BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of

MONICA J. BELFORD,
dba P & M TRUCK RENTALS

Notice of Failure to Comply
With Hawaii Revised Statutes
and Commission's Regulations
Order to Show Cause Why
Respondent's Operating
Authority Should Not Be
Suspended or Revoked.

DECISION AND ORDER NO. 21129

Filed July 20, 2004
At 8 o'clock A.M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

------- In the Matter of -------

MONICA J. BELFORD,
dba P & M TRUCK RENTALS

Docket No. 03-0280
Decision and Order No. 21129

Notice of Failure to Comply With Hawaii Revised Statutes and Commission’s Regulations
Order to Show Cause Why Respondent’s Operating Authority Should Not Be Suspended or Revoked.

DECISION AND ORDER

The commission ordered MONICA J. BELFORD, dba P & M TRUCK RENTALS (“Respondent”) to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 26, 2003 to show cause why Respondent’s certificate of public convenience and necessity (“CPCN”) number 2096-C should not be suspended or revoked for failure to file an annual financial report, pursuant to Hawaii Revised Statutes (“HRS”) § 271-25 and Hawaii Administrative Rules (“HAR”) § 6-62-42(a), and pay an annual motor carrier gross revenue fee, pursuant to HRS § 271-36 and HAR § 6-62-24(a), for 2002. The commission notified

1The commission notified Respondent of the November 26, 2003 hearing by serving Order No. 20481 upon Respondent by certified mail, return receipt requested, at Respondent’s last known address, or to Respondent’s attorney. Pursuant to HAR § 6-61-21, service is deemed complete upon properly stamping, addressing, and mailing the order to Respondent’s last known address, or to Respondent’s attorney. Additionally, pursuant to HRS § 91-9.5, the commission provided Respondent with notice of the hearing via
Respondent that its CPCN would be revoked if it failed to appear at the scheduled hearing.

On November 26, 2003, Respondent failed to appear before the commission’s hearings officer. As a result, the hearings officer recommended that: (1) Respondent be found in default for failure to appear at the hearing and (2) Respondent’s CPCN be revoked.

Based on the above, the commission finds that Respondent’s failure to appear at the November 26, 2003 hearing constitutes a default in accordance with HAR § 6-68-23. Accordingly, because the commission can assume the facts alleged in Order No. 20481 are true in the event of a default, and such facts are in violation of applicable laws, rules, and regulations noted above, the commission concludes that Respondent’s CPCN should be revoked.

THE COMMISSION ORDERS that CPCN No. 2096-C is revoked.
DONE at Honolulu, Hawaii this 20th day of July, 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:

Catherine P. Awakuni
Commission Counsel

03-0280.ah
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 21129 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

ALAN M. FUJINAKA,
dba TRIPLE A EQUIPMENT RENTAL & REPAIR
1557 Hoomoana Place
Pearl City, HI 96782
(CM #7002 2030 0006 6812 6755)

DATED: July 20, 2004