BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)

S. BRUCE BERGER, dba )
IN-RECOVERY SERVICES )
To Place Operating Authority on)
Inactive Status. )

DOCKET NO. 03-0361

ORDER NO. 21400

Filed Oct. 7, 2004
At 1 o’clock P.M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
I. Request to Extend Inactive Status

On September 13, 2004, S. BRUCE BERGER, dba IN-RECOVERY SERVICES ("Petitioner"), filed a letter requesting that the inactive status of its certificate of public convenience and necessity no. 4846-C ("Certificate No. 4846-C") be extended for an additional year.\(^1\) By Order No. 20625, filed on November 4, 2003, in this docket, Certificate No. 4846-C was placed on inactive status until November 4, 2004.

The commission notes that pursuant to Hawaii Revised Statutes § 271-19, the commission may grant inactive status for a cumulative period not to exceed two years over the life of the certificate. We find that there is good cause to grant

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\(^1\)The September 13, 2004 letter also requested that the commission approve the transfer of Certificate No. 4846-C to Platinum Management LLC. This request to transfer Certificate No. 4846-C will be addressed in a separate docket.
Petitioner's request for an extension of his inactive status for an additional year. We conclude that Petitioner's request should be granted.

II.

Orders

THE COMMISSION ORDERS:

1. Petitioner's Certificate No. 4846-C is placed on inactive status for an additional one-year period, until November 4, 2005.

2. If Certificate No. 4846-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. The request to reactivate Certificate No. 4846-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. 4846-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 OCT 7 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 Order No. 21400 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

BRUCE S. BERGER, dba
IN-RECOVERY SERVICES
1750 Kalakaua Avenue, #3728
Honolulu, HI 96826

DATED: OCT 7 2004

Karen Higashi