BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of
ALEXANDER C. NAUMU, dba
ANYTIME ISLAND EXPRESS
For a Motor Carrier Certificate or Permit.

DECISION AND ORDER NO. 21240

Filed August 11, 2004
At 2 o’clock P.M.

Karen Higash. Chief Clerk of the Commission

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

In the Matter of the Application of)
ALEXANDER C. NAUMU, dba )
ANYTIME ISLAND EXPRESS ) Docket No. 04-0108
) Decision and Order No. 21240
For a Motor Carrier Certificate or )
Permit. )

DECISION AND ORDER

I.
Application for Common Carrier Authority

On May 14, 2004, ALEXANDER C. NAUMU, dba ANYTIME ISLAND EXPRESS ("Applicant"), filed an application requesting a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Kauai in the 8-to-25 passenger classification, limited to utilizing motor vehicles with a maximum manufacturer’s seating capacity of 15 passengers. The application is made pursuant to Hawaii Revised Statutes ("HRS") § 271-12.

Applicant served copies of the application on the Hawaii Transportation Association, which consists of carriers that may be affected by Applicant’s proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.
II.

Findings and Conclusions

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to HRS chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for operating authority, as set forth in the application, should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is granted a certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Kauai in the 8-to-25 passenger classification, limited to utilizing motor vehicles with a maximum manufacturer’s seating capacity of 15 passengers.

2. Applicant shall comply with all of the commission’s requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff, paying a fee of $20 for motor carrier gross revenues, and filing the appropriate insurance documents.

3. Applicant shall comply with the foregoing requirements within 120 days after service of this decision and
order. Failure to comply within the time specified constitutes cause for this commission to void this decision and order.

4. Applicant shall not commence operations under this decision and order until he has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii,    AUG 11 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
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 21240 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

ALEXANDER C. NAUMU, dba
ANYTIME ISLAND EXPRESS
P. O. Box 371
Eleele, HI 96705

DATED: AUG 11 2004

Karen Higashi