

4.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
KI BONG KIM, dba)
TRANS PACIFIC HAWAII)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 2006-0330

DECISION AND ORDER NO. 23064

Filed November 24, 2006

At 12 o'clock P.M.

for Forrest K. Kane
Chief Clerk of the Commission

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
KI BONG KIM, dba)
TRANS PACIFIC HAWAII)
For a Motor Carrier Certificate or)
Permit.)
_____)

Docket No. 2006-0330
Decision and Order No. 23064

DECISION AND ORDER

By this Decision and Order, the commission grants KI BONG KIM, dba TRANS PACIFIC HAWAII ("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 8-to-25 passenger classification, subject to certain conditions, as described herein.

I.

Application for Common Carrier Authority

On August 10, 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 8-to-25 passenger classification. 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 8-to-25 passenger classification.

2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle

including, but not limited to, filing a lawful tariff, 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 24 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


2006-0330.ah

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23064 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

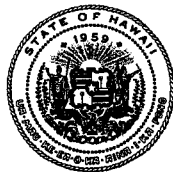
KI BONG KIM, dba
TRANS PACIFIC HAWAII
750 Kaheka Street, #1204
Honolulu, HI 96814



for Karen Higashi

DATED: NOV 24 2006

LINDA LINGLE
GOVERNOR



CARLITO P. CALIBOSO
CHAIRMAN

JOHN E. COLE
COMMISSIONER

STATE OF HAWAII
PUBLIC UTILITIES COMMISSION
DEPARTMENT OF BUDGET AND FINANCE
465 S. KING STREET, #103
HONOLULU, HAWAII 96813

Telephone: (808) 586-2020
Facsimile: (808) 586-2066

e-mail: Hawaii.PUC@hawaii.gov

November 24, 2006

Ki Bong Kim, dba
Trans Pacific Hawaii
750 Kaheka Street, #1204
Honolulu, Hawaii 96814

Re: Docket No. 2006-0330 - Application for Motor Carrier Certificate

Dear Mr. Kim:

The Commission approved your application in the docket noted above. You are required to file the following documents within 120 days from the date of approval or **NOT LATER THAN March 24, 2007.**

Upon receipt of the documents, the Commission will issue you a certificate number and a written statement authorizing you to commence your motor carrier operations.

1. Complete and submit the enclosed insurance forms: (a) Uniform Motor Carrier Bodily Injury and Property Damage Certificate of Insurance (WC-3539), and (b) Uniform Motor Carrier Bodily Injury and Property Damage Liability Endorsement (WC-3538). (Forms enclosed)

Please have your insurance agent or company complete and sign these insurance forms. Also, a **POLICY NUMBER** must be included on the forms or they will be rejected. An explanation of the State of Hawaii's liability insurance coverage requirements for motor carriers is provided in the enclosed "Notice to All Motor Carriers."

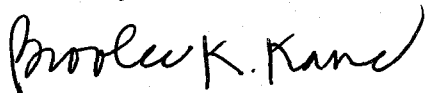
2. File a tariff in accordance with the provisions of Hawaii Administrative Rules, Chapter 6-63. Your application indicates that you will be participating in the tariff published by the Western Motor Tariff Bureau, Inc. ("WMTB"). Please call WMTB at 836-5874, or toll free at (866) 585-5874, to obtain more information.

Ki Bong Kim, dba
Trans Pacific Hawaii
November 24, 2006
Page 2

3. Complete and submit the enclosed "Vehicle Inventory List" form. The vehicles utilized must be registered under your name. If you choose to lease any vehicle, you are required to complete and submit a "Motor Vehicle Equipment Lease" form. (Forms are available by calling this office at 586-2020.)
4. Submit a copy of the current Certificate of Registration or Ownership document for all vehicles listed on the Vehicle Inventory List.
5. Submit the Motor Carrier Gross Revenue Fee in the amount shown on the enclosed Bill for Collection.

The documents can be mailed or delivered to the Commission's address noted above. If you have any questions regarding the requirements, please call me at 586-3757.

Sincerely,



for William J. Stokes
Compliance Section

WJS:eh

Enclosures: Insurance forms WC-3539 and WC-3538
Liability Insurance Coverage Requirements
Vehicle Inventory List
Bill for Collection

c: Western Motor Tariff Bureau, Inc. (w/o enc.)

PUBLIC UTILITIES COMMISSION
STATE OF HAWAII
465 SOUTH KING STREET, #103
HONOLULU, HAWAII 96813

BILL FOR COLLECTION

November 24, 2006

BILL NO. 07-75

BILLED TO: Ki Bong Kim, dba
Trans Pacific Hawaii
750 KAHEKA STREET, #1204
HONOLULU, Hawaii 96814

Description	Amount	Total
DOCKET NO. 2006-0330		
DECISION & ORDER NO. 23064		
<u>MOTOR CARRIER GROSS REVENUE FEE:</u>		
Pursuant to Section 271-36, Hawaii Revised Statutes		
		<u>\$20.00</u>
<u>PAYMENT DUE ON OR BEFORE:</u>		
<u>March 24, 2007</u>		

NOTE: The amount due as shown by this invoice should be paid to the Department or establishment indicated. Upon payment you will receive a receipt for amount paid. Any failure to receive such receipt should be reported to the State Comptroller.