BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)
ALBERT PATRICK GANDY, dba LEGNA TRANSPORTATION
For a Motor Carrier Certificate or Permit.

DOCKET NO. 05-0296

ORDER NO. 23062

Filed November 24, 2006
At 12 o'clock P.M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
ALBERT PATRICK GANDY, dba }
LEDNA TRANSPORTATION }
For a Motor Carrier Certificate or )
Permit. )

ORDER

By this Order, the commission vacates Decision and
Order No. 22279 and closes this docket.

I.

Application for Common Carrier Authority

On February 7, 2006, in Decision and Order No. 22279,
the commission approved the application of ALBERT PATRICK GANDY,
dba LEGNA TRANSPORTATION ("Applicant"), for a certificate of
public convenience and necessity to operate as a common carrier
of passengers by motor vehicle over irregular routes on
the island of Oahu in the 1-to-7 passenger classification.
We also: (1) ordered Applicant, as a condition to our approval of
the application, to comply with all commission requirements for
common carriers, including submitting certain documents within
one hundred and twenty (120) days of the issuance of the decision
and order; and (2) notified Applicant that failure to timely
comply with the commission's requirements would constitute
cause for the commission to vacate the Decision and Order.
We served Applicant with a copy of the Decision and Order by mail, postage prepaid, on the same day that the Decision and Order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated February 7, 2006, which reiterated the commission’s requirements and specified June 7, 2006, as the deadline for compliance.

On May 10, 2006, Applicant filed a request for an extension of time to comply with the requirements of Decision and Order No. 22279. The request was approved on May 11, 2006, which allowed Applicant until August 7, 2006, to comply. On July 17, 2006, Applicant filed a request for an additional extension of time to comply with the requirements of Decision and Order No. 22279. The request was approved on July 19, 2006, which allowed Applicant until October 7, 2006, to comply.

II.
Findings and Conclusions

The extended due date has passed, and Applicant has not complied with the requirements set forth in Decision and Order No. 22279. The commission, thus, determines that Decision and Order No. 22279 should be vacated.
III.

Orders

THE COMMISSION ORDERS:

Decision and Order No. 22279 is vacated and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii ____________ NOV 24 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 Djou
Commission Counsel
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23062 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

ALBERT PATRICK GANDY, dba
LEGNA TRANSPORTATION SERVICE
1020 Isenberg Street, #209
Honolulu, HI 96826

DATED: NOV 24 2006