

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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

In the Matter of the Application of)
DON'S MAKIKI, INC.)
For Extension of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 03-0078

DECISION AND ORDER NO. 20306

Filed July 8, 2003
At 10:00 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.

K. Higashi

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
DON'S MAKIKI, INC.)
For Extension of Motor Carrier)
Certificate.)
_____)

Docket No. 03-0078
Decision and Order No. 20306

DECISION AND ORDER

I.

DON'S MAKIKI, INC. ("Applicant") is a common carrier of property by motor vehicle over irregular routes (1) on the island of Oahu in the general commodities and dump truck classifications, and (2) on the islands of Kauai, Maui, Lanai, Molokai, and Hawaii, in the specific commodities (heavy machinery and equipment exceeding 75 tons, and oversized and special loads requiring specialized trailers) classification. By an application filed on March 25, 2003, Applicant seeks commission approval to extend its authority under certificate of public convenience and necessity number 282-C ("Certificate No. 282-C") to include the general commodities classification for the islands of Kauai, Maui, and Hawaii. Applicant represents that if its authority is extended as requested, it can meet customer demand for general freight and equipment hauling on the islands of Kauai, Maui, and Hawaii.

Applicant served copies of the application on the Hawaii Transportation Association, which consists of carriers that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs

("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for an extension of its authority should be granted.

III.

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of property by motor vehicle over irregular routes (1) on the island of Oahu in the general commodities and dump truck classifications, (2) on the islands of Kauai, Maui, and Hawaii, in the general commodities classification, and (3) on the islands of Lanai and Molokai, in the specific commodities (heavy machinery and equipment exceeding 75 tons, and oversized and special loads requiring specialized trailers) classification.

2. Applicant shall surrender Certificate No. 282-C, and an amended certificate reflecting the operating authority granted by this decision and order shall be issued.

3. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff, registering and marking the appropriate motor vehicles, and complying with the safety requirements of the Motor Vehicle Safety Office, Department of Transportation, State of Hawaii.

4. Applicant shall comply with the foregoing requirements within 120 days after service of this decision and order. Failure to comply within the time specified constitutes cause for this commission to void this decision and order.

5. Applicant shall not commence operations in the general commodities classification on the islands of Kauai, Maui, and Hawaii, until it has received written confirmation from the commission that all requirements have been met.

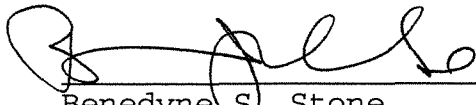
DONE at Honolulu, Hawaii this 8th day of July, 2003.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel
03-0078.cs

By 
Janet E. Kawelo, Commissioner

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 20306 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

DON'S MAKIKI, INC.
1406 South Beretania Street
Honolulu, HI 96814

ALLEN CHEE
c/o ALFRED C.K. CHEE, CPA
1210 Auahi Street, Suite 220
Honolulu, HI 96814



Karen Higashi

DATED: July 8, 2003