

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----))
HIGHSPEED COMMUNICATIONS OF))
HAWAII, LLC, fna))
HIGHSPEED.COM OF HAWAII, LLC))
Notice of Failure to Comply))
With Hawaii Revised Statutes))
and Commission's Regulations;))
Order to Show Cause Why))
Respondent's Operating))
Authority Should Not Be))
Suspended or Revoked.))
-----))

DOCKET NO. 04-0243

DECISION AND ORDER NO. 22522

Filed June 6, 2006
At 11 o'clock A.M.

for Eleanor R. Huiasopea
Chief Clerk of the Commission

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PUBLIC UTILITIES AGENCY
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COMMUNICATIONS AND
TRANSPORTATION
HAWAII

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
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HIGHSPEED COMMUNICATIONS OF) Docket No. 04-0243
HAWAII, LLC, fna)
HIGHSPEED.COM OF HAWAII, LLC) Decision and Order No. 22522
)
Notice of Failure to Comply)
With Hawaii Revised Statutes)
and Commission's Regulations;)
Order to Show Cause Why)
Respondent's Operating)
Authority Should Not Be)
Suspended or Revoked.)
_____)

DECISION AND ORDER

By this Decision and Order, the commission revokes the certificate of authority ("COA") held by HIGHSPEED COMMUNICATIONS OF HAWAII, LLC, fna HIGHSPEED.COM OF HAWAII, LLC ("Respondent").

I.

Procedural History

Pursuant to Hawaii Administrative Rules ("HAR") § 6-80-91, the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on October 6, 2004, to show cause why Respondent's COA should not be suspended or revoked for failure to file its 2002 annual financial report.¹ The commission notified

¹The commission notified Respondent of the October 6, 2004 hearing by serving Order No. 21284 upon Respondent by certified mail, return receipt requested, at Respondent's last known address, or to Respondent's attorney. Pursuant to HAR § 6-61-21,

Respondent that its COA would be revoked if it failed to appear at the scheduled hearing.

On October 6, 2004, Respondent failed to appear before the commission's hearing officer. As a result, the hearings officer recommended that the commission render the following findings and conclusions: (1) Respondent be found in default for failure to appear at the hearing, and (2) Respondent's COA be revoked.

II.

Findings and Conclusions

Based on the entire record, the commission finds that Respondent has not complied with Order No. 21284, the applicable laws, rules, and regulations, and concludes that Respondent's COA should be revoked.

III.

Orders

THE COMMISSION ORDERS that Respondent's COA is revoked, and this docket is closed unless otherwise ordered by the commission.


service is deemed complete upon properly stamping, addressing, and mailing the order to Respondent's last known address, or to Respondent's attorney. Additionally, pursuant to Hawaii Revised Statutes § 91-9.5, the commission provided Respondent with notice of hearing via statewide publication in newspapers of general circulation on September 14 and September 21, 2004.

DONE at Honolulu, Hawaii JUN - 6 2006.

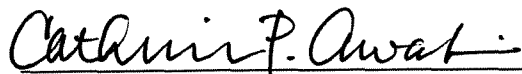
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Catherine P. Awakuni
Commission Counsel


04-0243.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22522 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

CATHY LaROQUE
STAFF ACCOUNTANT
HIGHSPEED COMMUNICATIONS OF HAWAII, LLC
fka HIGHSPEED.COM OF HAWAII, LLC
6 West Rose, Suite 500
Walla Walla, WA 99362

per 
Karen Higashi

DATED: JUN - 6 2006