

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
 )  
E. AIONA HAULING SERVICES, LLC )  
 )  
For a Motor Carrier Certificate or )  
Permit. )  
\_\_\_\_\_ )

DOCKET NO. 05-0322

DECISION AND ORDER NO. 22389

RECEIVED  
2006 APR 13 A 8:19  
STATE OF HAWAII  
PUBLIC UTILITIES COMMISSION  
SECRETARY

Filed April 12, 2006  
At 2 o'clock P.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)  
E. AIONA HAULING SERVICES, LLC )  
For a Motor Carrier Certificate or )  
Permit. )  
\_\_\_\_\_ )

Docket No. 05-0322  
Decision and Order No. 22389

DECISION AND ORDER

By this Decision and Order, the commission grants E. AIONA HAULING SERVICES, 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 islands of Oahu and Hawaii in the specific commodities (heavy machinery and equipment) and dump truck classifications, subject to certain conditions, as described herein.

I.

Application for Common Carrier Authority

By application filed on December 21, 2005, and amended on February 21, 2006, Applicant requests a Certificate to operate as a common carrier of property by motor vehicle over irregular routes on the islands of Oahu and Hawaii in the specific commodities (heavy machinery and equipment) 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 islands of Oahu and Hawaii in the specific commodities (heavy machinery and equipment) 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 APR 12 2006.


PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By (EXCUSED)  
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

  
Stacey Kawasaki Dju  
Commission Counsel

By   
Janet E. Kawelo, Commissioner

05-0322.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22389 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

E. AIONA HAULING SERVICES, LLC  
c/o ED AIONA  
P. O. Box 4083  
Waianae, HI 96792

  
\_\_\_\_\_  
Karen Higashi

DATED: APR 12 2006