

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
STEPHEN CONNOLLY, dba)
PARADISE TOURS)
To Place Operating Authority on)
Inactive Status.)
_____)

DOCKET NO. 2006-0100

ORDER DISMISSING PETITION FILED ON APRIL 28, 2006

RECEIVED

2006 JUN -9 A 8:33

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

PUBLIC UTILITIES
COMMISSION

2006 JUN -6 P 1:51

FILED

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of))
STEPHEN CONNOLLY, dba)) Docket No. 2006-0100
PARADISE TOURS))
To Place Operating Authority on))
Inactive Status.))
_____))

ORDER DISMISSING PETITION FILED ON APRIL 28, 2006

By this Order, the commission dismisses the petition filed by STEPHEN CONNOLLY, dba PARADISE TOURS ("Petitioner"), on April 28, 2006, and closes this docket.

I.

Request to Place Common Carrier Authority on Inactive Status

On April 28, 2006, Petitioner filed a letter requesting that certificate of public convenience and necessity no. 1818-C ("Certificate No. 1818-C") be placed on inactive status. Certificate No. 1818-C authorizes Petitioner to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 8-to-25 passenger classification.

By letter dated May 18, 2006, the commission requested that Petitioner file an annual financial report ("AFR") and pay the associated motor carrier gross revenue fee ("Fee") for the period January 1, 2006 to the date of his request for inactive status. Petitioner failed to file the AFR and pay the requisite Fee.

Accordingly, by Order No. 23762, filed on October 24, 2007, in Docket No. 2007-0261, the commission ordered Petitioner to appear before the commission on November 20, 2007, to show cause why Certificate No. 1818-C should not be revoked for failure to file an AFR and pay a Fee for the year 2006. As Petitioner failed to appear at the hearing, the commission issued Order No. 23931 on December 27, 2007, which suspended Certificate No. 1818-C for a period of three (3) months, effective from the date of the Order. In our Order, we stated that if Petitioner did not file an AFR and pay the Fee for the year 2006 by the time the suspension period had expired, i.e., three (3) months from the date of the Order, Certificate No. 1818-C would be revoked. The suspension period of three (3) months expired and Petitioner did not file an AFR and pay the Fee for the year 2006. The commission, thus, revoked Certificate No. 1818-C by Decision and Order No. 24209, filed on May 12, 2008.

II.

Findings and Conclusions

The revocation of Petitioner's operating authority renders moot Petitioner's request to place Certificate No. 1818-C on inactive status. Thus, we conclude that there is good cause to dismiss the petition in this docket.

III.

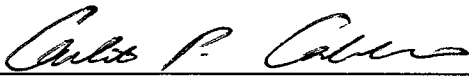
Order

THE COMMISSION ORDERS:

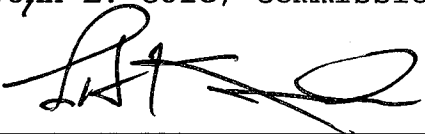
The petition filed on April 28, 2006 is dismissed, and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii JUN - 6 2008.

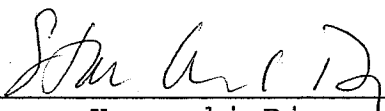
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

2006-0100.cp

2006-0100

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

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

STEPHEN CONNOLLY, dba
PARADISE TOURS
2558 Date Street, #412
Honolulu, HI 96826