

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
)
 BHUNG CHONG SIM)
)
To Place Operating Authority on)
Inactive Status.)
_____)

DOCKET NO. 03-0391

ORDER NO. 21550

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

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Filed Jan. 20, 2005
At 11 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

BEFORE THE PUBLIC UTILITIES COMMISSION
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Docket No. 03-0391
Order No. **21550**

ORDER

I.

Request to Place Common Carrier Authority on Inactive Status

By Order No. 17610, filed on March 17, 2000, in Docket No. 00-0074, certificate of public convenience and necessity no. 1198-C ("Certificate No. 1198-C"), held by BHUNG CHONG SIM ("Petitioner"), was placed on inactive status until March 17, 2001. By Order No. 18404, filed on March 5, 2001, Certificate No. 1198-C was reinstated to active status pursuant to Petitioner's request, thus leaving one (1) year and twelve (12) days available to Petitioner if he desired to place Certificate No. 1198-C on inactive status for a cumulative period of two years.¹

By Order No. 20740, filed on January 6, 2004, in this docket, Certificate No. 1198-C was placed on inactive status for an additional year, until January 6, 2005, thus leaving

¹Pursuant 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.

twelve (12) days available for inactive status. On December 14, 2004, Petitioner filed a letter requesting that Certificate No. 1198-C be placed on inactive status for an additional year.

II.

Findings and Conclusions

Upon review, the commission finds that Petitioner's request to place Certificate No. 1198-C on inactive status for an additional one (1)-year period should be denied, as Petitioner only has twelve (12) days remaining of the cumulative two (2)-year period available to place Certificate No. 1198-C on inactive status.

Furthermore, Order No. 20740 informed Petitioner that if Certificate No. 1198-C was not reactivated prior to the expiration of the period of inactivity, i.e., prior to January 6, 2005, the commission would deem it to be abandoned and revoked. Certificate No. 1198-C was not reactivated prior to January 6, 2005. Accordingly, we find that there is good cause to revoke Certificate No. 1198-C.

III.

Orders


THE COMMISSION ORDERS:

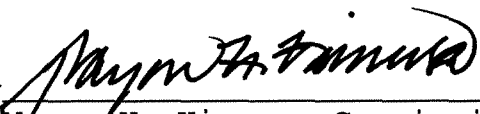
1. Petitioner's request to place Certificate No. 1198-C on inactive status for an additional one (1)-year period, filed on December 14, 2004, is denied.

2. Certificate No. 1198-C is revoked, and this docket is closed.

DONE at Honolulu, Hawaii JAN 20 2005.


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

03-0391.rpr

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21550 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

BHUNG CHONG SIM
469 Ena Road, #2210
Honolulu, HI 96815



Karen Higashi

DATED: **JAN 20 2005**