BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Application of)

SOLTUR, INC.

DOCKET NO. 00-0063

To Extend Certificate No. 1018-C to also Include the 8-to-25 Passenger Classification Over Irregular Routes on the Island of Maui.

<u>ORDER NO. 19675</u>



Filed Sept. 26, 2002 At 8:00 o'clock A.M.

Koren Higos Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Comprission, State of Hawaii.

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In the Matter of the Application of)

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To Extend Certificate No. 1018-C to also Include the 8-to-25 Passenger Classification Over Irregular Routes on the Island of Maui. Docket No. 00-0063 Order No. 19675

ORDER

By Decision and Order No. 18593, filed on June 14, 2001, we approved the application of SOLTUR, INC. (Applicant) for an extension of its authority under certificate of public and and necessity number 1018-C to convenience include the 8-to-25 passenger classification on the island of Maui. 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 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 void 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. Additionally, we sent a letter to Applicant, dated June 14, 2001, which reiterated the commission's requirements and specified October 14, 2001, as the deadline for compliance.

On October 22, 2001, Applicant filed a request for either of two requested actions: (a) that the deadline for activating its Maui operations be extended for six months; or alternatively (b) that Applicant's Maui operating authority be placed on an indefinite inactive status, provided that Applicant be able to activate its operating authority on Maui with 60 days notice to the Commission of its intent to activate its certificate. On October 23, 2001, the commission approved Applicant's request for a six-month extension to comply. By letter dated October 24, 2001, the commission notified Applicant that its request for an extension of six months duration had been approved and that Applicant had until April 14, 2002 to comply.

The extended due date has passed, and Applicant has not complied with the requirements set forth under Decision and Order No. 18593. The commission, thus, determines that Decision and Order No. 18593 should be voided.

THE COMMISSION ORDERS that Decision and Order No. 18593 is voided and this docket is closed.

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DONE at Honolulu, Hawaii this 26th day of September,

2002.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Horma

Nayne H. Kimura, Chairman

By

Janer E. Kawelo, Commissioner

By (RECUSED) Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

Benedyne S. (Stone

Commission Counsel

00-0063.eh

I hereby certify that I have this date served a copy of the foregoing <u>Order No. 19675</u> 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

SOLTUR, INC. 1833 Kalakaua Avenue, Suite 1004 Honolulu, HI 96815

WILLIAM W. MILKS, ESQ. Pacific Tower, Suite 977 1001 Bishop Street Honolulu, HI 96813

Catherine Sakato

DATED: September 26, 2002