BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Application of)

SUNSET TRUCKING LLC

Docket No. 2006-0188

For a Motor Carrier Certificate or Permit.

ORDER NO. 23290

Filed March 7, 2007 At _2 o'clock P .M.

Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Commission, State of Hawaii. 8°.

RECEIVED

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OF THE STATE OF HAWAII

In the Matter of the Application of) SUNSET TRUCKING LLC For a Motor Carrier Certificate or) Permit.

Docket No. 2006-0188 Order No. 23290

<u>ORDER</u>

By this Order, the commission orders that Decision and Order No. 22920 is vacated and this docket is closed.

I.

Application for Common Carrier Authority

On October 4, 2006, in Decision and Order No. 22920, the commission approved the application of SUNSET TRUCKING LLC ("Applicant") for a certificate of public convenience and necessity 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. 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 October 4, 2006, which reiterated the commission's requirements and specified February 4, 2007, as the deadline for compliance.

II.

Findings and Conclusions

The one hundred and twenty (120)-day time period has passed, and Applicant has not complied with the requirements set forth in Decision and Order No. 22920. The commission, thus, determines that Decision and Order No. 22920 should be vacated.

III.

Orders

THE COMMISSION ORDERS:

Decision and Order No. 22920 is vacated and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii MAR - 7 2007

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Carlie P. Caliboso, Chairman

John E. Cole, Commissioner Βу

APPROVED AS TO FORM:

llis Stacey Kawasaki Djou

Commission Counsel

2006-0188.cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23290 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

SUNSET TRUCKING, LLC P. O. Box 588 Kihei, HI 96753

Karen Higashi

DATED: MAR - 7 2007