

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
 EKAHI TOURS, INC.)
)
 For Extension of Motor Carrier)
 Certificate.)
 _____)

DOCKET NO. 2007-0202

DECISION AND ORDER NO. 23728

Filed Oct. 16, 2007
 At 1 o'clock P .M.

Karen Higashi
 Chief Clerk of the Commission

RECEIVED

2007 OCT 18 A 8:35

DIV. OF CONSUMER ADVOCACY
 DEPT. OF COMMERCE AND
 CONSUMER AFFAIRS
 STATE OF HAWAII

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

K. Higashi

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 EKAHI TOURS, INC.))
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For Extension of Motor Carrier))
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Docket No. 2007-0202
Decision and Order No. **23728**

DECISION AND ORDER

By this Decision and Order, the commission authorizes EKAHI TOURS, INC. ("Applicant") to extend its authority under certificate of public convenience and necessity number 4563-C ("Certificate No. 4563-C") by removing the 17 passenger seat limitation in the 8-to-25 passenger 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 passengers by motor vehicle over irregular routes on the island of Maui in the 8-to-25 passenger classification, limited to utilizing motor vehicles with a maximum manufacturer's seating capacity of 17 passengers. On July 26, 2007, Applicant filed an application seeking commission approval to extend its authority under Certificate No. 4563-C by removing the 17 passenger seat limitation in the 8-to-25 passenger classification on the island of Maui.

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 passengers by motor vehicle over irregular routes on the island of Maui in the 8-to-25 passenger classification.

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.


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 its expanded motor carrier operations until it has received written confirmation from the commission that all requirements have been met.

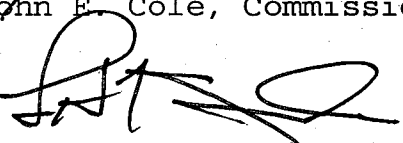
DONE at Honolulu, Hawaii OCT 16 2007.

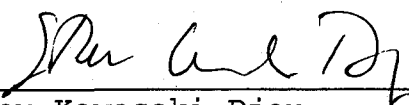
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

APPROVED AS TO FORM:


By Leslie H. Kondo, Commissioner


Stacey Kawasaki Djou
Commission Counsel

2007-0202.cp

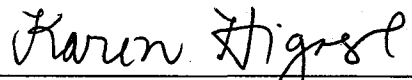
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23728 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

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GILBERT AGARAN, ESQ.
TAKITANI AND AGARAN
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Wailuku, HI 96793



Karen Higashi

DATED: OCT 16 2007