BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of:
MISAO TOI
DOCKET NO. 05-0281
To Place Operating Authority on
Inactive Status.

ORDER NO. 22182

Filed December 12, 2005
At 10:45 o’clock A.M.

for Chief Clerk of the Commission

ATTEST: A True Copy
BROOKE K. KANE
Administrative Director
Public Utilities Commission
State of Hawaii
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)

MISAO TOI
)
To Place Operating Authority on)
Inactive Status.
)

Docket No. 05-0281

Order No. 22182

ORDER

By this Order, the commission places certificate of
public convenience and necessity no. 1764-C ("Certificate
No. 1764-C"), held by MISAO TOI ("Petitioner"), on inactive
status for a period of twelve (12) months, effective from the
date of this Order, pursuant to Hawaii Revised Statutes ("HRS")
§ 271-19(b).

I.

Request to Place Common Carrier Authority on Inactive Status

On November 7, 2005, Petitioner filed a letter
requesting that Certificate No. 1764-C be placed on inactive
status. Certificate No. 1764-C authorizes Petitioner to
transport passengers by motor vehicle over irregular routes on
the island of Oahu in the 8-to-25 passenger classification.

Under HRS § 271-19(b), 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(b)
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 she may file, prior to the expiration of the inactive period granted by this Order, a request to extend her inactive status for up to one (1) additional year.

II.

Orders

THE COMMISSION ORDERS:

1. Petitioner’s Certificate No. 1764-C is placed on inactive status for a period of twelve (12) months, effective from the date of this Order.

2. Pursuant to HRS § 271-19(b), if Certificate No. 1764-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. 1764-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. 1764-C shall be revoked.

3. Petitioner shall not transfer her inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.
DONE at Honolulu, Hawaii  DEC 1 2 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:

Stacey Kawasaki Djou
Commission Counsel
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22182 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

MISAO TOI
P. O. Box 15874
Honolulu, HI  96830

DATED:  DEC 12 2005

Karen Higashi