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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
M & S TRUCKING, INC.)
To Place Operating Authority on)
Inactive Status.)
_____)

DOCKET NO. 03-0149

ORDER NO. 20262

Filed June 25, 2003
At 8:00 o'clock A .M.

Karen Higashi
Chief Clerk of the Commission

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DIV OF CONSUMER AFFAIRS
DEPT OF COMMERCE
HONOLULU, HAWAII

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

K. Higashi

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of))	
M & S TRUCKING, INC.)	Docket No. 03-0149
To Place Operating Authority on))	Order No. 20262
Inactive Status.)	
_____))	

ORDER

I.

By letter filed on May 20, 2003, M & S TRUCKING, INC. (Petitioner) requests that certificate of public convenience and necessity no. 4037-C (Certificate No. 4037-C) be placed on inactive status. Certificate No. 4037-C authorizes Petitioner to transport property by motor vehicle over irregular routes on the island of Maui in the specific commodities (heavy equipment and machinery hauling) and dump truck classifications.

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

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:

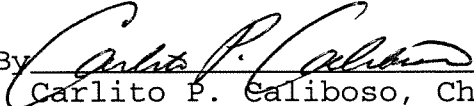
1. Petitioner's Certificate No. 4037-C is placed on inactive status for one year, effective from the date of this order.

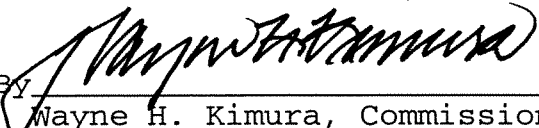
2. If Certificate No. 4037-C is not reactivated prior to the expiration of the period of inactivity, i.e., within one year from the date of this order, it shall be declared abandoned and revoked. Petitioner may reactivate the certificate at any time prior to the expiration of the inactive period by filing 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 publication of a lawful tariff.

3. Petitioner shall not transfer its inactive certificate 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 25th day of June, 2003.

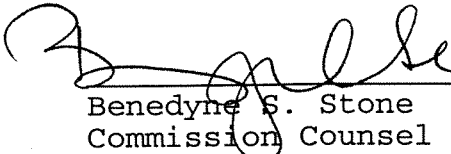
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

03-0149.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20262 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

M & S TRUCKING, INC.
P. O. Box 576
Kahului, HI 96733-7076



Karen Higashi

DATED: June 25, 2003