BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)

MASAKAZU ZAYASU ) DOCKET NO. 2006-0491
)
To Sell, Lease, Assign, Mortgage or)
Otherwise Dispose of, or Encumber )
The Whole or Any Part of Its )
Property, Certificate, or Permit. )

DECISION AND ORDER NO. 23383

Filed April 24, 2007
At 2 o'clock p.m.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)

MASAKAZU ZAYASU ) Docket No. 2006-0491

To Sell, Lease, Assign, Mortgage or) Decision and Order No. 23383
Otherwise Dispose of, or Encumber )
The Whole or Any Part of Its )
Property, Certificate, or Permit. )

DECISION AND ORDER

By this Decision and Order, the commission approves the
transfer of certificate of public convenience and necessity
number 954-C ("Certificate No. 954-C") from MASAKAZU ZAYASU
("Transferor") to MZ TOURS, INC. ("Transferee"), subject to
certain conditions, as described herein.

I.
Application to Transfer Common Carrier Authority

On December 22, 2006, Transferor filed an application
seeking commission approval to transfer Certificate No. 954-C to
Transferee, pursuant to Hawaii Revised Statutes ("HRS") § 271-18.
Under Certificate No. 954-C, and pursuant to HRS § 271-12,
Transferor is authorized 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.

Transferor 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 the proposed transfer, 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

Upon review of Transferor’s application, the commission finds that Transferee is fit, willing, and able to perform the services presently performed by Transferor, and that the proposed transfer of Certificate No. 954-C is just and reasonable and will be consistent with the public interest. Accordingly, the commission concludes that the proposed transfer is in accordance with HRS § 271-18, and should, therefore, be approved.

III.

Orders

THE COMMISSION ORDERS:

1. Transferor’s application to transfer Certificate No. 954-C to Transferee is approved.

2. Transferee 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. Transferor shall file with the commission his annual financial report for the period of operation from 2006-0491
January 1, 2007, to the effective date of this Decision and Order, and shall pay the associated motor carrier gross revenue fee.


5. Transferor and Transferee 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.

6. Transferee shall not commence operations under this Decision and Order until it has received written confirmation from the commission that all requirements have been met.
DONE at Honolulu, Hawaii    APR 24 2007.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By
Carlito P. Caliboso, Chairman

By
John E. Cole, Commissioner

APPROVED AS TO FORM:

By
Stacey Kawasaki Djou
Commission Counsel

2006-0491
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 2383 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

MASAKAZU ZAYASU
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MZ TOURS, INC.
1238 15th Avenue
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ERNEST Y. YAMANE, ESQ.
1255 Nuuanu Avenue, E3202
Honolulu, HI 96817

DATED: APR 24 2007

Karen Higashi