

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of)  
MINH NGOC HUYNH )  
To Place Operating Authority on )  
Inactive Status. )  
\_\_\_\_\_ )

DOCKET NO. 04-0175

ORDER NO. 21303

RECEIVED  
2004 AUG 16 A 8:19  
DIV. OF CONSUMER ADVOCACY  
DEPT. OF COMMERCE AND  
CONSUMER AFFAIRS  
STATE OF HAWAII

Filed August 13, 2004  
At 3 o'clock P.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)	)	
MINH NGOC HUYNH	)	Docket No. 04-0175
To Place Operating Authority on)	)	Order No. 21303
Inactive Status.	)	
_____	)	

ORDER

I.

Request to Place Common Carrier Authority on Inactive Status

On July 13, 2004, MINH NGOC HUYNH ("Petitioner") filed a letter requesting that certificate of public convenience and necessity no. 1406-C ("Certificate No. 1406-C") be placed on inactive status. Certificate No. 1406-C authorizes Petitioner to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger classification, limited to limousines.

Pursuant to 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 he may file, prior

to the expiration of the inactive period granted by this order, a request to extend his inactive status for up to one additional year.

## II.

### Orders

#### THE COMMISSION ORDERS:


1. Petitioner's Certificate No. 1406-C is placed on inactive status for one year, effective from the date of this order.


2. If Certificate No. 1406-C is not reactivated prior to the expiration of the period of inactivity, i.e., within one year from the date of this order, it shall be declared abandoned and revoked. The request to reactivate Certificate No. 1406-C, along with the filing of all required documents necessary for reactivation must be completed prior to the expiration of the inactivity period, or Certificate No. 1406-C shall be revoked.

3. Petitioner shall not transfer his 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 13th day of August, 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

04-0175.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No 21303 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

MINH NGOC HUYNH  
2111 Ahe Street, #16-F  
Honolulu, HI 96816

  
\_\_\_\_\_  
Karen Higashi

DATED: AUG 13 2004