



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of)	)	
DUNG BA TRAN	)	Docket No. 03-0196
	)	
To Place Operating Authority on)	)	Order No. 20351
Inactive Status.	)	
_____	)	

ORDER

I.

By letter filed on July 10, 2003, DUNG BA TRAN ("Petitioner") requests that certificate of public convenience and necessity no. 1746-C ("Certificate No. 1746-C") be placed on inactive status. Certificate No. 1746-C authorizes Petitioner to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger classification.

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 he may file, prior to the expiration of the inactive period granted by this order, a request to extend his inactive status for up to one additional year.

II.

THE COMMISSION ORDERS:

1. Petitioner's Certificate No. 1746-C is placed on inactive status for one year, effective from the date of this order.

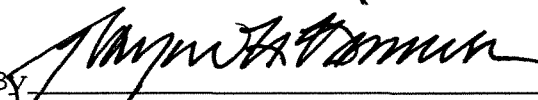
2. If Certificate No. 1746-C is not reactivated prior to the expiration of the period of inactivity, i.e., within one year from the date of this order, it shall be declared abandoned and revoked. Petitioner may reactivate the certificate at any time prior to the expiration of the inactive period by filing 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 his 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 22nd 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:

  
Benedyne S. Stone  
Commission Counsel

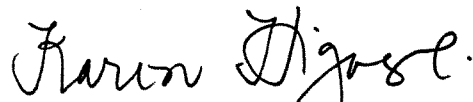
By   
Janet E. Kawelo, Commissioner

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20351 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

DUNG BA TRAN  
1136 Rycroft Street, #D  
Honolulu, HI 96814

  
\_\_\_\_\_  
Karen Higashi

DATED: July 22, 2003