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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
JIMMY LY)
For Amendment of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 03-0230

DECISION AND ORDER NO. 20647

Filed Nov. 18, 2003
At 9:00 o'clock A.M.

RECEIVED
2003 NOV 19 P 1:15

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
K. Higashi

not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Findings and Conclusions

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes ("HRS") chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for an amendment of his authority should be granted.

Furthermore, pursuant to HRS § 271-19, a certificate of public convenience and necessity may be terminated upon application of the holder. Thus, the commission finds good cause to grant Applicant's request to terminate his authority in the 1-to-7 passenger vehicle classification.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized 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. Applicant's authority in the 1-to-7 passenger classification shall

terminate upon written notification from the commission that all requirements for the amended operating authority have been met.

2. Applicant shall surrender Certificate No. 1499-C, and an amended certificate reflecting the operating authority granted by this decision and order shall be issued.


3. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, submitting a vehicle inventory list and a copy of his motor vehicle registration.

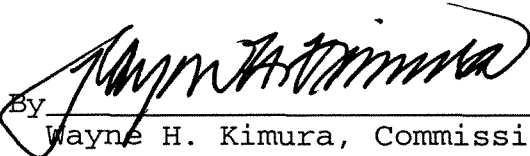
4. Applicant shall comply with the foregoing requirements within 120 days after service of this decision and order. Failure to comply within the time specified constitutes cause for this commission to void this decision and order.

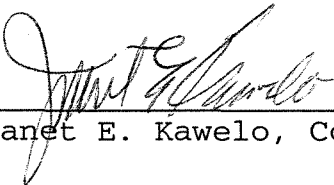
5. Applicant shall not commence operations in the 8-to-25 passenger classification until he has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii this 18th day of November,
2003.

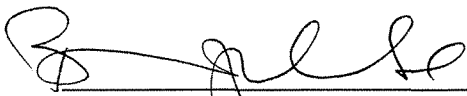
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

03-0230.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 20647 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

JIMMY LY
P. O. Box 22603
Honolulu, HI 96823



Karen Higashi

DATED: November 18, 2003