BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)

T.J. GOMES TRUCKING CO., INC. ) DOCKET NO. 2007-0185

For Extension of Motor Carrier )
Certificate. )

DECISION AND ORDER NO. 23726

Filed __ Oct. 16__, 2007
At __1__ o'clock __P__.M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
By this Decision and Order, the commission authorizes T.J. GOMES TRUCKING CO., INC. ("Applicant") to extend its authority under certificate of public convenience and necessity number 4028-C ("Certificate No. 4028-C") to include the general commodities classification on the island of Maui, subject to certain conditions, as described herein.

I. Application to Extend Common Carrier Authority

Applicant is a common carrier of property by motor vehicle over irregular routes on the island of Maui in the specific commodities (hauling of heavy or large construction machinery, equipment, and materials on low boy trailers) and dump truck classifications. On July 5, 2007, Applicant filed an application seeking commission approval to extend its authority under Certificate No. 4028-C to include the general commodities classification.
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 Hawaii Revised Statutes 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 an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized 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.¹

2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff and filing the appropriate insurance documents.

3. Applicant 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.

4. Applicant shall not commence operations in the general commodities classification until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii ________________

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By ____________________________ By ____________________________
Carlito P. Caliboso, Chairman John E. Cole, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Commission Counsel

2007-0185

¹Applicant’s specific commodities authority is subsumed under its general commodities authority.
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23726 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

SANDRA M. GOMES
VICE PRESIDENT
T.J. GOMES TRUCKING CO., INC.
500-B Waiale Road
Wailuku, HI  96793

DATED:  OCT 16 2007

Karen Higashi