BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of

MAUI ROLLS ROYCE
CLASSIC COLLECTION, LLC

For a Motor Carrier Certificate or Permit.

DOCKET NO. 05-0299

DEcision and ORDER NO. 22433

Filed April 28, 2006
At 1:50 o'clock P.M.

Karen Higashi
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

MAUI ROLLS ROYCE
CLASSIC COLLECTION, LLC

For a Motor Carrier Certificate or Permit.

Docket No. 05-0299
Decision and Order No. 22433

DECISION AND ORDER

By this Decision and Order, the commission grants MAUI ROLLS ROYCE CLASSIC COLLECTION, LLC ("Applicant") a certificate of public convenience and necessity ("Certificate") to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Maui in the 1-to-7 passenger classification, subject to certain conditions, as described herein.

I.
Application for Common Carrier Authority

On November 28, 2005, Applicant filed an application requesting a Certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Maui in the 1-to-7 passenger classification. 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"). On November 30, 2005, the Consumer Advocate informed the commission that it will not be participating in this docket.

On February 8, 2006, ABC Rider, Inc., dba Coastline Limousine ("Movant"), filed a motion to intervene in this proceeding ("Motion to Intervene"). On February 16, 2006, Applicant filed a memorandum in opposition to Movant’s Motion to Intervene. On March 15, 2006, the commission issued Order No. 22322, denying Movant’s Motion to Intervene.

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 passengers by motor vehicle over irregular
routes on the island of Maui in the 1-to-7 passenger classification.

2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, 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 28 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

05-0299
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 2 2 4 3 3 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

MAUI ROLLS ROYCE CLASSIC COLLECTION, LLC
218 Crestview Drive
Lahaina, HI  96761

MICHAEL H. LAU, ESQ.
KENT D. MORIHARA, ESQ.
MORIHARA LAU & FONG LLP
Davies Pacific Center, Suite 400
841 Bishop Street
Honolulu, HI  96813

(Counsel for Maui Rolls Royce Classic Collection, LLC)

DATED:  APR 28 2006

Karen Higa\textsuperscript{a}