

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of)  
MALAMA LIMA HANDI-TRANS, LLC )  
For Extension of Motor Carrier )  
Certificate. )  
\_\_\_\_\_ )

DOCKET NO. 04-0188

DECISION AND ORDER NO. 21441

Filed Nov. 4, 2004  
At 2 o'clock P.M.

Karen Higashi  
Chief Clerk of the Commission

DIV. OF CONSUMER ADVOCACY  
DEPT. OF COMMERCE AND  
CONSUMER AFFAIRS  
STATE OF HAWAII

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ATTEST: A True Copy  
KAREN HIGASHI  
Chief Clerk, Public Utilities  
Commission, State of Hawaii.

K. Higashi

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In the Matter of the Application of)  
MALAMA LIMA HANDI-TRANS, LLC )  
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Docket No. 04-0188  
Decision and Order No. **21441**

DECISION AND ORDER

I.

Application to Extend Common Carrier Authority

MALAMA LIMA HANDI-TRANS, LLC ("Applicant") is a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification. On July 29, 2004, Applicant filed an application seeking commission approval to extend its authority under certificate of public convenience and necessity number 1624-C ("Certificate No. 1624-C") to include the 8-to-25 passenger classification. Applicant represents that if its authority is extended as requested, it can meet customer demand for motor vehicles with a seating capacity of 8-to-25 passengers.

Applicant served copies of the application on the Hawaii Transportation Association and the Hawaii State Certified Common Carriers Association, Inc., which consist 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 Hawaii Revised Statutes 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 an extension of its authority should be granted.

## III.

### Orders

#### THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 and 8-to-25 passenger classifications.
2. Applicant shall surrender Certificate No. 1624-C, and an amended certificate reflecting the operating authority granted by this decision and order shall be issued.

3. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a Vehicle Inventory List and a copy of the current Certificate of Registration or Ownership document for all vehicles listed on the Vehicle Inventory List.

4. Applicant shall comply with the foregoing requirements within one hundred and twenty (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.

5. Applicant shall not commence operations in the 8-to-25 passenger classification until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii NOV - 4 2004.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By Carlito P. Caliboso  
Carlito P. Caliboso, Chairman

By Wayne H. Kimura  
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

Benedyne S. Stone  
Benedyne S. Stone  
Commission Counsel

By Janet E. Kawelo  
Janet E. Kawelo, Commissioner

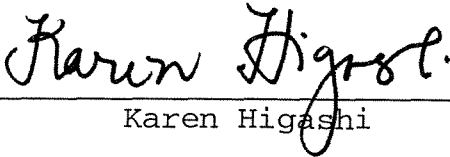
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CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 21441 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

MALAMA LIMA HANDI-TRANS, LLC  
c/o JESUS R. GALAMGAM JR.  
P. O. Box 970324  
Waipahu, HI 96797

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

DATED: NOV - 4 2004