BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of)		
K. GOMES, INC., dba K & C TRUCKING)	DOCKET NO	0. 02-0251
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.)		

DECISION AND ORDER NO. 19745

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

Chief Clerk of the Commission

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

2002 OCT 30 P-3:57

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In the Matter of)
K. GOMES, INC., dba K & C TRUCKING) Docket No. 02-0251
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.	Decision and Order No.19745)))))
	,

DECISION AND ORDER

By Order No. 19562, filed on September 30, 2002, the commission ordered K. GOMES, INC., dba K & C TRUCKING (Respondent) to 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 certificate of public convenience and necessity number 5161-C should not be suspended or revoked for failure to file an annual financial report (AFR), pursuant to HRS § 271-25, and pay an annual motor carrier gross revenue fee (Fee), pursuant to HRS § 271-36.

On October 15, 2002, Respondent filed its 2001 AFR and paid its Fee, and on October 23, 2002, paid penalties assessed pursuant to HRS § 271-27(i) and Hawaii Administrative Rules § 6-62-42.

Based on the above, the commission finds that Respondent has fully complied, although belatedly, with the motor

carrier laws, rules, and regulations, and concludes that Order No. 19562 should be vacated.

THE COMMISSION ORDERS that Order No. 19562 is vacated and this docket is closed.

DONE at Honolulu, Hawaii this 30th day of October, 2002.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Mayne H. Kimura, Chairman

By Mula Lawdo Janet E. Kawelo, Commissioner

By (RECUSED)
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

Catherine P. Awakuni Commission Counsel

02-0251.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing <u>Decision and Order No. 19745</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

K. GOMES, INC., dba K & C TRUCKING 75-5708 HIENALOLI ROAD KAILUA-KONA, HI 96740

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Catherine Sakato

DATED: October 30, 2002