

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
)
 MAIKAI ENTERPRISES, INC.)
)
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.)
_____)

DOCKET NO. 03-0320

DECISION AND ORDER NO. 21157

RECEIVED
2004 JUL 26 A 8:57
DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

Filed July 22, 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 -----))
))
 MAIKAI ENTERPRISES, INC.)) Docket No. 03-0320
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Notice of Failure to Comply)) Decision and Order No. 21157
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 MAIKAI ENTERPRISES, INC. ("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.") 1557-C should not be suspended or revoked for failure to file an annual financial report ("AFR"), 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 ("Fee"), pursuant to HRS § 271-36 and HAR § 6-62-24(a), for 2002.¹

On November 26, 2003, Respondent filed its 2002 AFR and paid the accompanying Fee. Respondent paid \$4,370.65 in penalties and interest assessed by the commission, pursuant to

¹Order No. 20521, filed on October 27, 2003, in this docket.


HRS § 271-27(i) and HAR §§ 6-62-24(b), 6-62-24(c), and 6-62-42(d), for Respondent's untimely AFR filing and Fee payment in four installments: \$370.65 on November 26, 2003, \$2,000 on January 5, 2004, \$1,000 on February 3, 2004, and \$1,000 on March 2, 2004.

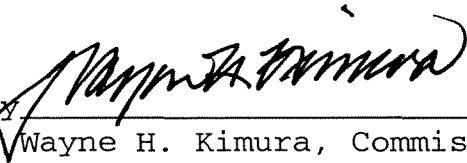
The commission finds that Respondent has fully complied, although belatedly, with the motor carrier laws, rules, and regulations, and concludes that Order No. 20521, filed on October 27, 2003, should be vacated.

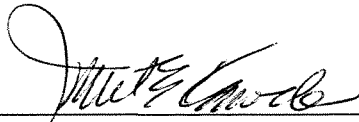
THE COMMISSION ORDERS that Order No. 20521 is vacated and this docket is closed.

DONE at Honolulu, Hawaii this 22nd 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

03-0320.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 21157 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

MAIKAI ENTERPRISES, INC.
2255 Kuhio Avenue, Suite 1002
Honolulu, HI 96815

(CM #7003 1680 0002 5382 7884)



Karen Higashi

DATED: July 22, 2004