BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of

ISLAND SERVICE & WATER LLC

For a Motor Carrier Certificate or Permit.

DOCKET NO. 05-0303

DECISION AND ORDER NO. 22340

Filed March 21, 2006
At 2:15 o'clock P.M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of

ISLAND SERVICE & WATER LLC  Docket No. 05-0303
For a Motor Carrier Certificate or  Decision and Order No. 22340
Permit.

DECISION AND ORDER

By this Decision and Order, the commission grants ISLAND SERVICE & WATER LLC ("Applicant") a certificate of public convenience and necessity ("Certificate") to operate as a common carrier of property by motor vehicle over irregular routes on the island of Hawaii in the general commodities and dump truck classifications, subject to certain conditions, as described herein.

I. Application for Common Carrier Authority

On December 2, 205, Applicant filed an application requesting a Certificate to operate as a common carrier of property by motor vehicle over irregular routes on the island of Hawaii in the general commodities and dump truck classifications. The application is made pursuant to Hawaii Revised Statutes ("HRS") § 271-12.

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
proposed service is required by the present and future public
convenience and necessity. Accordingly, we conclude that
Applicant’s request for operating authority, as set forth in the
application, should be granted.

III.
Orders

THE COMMISSION ORDERS:

1. Applicant is granted a Certificate to operate as a
common carrier of property by motor vehicle over irregular routes
on the island of Hawaii in the general commodities and dump truck
classifications.

2. 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, paying a
fee of $20 for motor carrier gross revenues, and filing the appropriate insurance documents.

3. 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 vacate this Decision and Order.

4. Applicant shall not commence operations under this Decision and Order until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii MAR 21 2006

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

(APPROVED AS TO FORM:

Stacey Kawasaki Djou
Commission Counsel)

By Wayne H. Kimura, Commissioner

(Excused)

By Janet E. Kawelo, Commissioner

05-0303
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22340 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

JOHN E. COLE
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

ISLAND SERVICE & WATER LLC
c/o JERALD S. MILLER
70 Kamalii Street
Hilo, HI 96720

Dated: MAR 21, 2006

Karen Higashi