BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of

McINERNY TRANSPORTATION COMPANY, INC.

DOCKET NO. 02-0286

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.

ORDER NO. 19597

Filed Sept. 30, 2002
At 8:00 o'clock A.M.

Chief Clerk of the Commission

ATTEST: A True Copy
CATHERINE SAKATO
Clerk
Public Utilities Commission
State of Hawaii
BEFORE THE PUBLIC UTILITIES COMMISSION
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NOTICE OF VIOLATION, ORDER TO SHOW CAUSE, AND NOTICE OF HEARING

McINERNY TRANSPORTATION COMPANY, INC. (Respondent), is
the holder of a motor carrier certificate, issued pursuant to
Hawaii Revised Statutes (HRS) § 271-12. Under certificate of
public convenience and necessity (CPCN) No. 1454-C, Respondent is
authorized to transport passengers by motor vehicle on the island
of Oahu.

As the holder of a CPCN, Respondent is required to file
an annual financial report (AFR), pursuant to HRS § 271-25.
Respondent has failed to file an AFR for 2001.

HRS § 271-19 authorizes the commission, after notice
and hearing, to suspend or revoke any CPCN, in part or in whole,
if the holder is found to be in violation of any of the
provisions of HRS chapter 271. Accordingly, the commission may
suspend or revoke Respondent’s CPCN for failure to comply with
the legal requirements set forth above, unless Respondent is able
to show why such suspension or revocation should not occur.
THE COMMISSION ORDERS:

1. Respondent shall appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on October 29, 2002 to show cause why Respondent’s CPCN should not be suspended or revoked for failure to comply with the legal requirements set forth in this order.

2. Respondent may be represented by counsel. If Respondent does not retain counsel, Respondent may be represented at the hearing as follows: (a) an individual may appear on his or her own behalf; (b) a partner may represent a partnership; and (c) an officer or authorized employee of a corporation, trust, or association may represent the corporation, trust, or association.

3. If Respondent fails to appear at the scheduled hearing, Respondent’s CPCN shall be revoked.
DONE at Honolulu, Hawaii this 30th day of September, 2002.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By
Wayne H. Kimura, Chairman

By
Janet E. Kawelo, Commissioner

By (RECUSED)
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

Catherine P. Awakuni
Commission Counsel

02-0286.sl
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 19597 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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

McINERNY TRANSPORTATION COMPANY, INC.
1357 15th Avenue
Honolulu, HI 96816
(CM #7001 1940 0007 4476 8413)

DATED: September 30, 2002

Catherine Sakato