## BEFORE THE PUBLIC UTILITIES COMMISSION

# OF THE STATE OF HAWAII

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In the Matter of the Application of)

ON-SITE VACUUM SERVICE, INC.

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For a Motor Carrier Certificate or ) Permit.

DOCKET NO. 02-0199

<u>ORDER NO. 20060</u>

MAR  $\square$ O E VE Filed March 6, 2003 <del>с</del> At 8:00 o'clock A υ .м. ÷  $\bigcirc$  $\infty$ Chief Clerk of the Commission

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

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In the Matter of the Application of) ON-SITE VACUUM SERVICE, INC. ) For a Motor Carrier Certificate or ) Permit.

Docket No. 02-0199 Order No. 20060

#### ORDER

By Decision and Order No. 19723, filed on October 24, 2002, we approved the application of ON-SITE VACUUM SERVICE, INC. (Applicant) for a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the island of Oahu in the dump truck classification. We also: (1) ordered Applicant, as a condition to our approval of the application, to comply with all commission requirements for common carriers, including submitting certain documents within 120 days of the issuance of the decision and order; and (2) notified Applicant that failure to timely comply with the commission's requirements would constitute cause for the commission to void the decision and order. We served Applicant with a copy of the decision and order by mail, postage prepaid, on the same day that the decision and order was issued, in accordance with Hawaii Administrative Rules §§ -6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated October 24, 2002, which reiterated the commission's requirements and specified February 24, 2003, as the deadline for compliance.

The 120-day time period has passed, and Applicant has not complied with the requirements set forth under Decision and Order No. 19723. The commission, thus, determines that Decision and Order No. 19723 should be voided.

THE COMMISSION ORDERS that Decision and Order No. 19723 is voided and this docket is closed.

DONE at Honolulu, Hawaii this 6th day of March, 2003.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

H. Kimura, Chairman

By Mutethodo

Janet E. Kawelo, Commissioner

By (RECUSED) Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

Benedyne S Stone Commission Counsel

02-0199.cs

I hereby certify that I have this date served a copy of the foregoing <u>Order No. 20060</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

ROSS AUWAE, PRESIDENT ON-SITE VACUUM SERVICE, INC. P. O. Box 35 Waianae, HI 96792

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DATED: March 6, 2003