

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
)
PACIFIC PARADISE MANAGEMENT CORP.)
dba MAUI PARADISE)
)
To Place Operating Authority on)
Inactive Status.)
_____)

DOCKET NO. 03-0419

ORDER NO. 20797

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

2004 FEB -6 A 8:35

RECEIVED

Filed Feb. 5, 2004
At 11:00 o'clock A .M.

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)	
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PACIFIC PARADISE MANAGEMENT CORP.)	
dba MAUI PARADISE)	Docket No. 03-0419
)	
To Place Operating Authority on)	Order No. 20797
Inactive Status.)	
_____)	

ORDER

I.

Request to Place Common Carrier Authority on Inactive Status

On December 22, 2003, PACIFIC PARADISE MANAGEMENT CORP., dba MAUI PARADISE ("Petitioner"), filed a letter requesting that certificate of public convenience and necessity no. 4542-C ("Certificate No. 4542-C") be placed on inactive status. Certificate No. 4542-C authorizes Petitioner to transport passengers by motor vehicle over irregular routes on the island of Maui 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.

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 an additional 290 day period.¹

II.

Orders

THE COMMISSION ORDERS:

1. Petitioner's Certificate No. 4542-C is placed on inactive status for one year, effective from the date of this order.

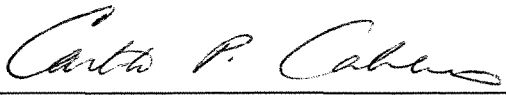
2. If Certificate No. 4542-C is not reactivated prior to the expiration of the period of inactivity, i.e., within one year from the date of this order, the certificate shall be declared abandoned and revoked. Petitioner may reactivate the certificate at any time prior to the expiration of the inactive 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, paying any outstanding fines, and publication of a lawful tariff.

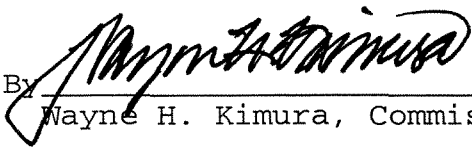
¹By Order No. 13535, filed on September 1, 1994, Certificate No. 4542-C was placed on inactive status for a period of one year, until September 1, 1995. Pursuant to Petitioner's request, Certificate No. 4542-C was reactivated on November 15, 1994, by Order No. 13645, thus, leaving 290 days available to Petitioner if it desires to place Certificate No. 4542-C on inactive status for a cumulative period of two years.

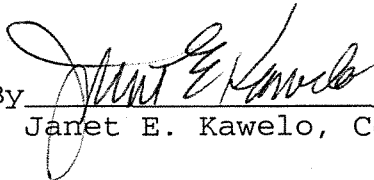
3. Petitioner shall not transfer its inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.

DONE at Honolulu, Hawaii this 5th day of February, 2004.

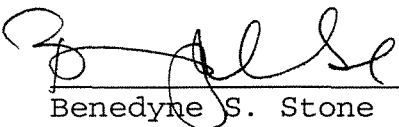
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Benedyne S. Stone
Commission Counsel

03-0419.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20797 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

PACIFIC PARADISE MANAGEMENT CORP.,
dba MAUI PARADISE
P. O. Box 330811
Kahului, HI 96733-0811



Karen Higashi

DATED: February 5, 2004