

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
ISLAND TOWING, INC.)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 2006-0103

DECISION AND ORDER NO. 22629

DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

2006 JUL 24 A 8:05

RECEIVED

Filed July 21, 2006
At 9 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
ISLAND TOWING, INC.)
For a Motor Carrier Certificate or)
Permit.)
_____)

Docket No. 2006-0103
Decision and Order No. 22629

DECISION AND ORDER

By this Decision and Order, the commission grants ISLAND TOWING, INC. ("Applicant") a permit to operate as a contract carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities classification, pursuant to a contract with Word of Mouth Rent-a-Used Car, Inc., and subject to certain conditions, as described herein.

I.

Application for Contract Carrier Authority

On May 2, 2006, Applicant filed an application requesting a permit to operate as a contract carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities classification pursuant to a contract with Word of Mouth Rent-a-Used Car, Inc. The application is made pursuant to Hawaii Revised Statutes ("HRS") § 271-13.

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 will be consistent with the public interest and the transportation policy declared in HRS chapter 271. 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 permit to operate as a contract carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities classification pursuant to a contract with Word of Mouth Rent-a-Used Car, Inc.

2. Applicant shall comply with all of the commission's requirements for contract 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 file a copy of its executed contract with Word of Mouth Rent-a-Used Car, Inc. The contract must include all terms and conditions under which the general commodities services are being provided, as well as the rates being charged.

4. 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.

5. Applicant shall not commence operations under this Decision and Order until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii JUL 21 2006.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

By John E. Cole
John E. Cole, Commissioner

Catherin P. Awab
for Stacey Kawasaki Djou
Commission Counsel
2006-0103.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22629 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

ISLAND TOWING, INC.
c/o TIMOTHY W. TEIXEIRA
365A Kamehameha Avenue
Kahului, HI 96732



Karen Higashi

DATED: JUL 21 2006