

applicable when equipment leaves carrier's premises and ends when equipment is returned to carrier's premises.

J.C. Trucking's transmittal, Items No. 7 and No. 8; see also J.C. Trucking's informational letter, dated November 3, 2009, filed on November 5, 2009.

On November 25, 2009, the commission: (1) suspended the sections of J.C. Trucking's transmittal which proposed to establish the respective surcharges; (2) allowed the other proposed tariff changes set forth in the transmittal to take effect, effective from November 28, 2009; and (3) instructed J.C. Trucking to file with the commission, by December 17, 2009, "information and data that establish why J.C. Trucking's proposed tariff changes to implement the respective surcharges are just and reasonable."¹ On December 15, 2009, J.C. Trucking submitted its supporting letter, and in response to the commission's request for further information, J.C. Trucking, on December 18, 2009, submitted its supplemental letter of support.

II.

Initial Surcharges

J.C. Trucking, in support of its proposal to establish as part of its initial ground transport rates for its newly expanded operating authority, certain surcharges for the islands of Maui and Kauai, respectively, asserts:

1. "The areas in question on both islands are where the road conditions are of a steep and winding grade. The cost

¹Order Suspending in Part J.C. Trucking LLC's Transmittal, filed on November 25, 2009, at 1-2.

of traveling on those sections of highway [is] extremely higher in fuel and wear and tear on equipment, and requires a very experienced driver."² Similar surcharges are also implemented on the island of Oahu for the heights areas.

2. The denial of the surcharges will not allow J.C. Trucking to recover "full compensation" in the "heights areas" of the islands of Maui and Kauai.

3. J.C. Trucking's proposed surcharges are adopted from the Western Motor Tariff Bureau, Inc.'s ("WMTB") tariffs, and have been in effect in excess of fifteen years under WMTB.

Based on J.C. Trucking's representations, the commission approves the respective surcharges proposed by J.C. Trucking.

III.

Orders

THE COMMISSION ORDERS:

1. The sections of J.C. Trucking's transmittal, filed on October 28, 2009, which propose to establish as part of its initial ground transport rates for its newly expanded operating authority, certain surcharges for the islands of Maui and Kauai, respectively, are approved, effective from the date of this Order.

2. J.C. Trucking shall promptly file with the commission, with copies served upon the Consumer Advocate, its

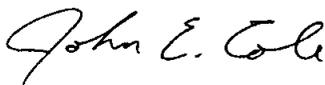
²J.C. Trucking's letter, dated December 17, 2009, filed on December 18, 2009, at 1.

revised tariff sheets with the applicable issued and effective dates.

DONE at Honolulu, Hawaii DEC 29 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:


Michael Azama
Commission Counsel

J.C. Trucking LLC's Transmittal.cp

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

DEAN NISHINA
EXECUTIVE DIRECTOR
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DIVISION OF CONSUMER ADVOCACY
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