BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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

ISLAND STYLE ADVENTURES ) DOCKET NO. 03-0310
)
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. 21149

Filed July 21, 2004
At 11:00 o'clock A.M.

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 ---------

ISLAND STYLE ADVENTURES

Docket No. 03-0310

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.

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DECISION AND ORDER

The commission ordered ISLAND STYLE ADVENTURES
(“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 (“No.”) 4848-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.\(^1\)

\(^1\) The commission notified Respondent of the November 26, 2003
hearing by serving Order No. 20511 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 the commission render the following findings and conclusions: (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. 20511 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. 4848-C is revoked.

statewide publication in newspapers of general circulation on November 3 and November 10, 2003.
DONE at Honolulu, Hawaii this 21st 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
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 21149 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

ISLAND STYLE ADVENTURES
c/o CY AND JERRY MIYAMOTO
P. O. Box 12607
Lahaina, HI 96761

(CM #7003 1680 0002 5382 7815)

DATED: July 21, 2004

Karen Higashi