BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of

STEVEN THOMAS MITCHELL, dba
S&S HAULING SERVICES

For a Motor Carrier Certificate or
Permit.

DOCKET NO. 2006-0093

DECISION AND ORDER NO. 22567

Filed June 27, 2006
At 12 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)

STEVEN THOMAS MITCHELL, dba )
S&S HAULING SERVICES )
For a Motor Carrier Certificate or )
Permit. )

Docket No. 2006-0093 )
Decision and Order No. 22567 )

DECISION AND ORDER

By this Decision and Order, the commission grants
STEVEN THOMAS MITCHELL, dba S&S HAULING SERVICES ("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 dump truck
classification, subject to certain conditions, as described
herein.

I. Application for Common Carrier Authority

On April 18, 2006, 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 dump truck 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"). 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 dump truck 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 he has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii JUN 27 2006

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By ______________________  By ______________________
Carlito P. Caliboso, Chairman  Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

By ______________________  (EXCUSED)
Janet E. Kawelo, Commissioner

Stacey Kawasaki Djou
Commission Counsel

2006-0093
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22567 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

STEVEN THOMAS MITCHELL, DBA  
S & S HAULING SERVICES  
P. O. Box 1296  
Keaau, HI  96749

DATED:  JUN 27 2006

Karen Higashi