

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
)
 JOHN B. LOWY, dba)
 LOWY LIMOUSINE SERVICE)
)
For Voluntary Surrender of)
Certificate or Permit.)
_____)

DOCKET NO. 01-0398

ORDER NO. 20748

Filed Jan. 12, 2004
At 10:30 o'clock A.M.

RECEIVED
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DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

Karen Higashi
Chief Clerk of the Commission

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of))	
JOHN B. LOWY, dba)	
LOWY LIMOUSINE SERVICE)	Docket No. 01-0398
)	
For Voluntary Surrender of)	Order No. 20748
Certificate or Permit.)	
_____)	

ORDER

I.

Request to Surrender Common Carrier Authority

By Order No. 18955, filed on October 23, 2001, in this docket, certificate of public convenience and necessity no. 881-C ("Certificate No. 881-C"), held by JOHN B. LOWY, dba LOWY LIMOUSINE SERVICE ("Petitioner"), was placed on inactive status until October 23, 2002. By Order No. 19843, filed on December 4, 2002, Certificate No. 881-C was placed on inactive status for an additional year, until October 23, 2003. The commission notes that under Hawaii Revised Statutes ("HRS") § 271-19, the commission may grant inactive status for a cumulative period not to exceed two years over the life of the certificate.

On November 28, 2003, Petitioner filed a letter requesting commission approval to voluntarily surrender his authority under Certificate No. 881-C. Under Certificate No. 881-C, Petitioner is authorized to transport passengers by motor vehicle over irregular routes on the island of Oahu in the (1) 1-to-7 passenger classification, and (2) 8-to-25 passenger

classification, limited to utilizing motor vehicles with a maximum manufacturer's seating capacity of 17 passengers. As part of his request, Petitioner returned Certificate No. 881-C to the commission.

In accordance with 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 his authority.

II.

Orders


THE COMMISSION ORDERS:


1. Petitioner's authority to transport passengers under Certificate No. 881-C is terminated, effective from the date of this order.
2. Petitioner shall remove any markings from the vehicles used in his operations. Petitioner shall comply with the foregoing requirements within 15 days from the date of this order.
3. If Petitioner fails to comply with the foregoing requirements within the time period specified, he may be subject to penalties pursuant to HRS § 271-27.
4. This docket is closed.

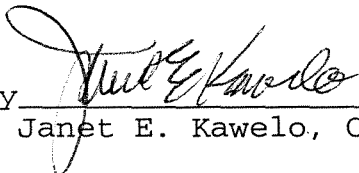
DONE at Honolulu, Hawaii this 12th day of January,

2004.

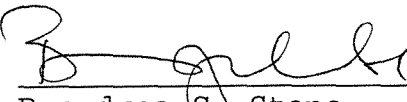
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

01-0398.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20748 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 B. LOWY, dba
LOWY LIMOUSINE SERVICE
P. O. Box 6201
Honolulu, HI 96818



Karen Higashi

DATED: January 12, 2004