

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
DHX MAUI, INC.)
For Extension of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 05-0179

DECISION AND ORDER NO. 22260

DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

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Filed Feb. 2, 2006
At 11:25 o'clock A .M.

Karen Higashi
Chief Clerk of the Commission

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)
DHX MAUI, INC.)
For Extension of Motor Carrier)
Certificate.)
_____)

Docket No. 05-0179
Decision and Order No. 22260

DECISION AND ORDER

By this Decision and Order, the commission authorizes DHX MAUI, INC. ("Applicant") to extend its authority under certificate of public convenience and necessity number 4061-C ("Certificate No. 4061-C") to include the dump truck classification on the island of Maui, subject to certain conditions, as described herein.

I.

Application to Extend Common Carrier Authority

Applicant is a common carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities and household goods classifications. On July 19, 2005, Applicant filed an application seeking commission approval to extend its authority under Certificate No. 4061-C to include the dump truck classification. Applicant represents that if its authority is extended as requested, it can meet customer demand for its dump truck hauling services.

Applicant served copies of the application on the Hawaii Transportation Association, which consists of carriers that may be affected by Applicant's proposed service, 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

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present and future public convenience and necessity. Accordingly, we conclude that Applicant's request for an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities, household goods, and dump truck classifications.

2. Applicant shall surrender Certificate No. 4061-C, and an amended certificate reflecting the operating authority granted by this Decision and Order shall be issued.

3. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff.

4. Applicant 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.

5. Applicant shall not commence operations in the dump truck classification until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii FEB - 2 2006.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By *Carlito P. Caliboso*
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Stacey Kawasaki Djou
Commission Counsel

By *Janet E. Kawelo*
Janet E. Kawelo, Commissioner

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22260 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

WILFRED ROBELLO, JR.
OPERATIONS MANAGER
DHX MAUI, INC.
475 Hukilike Street
Kahului, HI 96732



Karen Higashi

DATED: FEB - 2 2006