BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
)
ALBERT LANOZA, dba
BLACKIE’S TRUCKING
)
)
To Place Operating Authority on)
Inactive Status.
)

DOCKET NO. 02-0348

ORDER NO. 19744

Filed Oct. 29, 2002
At 8:00 o’clock A.M.

Karen Higash
Chief Clerk of the Commission

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

A. Higash.
In the Matter of the Request of

ALBERT LANOZA, dba BLACKIE'S TRUCKING

To Place Operating Authority on
Inactive Status.

ORDER

I.

By letter filed on September 19, 2002, ALBERT LANOZA, dba BLACKIE'S TRUCKING (Petitioner), requests that certificate of public convenience and necessity no. 2021-C (Certificate No. 2021-C) be placed on inactive status. Certificate No. 2021-C authorizes Petitioner to transport property by motor vehicle over irregular routes on the island of Oahu in the general commodities and dump truck classifications.

By Order No. 13117, filed on February 3, 1994, in Docket No. 94-0025, Petitioner's authority to transport general commodities under Certificate No. 2021-C was placed on inactive status for a period of one year.¹

¹Petitioner failed to reactivate his general commodities authority prior to the expiration of the period of inactivity, and the authority was revoked by Order No. 15252, filed on December 18, 1996, in Docket No. 94-0025. By Order No. 16455, filed on August 6, 1998, in Docket No. 94-0025, the commission rescinded Order No. 15252. Petitioner is presently on active status.
Pursuant to Hawaii Revised Statutes (HRS) § 271-19, the commission may place a certificate on inactive status upon written request by a motor carrier, and for good cause shown. The inactive period, however, may not exceed 12 months. In addition, HRS § 271-19 provides that inactive status may only be granted for a cumulative period not to exceed two years over the life of the certificate.

The commission finds that there is good cause to grant Petitioner's request for inactive status for an additional year. We conclude that Petitioner's request should be granted.

II.

THE COMMISSION ORDERS:

1. Petitioner's Certificate No. 2021-C is placed on inactive status for one year, effective from the date of this order.

2. If Certificate No. 2021-C is not reactivated prior to the expiration of the period of inactivity, i.e., within one year from the date of this order, it shall be declared abandoned and revoked. Petitioner may reactivate the certificate at any time prior to the expiration of the inactive period by filing a request to reactivate with the commission, and fulfilling the requirements for motor carriers including, but not limited to, filing of appropriate insurance documents and publication of a lawful tariff.

3. Petitioner shall not transfer his inactive certificate unless Petitioner can first establish good cause to the
commission for the transfer, and the commission has approved the request to transfer.

DONE at Honolulu, Hawaii this 29th day of October, 2002.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By__________________________
Wayne H. Kimura, Chairman

By__________________________
Janet E. Kawelo, Commissioner

By__________________________
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

Benedyne S. Stone
Commission Counsel
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 19744 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

ALBERT LANOZA, dba
BLACKIE'S TRUCKING
P. O. Box 267
Waimanalo, HI    96795

DATED: October 29, 2002

Catherine Sakato