BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of
D & A HAULING, LLC

To Place Operating Authority on
Inactive Status.

DOCKET NO. 03-0044

ORDER NO. 20601

Filed Oct. 29, 2003
At 8:00 o'clock A.M.

KAREN HIGASHI
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)

D & A HAULING, LLC )

Docket No. 03-0044 )

To Place Operating Authority on) Order No. 20601
Inactive Status. )

ORDER

I.

Request for Inactive Status


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

II.

Orders

THE COMMISSION ORDERS:

1. Petitioner's Certificate No. 5173-C is placed on inactive status for one year, effective from the date of this order.

2. If Certificate No. 5173-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 its 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 29th day of October, 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

03-0044.sl
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20601 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

D & A HAULING, LLC
P. O. Box 399
Paauilo, HI 96776

DATED: October 29, 2003

Karen Higashi