BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

)

In the Matter of the Request of)

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JOHN C. HALEMANO, JR., dba HALEMANO TRUCKING

To Place Operating Authority on) Inactive Status.)

DOCKET NO. 03-0216

ORDER NO. 20384



RECEIVED

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Filed <u>August 22</u>, 2003 At <u>8:00</u> o'clock <u>A</u>.M.

Karin

Chief Clerk of the Commission

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

BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Request of)) JOHN C. HALEMANO, JR., dba HALEMANO TRUCKING) To Place Operating Authority on) Inactive Status.)

Docket No. 03-0216 Order No. 20384

ORDER

I.

By letter filed on August 6, 2003, JOHN C. HALEMANO, JR., dba HALEMANO TRUCKING ("Petitioner"), requests that certificate of public convenience and necessity no. 2095-C ("Certificate No. 2095-C") be placed on inactive status. Certificate No. 2095-C authorizes Petitioner to transport property by motor vehicle over irregular routes on the island of Oahu in the dump truck classification.

Pursuant to 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. 2095-C is placed on inactive status for one year, effective from the date of this order.

2. If Certificate No. 2095-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.

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DONE at Honolulu, Hawaii this 22nd day of August, 2003.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

(EXCUSED) Ву____ Wayne H. Kimura, Commissioner

By. Kawelo, Janet Commissioner Ε.

APPROVED AS TO FORM:

Stone Benedyne (S)

Commission Counsel

03-0216.cs

I hereby certify that I have this date served a copy of the foregoing <u>Order No. 20384</u> 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

JOHN C. HALEMANO, JR., dba HALEMANO TRUCKING 92-629 Newa Street Ewa Beach, HI 96707

Furn Digost. Karen Higashi

DATED: August 22, 2003