BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In	the	Ма	tter	of	the	Request	of)
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DOCKET NO. 05-0154

ORDER NO. 22018

DIV. CF CCHSUMER ADVOCACY DEPT. OF COMMERCE AND CONSUMER AFFAIRS

Filed September 8, 2005

At 8 0'clock 1.M.

Chief Clerk of the Commission

ATTEST: A True Copy BROOKE K. KANE Administrative Director Public Utilities Commission

State of Hawaii

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Request of)
)

OCEAN TIDE, LLC, dba HONU EXPRESS

To Place Operating Authority on) Inactive Status.

Docket No. 05-0154

Order No. 22018

ORDER

By this Order, the commission places certificate of public convenience and necessity no. 1807-C ("Certificate No. 1807-C"), held by OCEAN TIDE, LLC, dba HONU EXPRESS ("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 June 23, 2005, Petitioner filed a letter requesting that Certificate No. 1807-C be placed on inactive status. Certificate No. 1807-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 it may file, prior to the expiration of the inactive period granted by this Order, a request to extend its inactive status for up to one (1) additional year.

II.

Orders

THE COMMISSION ORDERS:

- 1. Petitioner's Certificate No. 1807-C is placed on inactive status for one (1) year, effective from the date of this Order.
- 2. If Certificate No. 1807-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. 1807-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. 1807-C shall be revoked.
- 3. Petitioner shall not transfer its inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.

05-0154

DONE at Honolulu, Hawaii _____September 8, 2005

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

By (Excused)
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

Benedyne S.\ Stone Commission Counsel

05-0154.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22018 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

OCEAN TIDE LLC, dba HONU EXPRESS 595-C Keolu Drive Kailua, HI 96734

Karen Higashi

DATED: September 8, 2005