BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of

CHRISTOPHER F. SPEARS, dba
THEREALHAWAII ECO-CULTURAL EXCURSIONS

For a Motor Carrier Certificate or Permit.

DOCKET NO. 2006-0354

DECISION AND ORDER NO. 23057

Filed November 22, 2006
At 11 o'clock A.M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities Commission, State of Hawaii
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CHRISTOPHER F. SPEARS, dba THERALHAWAII ECO-CULTURAL EXCURSIONS

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DECISION AND ORDER

By this Decision and Order, the commission grants CHRISTOPHER F. SPEARS, dba THERALHAWAII ECO-CULTURAL EXCURSIONS ("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 Oahu in the 1-to-7 and 8-to-25 passenger classifications, subject to certain conditions, as described herein.

I. Application for Common Carrier Authority

On August 28, 2006, Applicant filed an application requesting a Certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 and 8-to-25 passenger classifications. The application is made pursuant to Hawaii Revised Statutes ("HRS") § 271-12.

Applicant served copies of the application on the Hawaii Transportation Association and the Hawaii State Certified
Common Carriers Association, Inc., which consist 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 Oahu in the 1-to-7 and 8-to-25 passenger classifications.

2. Applicant shall comply with all of the commission's requirements for common 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 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 NOV 2 2 2006

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

By John E. Cole, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki D Jou
Commission Counsel

2006-0354
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23057 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

CHRISTOPHER F. SPEARS, dba
THEREALHAWAII ECO-CULTURAL EXCURSIONS
2249 Broad Water Drive
Jacksonville, FL 32225

DATED: NOV 22 2006

Karen Higashi