BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Request of)

HIDEHISA KOBAYASHI

DOCKET NO. 05-0035

To Place Operating Authority on) Inactive Status.

ORDER NO. 21747

Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI

Chief Clerk, Public Utilities Commission State of Hawaii.

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In the Matter of the Request of)

HIDEHISA KOBAYASHI

To Place Operating Authority on)

Inactive Status.

Docket No. 05-0035 Order No. 21747

ORDER

By this Order, the commission places certificate of public convenience and necessity no. 1777-C ("Certificate No. 1777-C"), held by HIDEHISA KOBAYASHI ("Petitioner"), on inactive status for one (1) year, effective from the date of this Order.

I.

Request to Place Common Carrier Authority on Inactive Status

On February 7, 2005, Petitioner filed a letter requesting that Certificate No. 1777-C be placed on inactive status. Certificate No. 1777-C authorizes Petitioner to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification.

Under Hawaii Revised Statutes ("HRS") § 271-19, the commission may place a certificate on inactive status upon written request by a motor carrier, and for good cause shown. The inactive period, however, may not exceed twelve (12) months. In addition, HRS § 271-19 provides that inactive status may only

be granted for a cumulative period not to exceed two (2) years over the life of the certificate.

The commission finds that there is good cause to grant Petitioner's request. If Petitioner so desires he may file, prior to the expiration of the inactive period granted by this Order, a request to extend his inactive status for up to one (1) additional year.

II.

<u>Orders</u>

THE COMMISSION ORDERS:

- 1. Petitioner's Certificate No. 1777-C is placed on inactive status for one (1) year, effective from the date of this Order.
- 2. If Certificate No. 1777-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. The request to reactivate Certificate No. 1777-C, along with the filing of all documents necessary for reactivation must be completed prior to the expiration of the inactivity period, or Certificate No. 1777-C shall be revoked.
- 3. Petitioner shall not transfer his inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.

05-0035

DONE at Honolulu, Hawaii _____APR 1 4 2005

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Caliboso, Chairman

Kawelo, Commissioner

APPROVED AS TO FORM:

Benedyne (S.) Commission Counsel

05-0035.rpr

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21747 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

HIDEHISA KOBAYASHI 2499 Kapiolani Blvd., #3805 Honolulu, HI 96826

Karen Higgshi

DATED: APR 1 4 2005