

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
PATTERSON CONSTRUCTION)
& TRUCKING, INC.)
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. 2006-0196

DECISION AND ORDER NO. 22828

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

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Filed Sept. 8, 2006
At 10 o'clock A.M.

Karen Higost.
Chief Clerk of the Commission

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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 PATTERSON CONSTRUCTION)
 & TRUCKING, INC.)
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 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. 2006-0196
 Decision and Order No. 22828

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 22708, filed on August 8, 2006, in the matter of PATTERSON CONSTRUCTION & TRUCKING, INC. ("Respondent").

I.

History

Pursuant to Hawaii Revised Statutes ("HRS") §§ 271-19, 271-25, 271-36, and Hawaii Administrative Rules ("HAR") §§ 6-62-24(a), 6-62-42(a), the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on September 27, 2006 to show cause why Respondent's certificate of public convenience and necessity number 4048-C should not be suspended or revoked for failure to file an annual financial report ("AFR") and pay an annual motor carrier gross revenue fee ("Fee") for the years 2004 and 2005.

On August 24, 2006, Respondent filed its 2004 and 2005 AFR and paid its Fees.

II.

Findings and Conclusions

The commission finds that Respondent has fully complied, although belatedly, with the motor carrier laws, rules, and regulations, and concludes that Order No. 22708, filed on August 8, 2006, should be vacated.

III.

Orders

THE COMMISSION ORDERS:

1. Order No. 22708 is vacated.
2. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii SEP - 8 2006.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By John E. Cole
John E. Cole, Commissioner

APPROVED AS TO FORM:

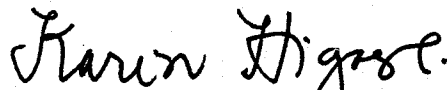
Stacey Kawasaki Djou
Stacey Kawasaki Djou
Commission Counsel

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22828 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

PATTERSON CONSTRUCTION & TRUCKING, INC.
P. O. Box 354/#10 Manawainui Bridge
Hoolehua, HI 96729



Karen Higashi

DATED: SEP - 8 2006