

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

ROBERT'S TOURS & )  
TRANSPORTATION, INC., )  
a corporation, )  
 )  
Complainant, )  
 )  
vs. )  
 )  
E NOA CORPORATION, )  
a corporation, )  
 )  
Respondent. )  
\_\_\_\_\_ )

DOCKET NO. 98-0380

BIV. OF CONSUMER ADVOCACY  
DEPT. OF COMMERCE AND  
CONSUMER AFFAIRS  
STATE OF HAWAII

2003 FEB 13 A 8:57

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ORDER NO. 20020

Filed Feb. 12, 2003  
At 10:30 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.

K. Higashi



opposition to Movant's motion for reconsideration and a request for leave to reply to such motion, pursuant to HAR §§ 6-61-41 and -140.

## II.

The standard for granting a motion for reconsideration is established in HAR § 6-61-137, which provides that the movant must set forth specific grounds on which the movant considers the decision or order to be unreasonable, unlawful, or erroneous. We apply this standard to Movant's motion for reconsideration.

In seeking reconsideration, Movant states that: (1) it disagrees with the commission's determination in D&O No. 19913 of E Noa's motor carrier authority; (2) the commission has not been proactive in enforcing E Noa's alleged violations as put forth by Movant; and (3) the commission erred in dismissing Movant's complaints against E Noa.

Upon careful consideration, the commission finds nothing in Movant's motion that merits reconsideration or reversal of D&O No. 19913. Movant has not met its burden of showing that the commission's decision is unreasonable, unlawful, or erroneous. Rather, Movant has presented the commission with a motion for reconsideration that is either a repeat of old arguments, or an attempt to introduce new issues into this matter. We, thus, conclude that the motion for reconsideration should be denied.

III.

THE COMMISSION ORDERS:

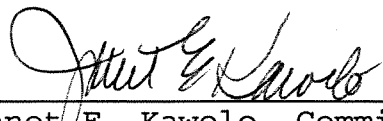
1. Movant's motion for reconsideration of D&O No. 19913, filed on December 30, 2002, is denied.

2. E Noa's request for leave to reply to Movant's motion for reconsideration of D&O No. 19913 is granted.

DONE at Honolulu, Hawaii this 12th day of February, 2003.

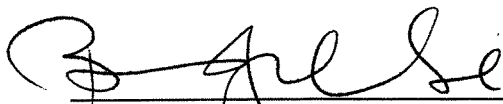
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Wayne H. Kimura, Chairman

By   
Janet E. Kawelo, Commissioner

By (RECUSED)  
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

  
Benedyne S. Stone  
Commission Counsel

98-0380.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20020 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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DIVISION OF CONSUMER ADVOCACY  
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\_\_\_\_\_  
Karen Higashi

DATED: February 12, 2003