BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
VALLEY ISLE TRUCKING, INC., fka ) DOCKET NO. 2006-0459
HANA WAI WATERWAGON SERVICES, INC.)
)
For Extension of Motor Carrier )
Certificate. )
)

DECISION AND ORDER NO. 23213

Filed Jan. 23, 2007
At 1:30 o’clock P.M.

Karen Higashi
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)

VALLEY ISLE TRUCKING, INC., fka HANA WAI WATERWAGON SERVICES, INC.)
For Extension of Motor Carrier Certificate.

Docket No. 2006-0459
Decision and Order No. 23213

DECISION AND ORDER

By this Decision and Order, the commission authorizes VALLEY ISLE TRUCKING, INC., fka HANA WAI WATERWAGON SERVICES, INC. ("Applicant"), to extend its authority under certificate of public convenience and necessity number 4072-C ("Certificate No. 4072-C") to include the general commodities classification on the island of Maui, subject to certain conditions, as described herein.

I.
Application to Extend Common Carrier Authority

Applicant is a common carrier of property by motor vehicle over irregular routes on the island of Maui in the dump truck and specific commodities (water, heavy machinery and equipment) classifications. On November 21, 2006, Applicant filed an application seeking commission approval to extend its
authority under Certificate No. 4072-C to include the general commodities classification.¹

Applicant served copies of the application on the Hawaii Transportation Association, which consists 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 Hawaii Revised Statutes 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 an extension of its authority should be granted.

¹Applicant also requested that the commission approve the transfer of Certificate No. 4072-C from Hana Wai Waterwagon Services, Inc. to Valley Isle Trucking, Inc. The commission notes, however, that the proposed transfer is not a transaction pursuant to Hawaii Revised Statutes § 271-18, but merely a change in corporate name as evidenced by the Articles of Amendment to Change Corporate Name filed with the application, and, thus, does not need commission approval.
III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of property by motor vehicle over irregular routes on the island of Maui in the general commodities and dump truck classifications.

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 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 in the general commodities classification until it has received written confirmation from the commission that all requirements have been met.

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2Applicant's specific commodities authority is subsumed under its general commodities authority.
DONE at Honolulu, Hawaii  JAN 2 3 2007

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

2006-0459.cp
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23213 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

NATHAN MIYAZONO, PRESIDENT
VALLEY ISLE TRUCKING, INC., fka
HANA WAI WATERWAGON SERVICES, INC.
2620 Mikoi Place
Kihei, HI 96753

DATED: JAN 23 2007

Karen Higashi