BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

D. OTANI PRODUCE, INC.

For a Motor Carrier Certificate.

DOCKET NO. 01-0379

<u>ORDER NO. 19678</u>

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

Chief Clerk of the commission

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

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Docket No. 01-0379

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ORDER

I.

By Decision and Order No. 19331, filed on May 3, 2002, D. OTANI PRODUCE, INC. (Applicant) was granted a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the islands of Oahu and Maui in the general commodities classification.

By a letter filed on September 18, 2002, Applicant now requests to surrender its general commodities authority on the island of Maui, as it has sold its Maui operations. Accordingly, we find good cause to grant Applicant's request and amend Decision and Order No. 19331 to reflect such surrender of authority.

II.

THE COMMISSION ORDERS:

1. Applicant's request to surrender its authority in the general commodities classification on the island of Maui is granted.

2. Decision and Order No. 19331 is amended consistent with the terms of this order. Specifically, ordering paragraph 1 in Decision and Order No. 19331 is amended as follows:

"Applicant is granted a certificate to operate as a common carrier of property by motor vehicle over irregular routes on the island of Oahu in the general commodities classification."

In all other respects, Decision and Order No. 19331 remains unchanged.

DONE at Honolulu, Hawaii this 26th day of September, 2002.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Wayne H. Kimura. Chairman

Janet E. Kawelo, Commissioner

By (RECUSED)
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

Benedyne 5.) Stone Commission Counsel

01-0379.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 19678 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

D. OTANI PRODUCE, INC. 320-D Waiakamilo Road Honolulu, HI 96817

PETER STONE, ESQ. TAKUSHI, FUNAKI, WONG & STONE 733 Bishop Street, #1400 Honolulu, HI 96813

Aterine Orkaro

Catherine Sakato

DATED: September 26, 2002