BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
EMERALD PACIFIC TRUCKING, INC. ) DOCKET NO. 2006-0096
To Place Operating Authority on)
Inactive Status. )

ORDER NO. 22488

File d May 24, 2006
At 11 o’clock A.M.

KAREN H. IGASHI
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN H. IGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of

EMERALD PACIFIC TRUCKING, INC.

Docket No. 2006-0096

To Place Operating Authority on
Inactive Status.

Order No. 22488

ORDER

By this Order, the commission places certificate of public convenience and necessity no. 5137-C ("Certificate No. 5137-C"), held by EMERALD PACIFIC TRUCKING, INC. ("Petitioner"), on inactive status for a period of twelve (12) months, effective from the date of this Order, pursuant to Hawaii Revised Statutes ("HRS") § 271-19(b).

I.

Request to Place Common Carrier Authority on Inactive Status

On April 24, 2006, Petitioner filed a letter requesting that Certificate No. 5137-C be placed on inactive status. Certificate No. 5137-C authorizes Petitioner to transport property by motor vehicle over irregular routes on the island of Hawaii in the general commodities and truck classifications.

Under HRS § 271-19(b), the commission may place a certificate on inactive status upon written request by a motor carrier, and for good cause shown. The inactive period, however, may not exceed twelve (12) months. In addition, HRS § 271-19(b)
provides that inactive status may only be granted for a cumulative period not to exceed two (2) years over the life of the certificate.

The commission finds that there is good cause to grant Petitioner's request. If Petitioner so desires it may file, prior to the expiration of the inactive period granted by this Order, a request to extend its inactive status for up to one (1) additional year.

II.

Orders

THE COMMISSION ORDERS:

1. Petitioner's Certificate No. 5137-C is placed on inactive status for a period of twelve (12) months, effective from the date of this Order.

2. Pursuant to HRS § 271-19(b), if Certificate No. 5137-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. The request to reactivate Certificate No. 5137-C, along with the filing of all documents necessary for reactivation must be completed prior to the expiration of the inactivity period, or Certificate No. 5137-C shall be revoked.

3. Petitioner shall not transfer its inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.
DONE at Honolulu, Hawaii	MAY 2 4 2006

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By  
Carlito P. Caliboso, Chairman

By  
Wayne H. Kimura, Commissioner

By  
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Commission Counsel

2006-0096
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22488 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

EMERALD PACIFIC TRUCKING, INC.
c/o TERRY L. BACA, PRESIDENT
12504 Setting Sun
El Paso, TX 79938

DATED: MAY 24 2006

Karen Higashi