BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

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In the Matter of the Request of)

DANIEL H. LUKE, dba BIG D TRUCKING

DOCKET NO. 2007-0002

To Place Operating Authority on) Inactive Status.)

ORDER NO. 23235

Filed ________ Jan. 31____, 2007 At _____ 12_o'clock _P_.M.

Harin Tigost. Chief Clerk of the commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Commission, State of Hawaii. MUNN Mignet.

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DANIEL H. LUKE, dba BIG D TRUCKING

To Place Operating Authority on) Inactive Status.) Docket No. 2007-0002 Order No. 23235

ORDER

this Order, the commission places certificate By of public convenience necessity no. and 2202-C ("Certificate No. 2202-C"), held by DANIEL н. LUKE, dba BIG D TRUCKING ("Petitioner"), on inactive status for a period of twelve (12) months, effective from the date of this Order, pursuant to Hawaii Revised Statutes ("HRS") § 271-19(b).

I.

Request to Place Common Carrier Authority on Inactive Status

On January 3, 2007, Petitioner filed a letter requesting that Certificate No. 2202-C be placed on inactive status. Certificate No. 2202-C authorizes Petitioner to transport property by motor vehicle over irregular routes on the island of Oahu in the dump truck classification.

Under HRS § 271-19(b), the commission may place a certificate on inactive status upon written request by a motor carrier, and for good cause shown. The inactive period, however, may not exceed twelve (12) months. In addition, HRS § 271-19(b)

provides that inactive status may only be granted for a cumulative period not to exceed two (2) years over the life of the certificate.

The commission finds that there is good cause to grant Petitioner's request. If Petitioner so desires, he may file, prior to the expiration of the inactive period granted by this Order, a request to extend his inactive status for up to one (1) additional year.

II.

<u>Orders</u>

THE COMMISSION ORDERS:

1. Petitioner's Certificate No. 2202-C is placed on inactive status for a period of twelve (12) months, effective from the date of this Order.

2. Pursuant to HRS § 271-19(b), if Certificate No. 2202-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. The request to reactivate Certificate No. 2202-C, along with the filing of all documents necessary for reactivation must be completed prior to the expiration of the inactivity period, or Certificate No. 2202-C shall be revoked.

3. Petitioner shall not transfer his inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.

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DONE at Honolulu, Hawaii _____ JAN 3 1 2007

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

to Pl By.

Carlito P. Caliboso, Chairman

By

John E. Cole, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2007-0002.eh

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CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23235 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

DANIEL H. LUKE, dba BIG D TRUCKING 91-1028 Kaiau Avenue, #6A Kapolei, HI 96707

Karen Higashi

DATED: JAN 3 1 2007