

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

----- In the Matter of ----- )  
 )  
 TOMIO KUNIKANE, dba )  
 MAC TRAVEL SERVICES )  
 )  
 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. 2006-0214

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

2006 SEP 26 A 11: 20

RECEIVED

DECISION AND ORDER NO. 22890

Filed Sept. 25, 2006  
At 1:40 o'clock A .M.

Karen Higost.  
Chief Clerk of the Commission

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

----- In the Matter of -----) )  
TOMIO KUNIKANE, dba ) )  
MAC TRAVEL SERVICES ) )  
Notice of Failure to Comply ) Docket No. 2006-0214  
With Hawaii Revised Statutes ) Decision and Order No. 22890  
and Commission's Regulations; )  
Order to Show Cause Why )  
Respondent's Operating )  
Authority Should Not Be )  
Suspended or Revoked. )  
\_\_\_\_\_)

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 22723, filed on August 9, 2006, in the matter of TOMIO KUNIKANE, dba MAC TRAVEL SERVICES ("Respondent").

I.

History

Pursuant to Hawaii Revised Statutes ("HRS") §§ 271-25, 271-36, and Hawaii Administrative Rules ("HAR") §§ 6-62-42(a), 6-62-24(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 584-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 year 2004.

On September 13, 2006, Respondent filed his 2004 AFR and paid his Fee.

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. 22723, filed on August 9, 2006, should be vacated.

III.

Orders

THE COMMISSION ORDERS:

1. Order No. 22723 is vacated.
2. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii SEP 25 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

2006-0214.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22890 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

TOMIO KUNIKANE, dba  
MAC TRAVEL SERVICES  
4171 Kilauea Avenue, #A  
Honolulu, HI 96816

  
\_\_\_\_\_  
Karen Higashi

DATED: SEP 25 2006