## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Request of) WILLIAM M. YOEMAN, SR., dba BILL YOEMAN TRACTOR SERVICE For Voluntary Surrender of Certificate or Permit

DOCKET NO. 04-0125

ORDER NO. 22578

Filed June 29, 2006
At 1:45 o'clock P.M.

Karin Higast.

Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Commission, State of Hawaii.

# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Docket No. 04-0125 Order No. 22578

For Voluntary Surrender of Certificate or Permit

#### <u>ORDER</u>

By this Order, the commission orders that certificate of public convenience and necessity no. 5064-C ("Certificate No. 5064-C"), held by WILLIAM M. YOEMAN, SR., dba BILL YOEMAN TRACTOR SERVICE ("Petitioner"), is terminated, effective from the date of this Order.

I.

#### Request to Surrender Common Carrier Authority

By Order No. 21932, filed on July 20, 2005, in this docket, Certificate No. 5064-C, held by Petitioner, was placed on inactive status until June 29, 2006. On June 26, 2006, Petitioner filed a letter requesting commission approval to voluntarily surrender his authority under Certificate No. 5064-C. Under Certificate No. 5064-C, Petitioner is authorized to transport property by motor vehicle over irregular routes on the island of Hawaii in the dump truck classification.

### Findings and Conclusions

In accordance with Hawaii Revised Statutes ("HRS") § 271-19, operating authority under a certificate of public convenience and necessity may be terminated upon application of the holder. The commission finds good cause to grant Petitioner's request to terminate his authority.

III.

### <u>Orders</u>

#### THE COMMISSION ORDERS:

- 1. Petitioner's authority to transport property under Certificate No. 5064-C is terminated, effective from the date of this Order.
- 2. Petitioner shall remove any markings from the vehicles used in his operations. Petitioner shall comply with the foregoing requirement within fifteen (15) days from the date of this Order.
- 3. If Petitioner fails to comply with the foregoing requirement within the time period specified, he may be subject to penalties pursuant to HRS § 271-27.
- 4. This docket is closed unless otherwise ordered by the commission.

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PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

04-0125.eh

#### CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22578 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

WILLIAM M. YOEMAN, SR., dba BILL YOEMAN TRACTOR SERVICE P. O. Box 52 Mountain View, HI 96771

Karen Higashi

DATED: JUN 2 9 2006