

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
DANNY C. TAMONTE)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 02-0412

ORDER NO. 20320

RECEIVED
2003 JUL 11 P 4:29
DIV. OF CONSUMER AFFAIRS
DEPT. OF COMMERCE
CONSUMER AFFAIRS
1000 KALANOAUO AVE.
HONOLULU, HI 96813

Filed July 11, 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.

K. Higashi

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of))	
DANNY C. TAMONTE)	Docket No. 02-0412
)	
For a Motor Carrier Certificate or)	Order No. 20320
Permit.)	
_____)	

ORDER

By Decision and Order No. 20038, filed on February 26, 2003, we approved the application of DANNY C. TAMONTE ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger 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 February 26, 2003, which reiterated the commission's requirements and specified June 26, 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. 20038. The commission, thus, determines that Decision and Order No. 20038 should be voided.

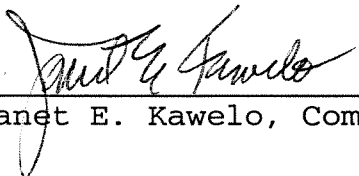
THE COMMISSION ORDERS that Decision and Order No. 20038 is voided and this docket is closed.

DONE at Honolulu, Hawaii this 11th day of July, 2003.

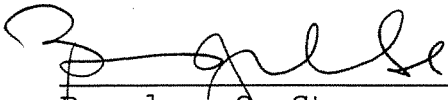
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

02-0412.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20320 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

DANNY C. TAMONTE
431 Nahua Street, #404
Honolulu, HI 96815

GREGORY T. GRAB, ESQ.
LAW OFFICES OF GREGORY T. GRAB
345 Queen Street, Suite 200
Honolulu, HI 96813



Karen Higashi

DATED: July 11, 2003