# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

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Notice of Failure to Comply With Hawaii Revised Statutes and Commission's Regulations; Order to Show Cause Why Respondent's Operating Authority Should Not Be Suspended or Revoked. DOCKET NO. 2007-0279

### ORDER NO. 23724

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DIV. OF CONSUMERS AND CONSUMER AFFAIRS
STATE OF SAWAII

Filed Oct. 15, 2007

At \_\_\_\_\_o'clock P\_\_.M.

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## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

----- In the Matter of -----)

ISLAND PAGE, INC.

Notice of Failure to Comply With Hawaii Revised Statutes and Commission's Regulations; Order to Show Cause Why Respondent's Operating Authority Should Not Be Suspended or Revoked. Docket No. 2007-0279 Order No. 23724

### NOTICE OF VIOLATION, ORDER TO SHOW CAUSE, AND NOTICE OF HEARING

ISLAND PAGE, INC. ("Respondent") is the holder of a certificate of registration ("COR"), issued pursuant to Hawaii Administrative Rules ("HAR") § 6-80-18. The COR authorizes Respondent to provide intrastate wireless paging service within the State of Hawaii ("State").

HAR § 6-80-91 requires Respondent to file an annual financial report ("AFR") by March 31 of each year. Hawaii Revised Statutes § 269-30 requires Respondent to pay a public utility fee ("Fee") in July and December of each year. Respondent failed to file its 2005 AFR and pay the Fee that was due on July 31, 2006, and December 31, 2006.

Order No. 20193, filed on May 23, 2003, in Docket No. 03-0058, requires Respondent to pay an annual contribution to the telecommunications relay services fund by July 26<sup>th</sup> of each

<sup>&</sup>lt;sup>1</sup>As amended by Decision and Order Nos. 21049, 21847, 22536, and 23481.

year. Respondent failed to pay the contribution that was due on July 26, 2006.

HAR § 6-80-19 authorizes the commission, after notice and hearing, to suspend or revoke any COR, in whole or in part, if the commission finds that the holder violated any applicable State laws, commission orders or rules. Accordingly, the commission may suspend or revoke Respondent's COR for failure to comply with the legal requirements set forth above, unless Respondent is able to show cause why such suspension or revocation should not occur.

#### THE COMMISSION ORDERS:

- 1. Respondent shall appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 20, 2007, to show cause why Respondent's COR should not be suspended or revoked for failure to comply with the legal requirements set forth in this order.
- 2. Respondent may be represented by counsel. If Respondent does not retain counsel, Respondent may be represented at the hearing as follows: (a) an individual may appear on his or her own behalf; (b) a partner may represent a partnership; and (c) an officer or authorized employee of a corporation, trust, or association may represent the corporation, trust, or association.
- 3. If Respondent fails to appear at the scheduled hearing, Respondent's COR shall be suspended or revoked.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

John E. Cole, Commissioner

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2007-0279.ac

#### CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23724 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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

ISLAND PAGE, INC. 3249 Koapaka Street Honolulu, HI 96819 (CM #7003 0500 0002 9036 4258)

Karen Higashi

DATED: OCT 1 5 2007