BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
    JOSEPH R. BUGADO, dba
    BIG ISLAND SIGHT SEEING TOURS
)
For a Motor Carrier Certificate or )
Permit.
)

DECISION AND ORDER NO. 22621

Filed July 19, 2006
At 1 o'clock P.M.

Karen Higashi
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

In the Matter of the Application of)
JOSEPH R. BUGADO, dba)
BIG ISLAND SIGHT SEEING TOURS)
For a Motor Carrier Certificate or)
Permit. }

Docket No. 2006-0072
Decision and Order No. 22621

DECISION AND ORDER

By this Decision and Order, the commission grants
JOSEPH R. BUGADO, dba BIG ISLAND SIGHT SEEING TOURS
(“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 Hawaii,
excluding Waipio Valley, in the 8-to-25 passenger classification,
limited to utilizing motor vehicles with a maximum manufacturer’s
seating capacity of 15 passengers, and subject to certain
conditions, as described herein.

I.

Application for Common Carrier Authority

By application filed on March 28, 2006, and amended on
May 17, 2006, Applicant requests a Certificate to operate as a
common carrier of passengers by motor vehicle over irregular
routes on the island of Hawaii, excluding Waipio Valley, in the
8-to-25 passenger classification, limited to utilizing motor
vehicles with a maximum manufacturer’s seating capacity
of 15 passengers. 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 passengers by motor vehicle over irregular routes on the island of Hawaii, excluding Waipio Valley, in the
8-to-25 passenger classification, limited to utilizing motor vehicles with a maximum manufacturer's seating capacity of 15 passengers.

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

July 19, 2006

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By __________________________ By (EXCUSED)

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

APPROVED AS TO FORM:

By __________________________

John E. Cole, Commissioner

Stacey Kawasaki Djou
Commission Counsel

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CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22621 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI  96809

JOSEPH R. BUGADO, dba
BIG ISLAND SIGHT SEEING TOURS
987 Kinoole Street
Hilo, HI  96720

DATED:  JUL 19 2006

Karen Higashi