

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
TANNY RODRIGUEZ CAOILE, dba)
TLC HANDICAB)
)
To Sell, Lease, Assign, Mortgage or)
Otherwise Dispose of, or Encumber)
The Whole or Any Part of Its)
Property, Certificate, or Permit.)
_____)

DOCKET NO. 04-0201

DECISION AND ORDER NO. 21538

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

2005 JAN 13 P 1:58

RECEIVED

Filed Jan. 11, 2005
At 10 o'clock A .M.

Karen Higashi.
Chief Clerk of the Commission

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

K. Higashi.

("Consumer Advocate"). By a statement filed on August 12, 2004, the Consumer Advocate indicated that it will not participate in this proceeding. No persons moved to intervene in this docket.

II.

Findings and Conclusions

Upon review of Transferor's application, the commission finds that Transferee is fit, willing, and able to perform the services presently performed by Transferor, and that the proposed transfer of Certificate No. 1493-C is just and reasonable and will be consistent with the public interest. Accordingly, the commission concludes that the proposed transfer is in accordance with HRS § 271-18, and should, therefore, be approved.

III.

Orders

THE COMMISSION ORDERS:

1. Transferor's application to transfer Certificate No. 1493-C to Transferee is approved.
2. Transferor shall surrender Certificate No. 1493-C and an amended certificate reflecting the authority granted by this decision and order shall be issued to Transferee.
3. Transferee shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing motor vehicle information and paying a fee of \$20 for motor carrier gross revenues.

4. Transferor shall file an annual financial report for its operations covering the period from January 1, 2005, to the date of this decision and order. Transferor shall also pay the appropriate motor carrier gross revenue fee for the period January 1, 2005, to the date of this decision and order.

5. Transferor shall file the annual financial report for the calendar year 2004, and pay the appropriate gross revenue fee for the calendar year 2004 by April 30, 2005.

6. Transferor and Transferee shall comply with the requirements set forth herein within one hundred and twenty (120) days after service of this decision and order. Failure to comply within the time specified constitutes cause for the commission to void this decision and order.

7. Transferee shall not commence operations under this decision and order until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii JAN 11 2005

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

04-0201.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 21538 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

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TLC HANDICAB
94-150 Kupuohi Place
Waipahu, HI 96797

TLC HANDI-TRANS, INC.
94-150 Kupuohi Place
Waipahu, HI 96797



Karen Higashi

DATED: **JAN 11 2005**