BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
MAMALA BAY TOURS, INC. ) DOCKET NO. 03-0016
) To Place Operating Authority on)
) Inactive Status. )

ORDER NO. 20004

Filed Jan. 31, 2003
At 8:00 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
MAMALA BAY TOURS, INC. ) Docket No. 03-0016
) Order No. 20004
To Place Operating Authority on)
Inactive Status. )

ORDER

I.

By letter filed on January 22, 2003, MAMALA BAY TOURS, INC. (Petitioner) requests that Permit No. 709-P be placed on inactive status. Permit No. 709-P authorizes Petitioner to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger classification, pursuant to its contract with EMW Enterprises/Prosperity Plus.

Under Hawaii Revised Statutes (HRS) § 271-19, the commission may place a permit 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 permit.

The commission finds that there is good cause to grant Petitioner's request. If Petitioner so desires it may file, prior to the expiration of the inactive period granted by this order, a
request to extend its inactive status for up to one additional year.

II.

THE COMMISSION ORDERS:

1. Petitioner's Permit No. 709-P is placed on inactive status for one year, effective from the date of this order.

2. If Permit No. 709-P 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 permit 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 motor vehicle information.

3. Petitioner shall not transfer its inactive permit 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 31st day of January, 2003.

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. 20004 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

MAMALA BAY TOURS, INC.
2333 Kapiolani Boulevard, Suite 2
Honolulu, HI  96826

DATED:  January 31, 2003

Karen Higashi