

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
 MAUI OIL COMPANY, INC.)
)
 For Extension of Motor Carrier)
 Certificate or Permit.)
 _____)

DOCKET NO. 05-0294

DECISION AND ORDER NO. 22306

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

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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
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In the Matter of the Application of)
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 MAUI OIL COMPANY, INC.)
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Docket No. 05-0294
Decision and Order No. 22306

DECISION AND ORDER

By this Decision and Order, the commission authorizes MAUI OIL COMPANY, INC. ("Applicant") to extend its authority under Permit No. 4606-P to include (1) the transportation of specific commodities (petroleum products) over irregular routes on the island of Maui, pursuant to a contract with Chevron U.S.A., Inc. ("Chevron"), and (2) the authority to transport petroleum products on the island of Maui for contract clients in the future, provided that Applicant files executed contracts for such services with the commission prior to the commencement of such services.

I.

Application to Extend Common Carrier Authority

Applicant is currently the holder of Permit No. 4606-P, which authorizes Applicant to deliver petroleum products to Maui Land and Pineapple Company, Inc.'s facilities situated in Haliimaile, Kapalua, and Honolua, on the island of Maui, pursuant to a contract with Chevron. On November 22, 2005, Applicant

filed an application seeking commission approval to extend its authority under Permit No. 4606-P to include (1) the transportation of specific commodities (petroleum products) over irregular routes on the island of Maui, pursuant to a contract with Chevron U.S.A., Inc. ("Chevron"),¹ and (2) the authority to transport petroleum products on the island of Maui for contract clients in the future, provided that Applicant files executed contracts for such services with the commission prior to the commencement of such 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 HRS chapter 271, and the requirements and rules of the commission. We also find that the

¹By Decision and Order No. 22225, filed on January 13, 2006, in Docket No. 05-0293, Applicant was granted a temporary extension of its authority under Permit No. 4606-P to include the transportation of specific commodities (petroleum products) over irregular routes on the island of Maui, pursuant to a contract with Chevron U.S.A., Inc.

proposed service will meet the distinct needs of Chevron, and, pursuant to HRS § 271-13, will be consistent with the public interest and the transportation policy declared in HRS chapter 271. Accordingly, we conclude that Applicant's request for an extension of its contract authority should be granted.

In addition, we find that Applicant should be allowed to provide contract carrier services for other clients in the future without having to file additional applications with the commission, provided that (1) such services are limited to the transportation of specific commodities (petroleum products) on the island of Maui, and (2) Applicant files executed contracts for such services with the commission prior to the commencement of such services.

III.

Orders

THE COMMISSION ORDERS:


1. Applicant is authorized to operate as a contract carrier of property by motor vehicle over irregular routes on the island of Maui in the specific commodities (petroleum products) classification pursuant to a contract with Chevron.

2. Applicant may provide contract carrier services for other clients in the future without having to file additional applications with the commission, provided that (1) such services are limited to the transportation of specific commodities (petroleum products) on the island of Maui, and (2) Applicant

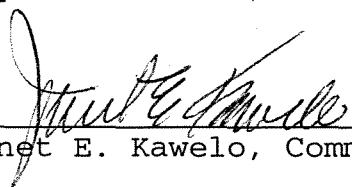
files executed contracts for such services with the commission prior to the commencement of such services.

DONE at Honolulu, Hawaii MAR - 3 2006.


PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

2005-0294.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22306 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

ALEXANDER J.W. McBARNET, JR.
CHIEF EXECUTIVE OFFICER
MAUI OIL COMPANY, INC.
P. O. Box 66
Kahului, HI 96732

STANFORD M.J. MANUIA, ESQ.
LAW OFFICE OF STANFORD M.J. MANUIA
Davies Pacific Center, Suite 1620
841 Bishop Street
Honolulu, HI 96813



Karen Higashi

DATED: MAR - 3 2006