BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)

TONY NGUYEN)

For a Motor Carrier Certificate or )
Permit. )

DOCKET NO. 04-0111

ORDER NO. 21515

Filed Dec. 23, 2004
At 1 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)

TONY NGUYEN )

Docket No. 04-0111)

For a Motor Carrier Certificate or )

Order No. 21515)

Permit. 

ORDER

On July 26, 2004, in Decision and Order No. 21184, the commission approved the application of TONY NGUYEN ("Applicant") for 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 Oahu in the 8-to-25 passenger classification. We also: (1) ordered Applicant, as a condition to our approval of the application, to comply with all commission requirements for common carriers, including submitting certain documents within one hundred and twenty (120) days of the issuance of the decision and order; and (2) notified Applicant that failure to timely comply with the commission’s requirements would constitute cause for the commission to void the decision and order. We served Applicant with a copy of the decision and order by mail, postage prepaid, on the same day that the decision and order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated July 26, 2004, which reiterated the commission’s requirements and specified November 26, 2004, as the deadline for compliance.
The one hundred and twenty (120)-day time period has passed, and Applicant has not complied with the requirements set forth under Decision and Order No. 21184. The commission, thus, determines that Decision and Order No. 21184 should be voided.

THE COMMISSION ORDERS that Decision and Order No. 21184 is voided and this docket is closed.

DONE at Honolulu, Hawaii DEC 23 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 B. Stone
Commission Counsel

04-0111.cs
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21515 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

TONY NGUYEN
1932 Palolo Avenue, #3A
Honolulu, HI 96816

DATED: DEC 23 2004

Karen Higashi