-to-25 passenger classification on the island of Oahu, subject to certain conditions, as described herein.

I.

Application to Extend Common Carrier Authority

Applicant is a common carrier of passengers by motor vehicle over irregular routes on the island of Kauai in the 8-to-25 passenger classification. On August 13, 2009, Applicant filed an application seeking commission approval to extend its authority under Certificate No. 3579-C to include the 8-to-25 passenger classification on the island of Oahu.

Applicant served copies of the application on the Hawaii Transportation Association and the Hawaii State Certified Common Carriers Association, Inc., which consist 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 Hawaii Revised Statutes 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 an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of passengers by motor vehicle over irregular routes on the islands of Oahu and Kauai in the 8-to-25 passenger classification.

2. Within one hundred and twenty (120) days after service of this Decision and Order, Applicant shall:

a. File a tariff that reflects its new authority in the 8-to-25 passenger classification on the island of Oahu.

b. Provide the address of its physical facilities for the island of Oahu.

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 on the island of Oahu until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii OCT - 6 2009.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By John E. Cole
John E. Cole, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Stacey Kawasaki Djou
Commission Counsel

Leslie H. Kondo
By Leslie H. Kondo
Leslie H. Kondo, Commissioner

2009-0182.laa

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

DOUG SATERFIELD, PRESIDENT
FLUID DISTRO, LTD.
2257 Garnet Avenue
San Diego, CA 92109