# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Permit.

DOCKET NO. 2007-0106

DECISION AND ORDER NO. 23592

Filed August 10, 2007

At \_\_\_\_\_ 12 o'clock \_ P \_\_\_ .M.

Chief Clerk of the Commission

2007 AUG 13 A 9 LL
IV. OF CONSUMER ANYOOM
DEPT. OF CONSUMER AFFAIRS
STATE OF FAMILY

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)

KAUAI MAKAMAE CORPORATION

For a Motor Carrier Certificate or )

Permit.

Docket No. 2007-0106

Decision and Order No. 23592

### DECISION AND ORDER

By this Decision and Order, the commission grants KAUAI MAKAMAE CORPORATION ("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 Kauai in the 8-to-25 passenger classification.

I.

## Application for Common Carrier Authority

On April 23, 2007, Applicant filed an application requesting a Certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island 8-to-25 passenger classification. of Kauai in the The application is made pursuant to Hawaii Revised Statutes ("HRS") § 271-12. By Decision and Order No. 23468. filed May 31, 2007, in Docket No. 2007-0105, the commission granted Applicant temporary authority to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Kauai in the 8-to-25 passenger classification. The temporary authority is valid for one hundred twenty (120) days, or until September 31, 2007.

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 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

the island of Kauai in the 8-to-25 passenger routes on classification.

This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii \_\_\_\_\_AUG 1 0 2007

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Commission Counsel

2007-0106.dhi

## CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing <u>Decision and Order No. 23592</u> 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

KAUAI MAKAMAE CORPORATION c/o ERIC INADA P.O. Box 436 Kalaheo, HI 96741

Karen Higashi

DATED: AUG 1 0 2007