BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of

EARL R. AND PEARL FERNANDEZ, dba FERNANDEZ TRUCKING
For Voluntary Surrender of Certificate or Permit.

DOCKET NO. 03-0059

ORDER NO. 20323

Filed July 11, 2003
At 8:00 o'clock A.M.

Karen Digoe
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI

Karen Digoe
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of
EARL R. AND PEARL FERNANDEZ,
dba FERNANDEZ TRUCKING
For Voluntary Surrender of
Certificate or Permit.

ORDER

I.

By letter filed on March 10, 2003, EARL R. AND PEARL FERNANDEZ, dba FERNANDEZ TRUCKING ("Petitioner"), requests commission approval to voluntarily surrender its authority under certificate of public convenience and necessity number 2061-C ("Certificate No. 2061-C"). Under Certificate No. 2061-C, Petitioner is authorized to transport property by motor vehicle over irregular routes on the island of Oahu in the dump truck classification. As part of its request, Petitioner returned Certificate No. 2061-C to the commission.

In accordance with Hawaii Revised Statutes ("HRS") § 271-19, operating authority under a certificate of public convenience and necessity may be terminated upon application of the holder. The commission finds good cause to grant Petitioner’s request to terminate its authority.
II.

THE COMMISSION ORDERS:

1. Petitioner's authority to transport property under Certificate No. 2061-C is terminated, effective from the date of this order.

2. Petitioner shall remove any markings from the vehicles used in its operations. Petitioner shall comply with the foregoing requirement within 30 days from the date of this order.

3. If Petitioner fails to comply with the foregoing requirement within the time period specified, it may be subject to penalties pursuant to HRS § 271-27.

4. 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

APPROVED AS TO FORM:

By Janet E. Kawelo, Commissioner

Benedyne S. Stone
Commission Counsel
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20323 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

EARL R. AND PEARL FERNANDEZ, dba
FERNANDEZ TRUCKING
13-3481 Pomaikai Street
Pahoa, HI 96778

DATED: July 11, 2003