BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
MERLIN L. PETERS, dba ) DOCKET NO. 04-0183
G. P. SERVICE )
)
To Sell, Lease, Assign, Mortgage or)
Otherwise Dispose of, or Encumber )
The Whole or Any Part of Its )
Property, Certificate, or Permit. )

ORDER NO. 21403

Filed Oct. 7, 2004
At 1 o'clock P.M.

Karun Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
In the Matter of the Application of)
MERLIN L. PETERS, dba G. P. SERVICE)
To Sell, Lease, Assign, Mortgage or)
Otherwise Dispose of, or Encumber )
The Whole or Any Part of Its )
Property, Certificate, or Permit. )

ORDER

On July 27, 2004, MERLIN L. PETERS, dba G. P. SERVICE ("Transferor"), filed an application seeking commission approval to transfer Permit No. 641-P to SOLOMON J. KAHALEWAI, JR. ("Transferee") pursuant to Hawaii Revised Statutes § 271-18. Under Permit No. 641-P, Transferor was authorized to transport concrete and concrete products, sand, aggregate and construction materials on the island of Oahu under contracts with Oahu Block Corporation and Ameron HC&D.

On August 30, 2004, Transferor filed a request to withdraw his application as Transferee submitted an application to the commission seeking authority in the general commodities classification.¹ As Transferee submitted his own application for

¹Transferee filed an application on August 26, 2004, in Docket No. 04-0267, requesting a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the island of Oahu in the general commodities classification.
common carrier authority, the commission finds good cause to grant Transferee's request to withdraw his application.

THE COMMISSION ORDERS that the Transferor's application filed on July 27, 2004 is withdrawn without prejudice, and that this docket is closed.

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. 21403 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

MERLIN L. PETERS, dba
GP SERVICE
59-610 Maulukua Place
Haleiwa, HI  96712

SOLOMON J. KAHALEWAI, JR.
85-1185 Kaneilio Street
Waianae, HI  96792

DATED: OCT 7 2004

Karen Higashi