BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of) KINGSMEN TRUCKING & EQUIPMENT SERVICES LLC For a Motor Carrier Certificate or) Permit.

DOCKET NO. 04-0312

ORDER NO. 21982

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

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

KINGSMEN TRUCKING & EQUIPMENT)

SERVICES LLC)

For a Motor Carrier Certificate or)
Permit.)

Docket No. 04-0312
Order No. 21982

ORDER

By this Order, the commission orders that Decision and Order No. 21534 is voided and this docket is closed.

I.

Application for Common Carrier Authority

On January 11. 2005, in Decision and Order No. 21534, the commission approved the application KINGSMEN TRUCKING & EQUIPMENT SERVICES LLC ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities and dump truck classifications. 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 of the decision and order; and (2) notified issuance 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 and Order was issued, in accordance with Decision Hawaii Administrative Rules SS 6-61-21 and 6-61-122. Additionally, letter to Applicant, dated we sent a January 11, 2005, which reiterated the commission's requirements and specified May 11, 2005, as the deadline for compliance.

On February 16, 2005, Applicant filed a request for an extension to comply with our requirements as Applicant claimed that it did not receive our Decision and Order and letter of January 11, 2005. On March 7, 2005, Applicant was granted an additional sixty (60) days to comply, which allowed Applicant until July 11, 2005 to comply with our requirements.

II.

Findings and Conclusions

The extended due date has passed, and Applicant has not complied with the requirements set forth in Decision and Order No. 21534. The commission, thus, determines that Decision and Order No. 21534 should be voided.

III.

Orders

THE COMMISSION ORDERS that Decision and Order No. 21534 is voided and this docket is closed unless otherwise ordered by the commission.

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DONE at Honolulu, Hawaii _____AUG 1 0 2005 ____.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Carlo P. Caller

Carlito P. Caliboso, Chairman

By____(EXCUSED)

Wayne H. Kimura, Commissioner

By____

Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Benedyne S. Stone Commission Counsel

04-0312.rpr

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21982 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

KINGSMEN TRUCKING & EQUIPMENT SERVICES, LLC c/o MARGUERITE I.K. CORREIA
P. O. Box 790233
Paia, HI 96779

Karen Higashi

DATED: AUG 1 1 2005