BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

-------- In the Matter of --------)
)
SUNG YOU HONG ) DOCKET NO. 02-0295
)
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. 19890

Filed Dec. 17, 2002
At 8:00 o'clock A.M.

Karen Higashiguchi
Chief Clerk of the Commission

ATTEST: A True Copy
LEATRICE G. ASAHI
Clerk, Public Utilities
Commission, State of Hawaii.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

-------- In the Matter of --------)

SUNG YOU HONG

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.

Docket No. 02-0295

Decision and Order No. 19890

DECISION AND ORDER

By Order No. 19606, filed on September 30, 2002, the
commission ordered SUNG YOU HONG (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 (CPCN)
number 1091-C should not be suspended or revoked for failure to
file an annual financial report, pursuant to Hawaii Revised
Statutes (HRS) § 271-25, and pay an annual motor carrier gross
revenue fee, pursuant to HRS § 271-36.¹ The commission notified
Respondent that its CPCN would be revoked if it failed to appear
at the scheduled hearing.

¹The commission notified Respondent of the October 29, 2002
hearing by serving Order No. 19606 upon Respondent by certified
mail, return receipt requested, at Respondent's last known
address, or to Respondent's attorney. Pursuant to Hawaii
Administrative Rules (HAR) § 6-61-21, service is deemed complete
upon proper stamping, addressing, and mailing the order to
Respondent's last known address, or to Respondent's attorney.
Additionally, pursuant to HRS § 91-9.5, the commission provided
Respondent with notice of the hearing via statewide publication
in newspapers of general circulation on October 7 and October 14,
2002.
On October 29, 2002, Respondent failed to appear before the commission's hearings officer. As a result, the hearings officer recommended that: (1) Respondent be found in default for failure to appear at the hearing, and (2) Respondent's CPCN be revoked.

Based on the above, the commission finds that Respondent has not complied with Order No. 19606, the applicable laws, rules, and regulations, and concludes that Respondent's CPCN should be revoked.

THE COMMISSION ORDERS that CPCN No. 1091-C is revoked.

DONE at Honolulu, Hawaii this 17th day of December, 2002.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Wayne H. Kimura, Chairman

By Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

By (RECUSED)

Gregg J. Kinkley, Commissioner

Catherine P. Awakuni
Commission Counsel

OSCO2-0295D&O.SL
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 19890 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

SUNG YOU HONG
1815 Hoowae Street
Pearl City, HI 96782
(CM #7002 1000 0004 5725 8355)

DATED: December 17, 2002