

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
 KEVIN J. HALL, dba)
 YOUR LIMOUSINE SERVICE, and dba)
 SHOWTIME LIMOUSINE ENTERTAINMENT)
)
 To Transfer a Motor Carrier)
 Certificate or Permit and to)
 Extend Operating Authority.)
 _____)

DOCKET NO. 05-0062

DECISION AND ORDER NO. 21940

Filed July 22, 2005
At 3 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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
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 KEVIN J. HALL, dba) Docket No. 05-0062
 YOUR LIMOUSINE SERVICE, and dba)
 SHOWTIME LIMOUSINE ENTERTAINMENT) Decision and Order No. 21940
)
 To Transfer a Motor Carrier)
 Certificate or Permit and to)
 Extend Operating Authority.)
 _____)

DECISION AND ORDER

By this Decision and Order, the commission approves the request to (1) transfer certificate of public convenience and necessity number 1530-C ("Certificate No. 1530-C") from KEVIN J. HALL, dba YOUR LIMOUSINE SERVICE, and dba SHOWTIME LIMOUSINE ENTERTAINMENT ("Transferor"), to HAWAII CAR SERVICE LLC ("Transferee"), and (2) extend the authority under Certificate No. 1530-C by adding the 1-to-7 passenger classification and by removing the "limited to limousines" restriction in the 8-to-25 passenger classification, subject to certain conditions, as described herein.

I.

Application to Transfer and Extend Common Carrier Authority

Transferor is the holder of Certificate No. 1530-C, which authorizes Transferor to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger classification, limited to limousines.

On March 10, 2005, Transferor filed an application seeking commission approval to transfer Certificate No. 1530-C to Transferee and to extend the operating authority under Certificate No. 1530-C by adding the 1-to-7 passenger classification and by removing the "limited to limousines" restriction in the 8-to-25 passenger classification.

Transferor 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 the proposed transfer and extension of authority, 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

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. 1530-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 Hawaii Revised Statutes ("HRS") § 271-18, and should, therefore, be approved.

The commission also finds that the proposed expansion of authority is required by the present and future public

convenience and necessity and that Transferee is fit, willing, and able to properly perform the proposed service, and to conform to HRS chapter 271 and the requirements and rules of the commission. Accordingly, we conclude that the request for an expansion of authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Transferor's application to transfer Certificate No. 1530-C to Transferee is approved.

2. The request to extend the authority under Certificate No. 1530-C is approved. Transferee 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.

3. Transferee shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff, paying a fee of \$20 for motor carrier gross revenues, and filing the appropriate insurance documents.

4. Transferor shall surrender Certificate No. 1530-C, and a certificate reflecting the operating authority granted by this Decision and Order shall be issued to Transferee.

5. Transferor shall file with the commission his annual financial report for the period of operation from January 1, 2005, to the effective date of this Decision and

Order, and shall pay the associated motor carrier gross revenue fee.

6. Transferor and Transferee 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.

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.

8. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii JUL 22 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:

By Janet E. Kawelo
Janet E. Kawelo, Commissioner

Benedyne S. Stone
Benedyne S. Stone
Commission Counsel

05-0062.ah

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 21940 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

HAWAII CAR SERVICE LLC
c/o KEVIN J. HALL
P. O. Box 15365
Honolulu, HI 96830



Karen Higashi

DATED: JUL 22 2005