BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

DOCKET NO. 2007-0382

ORDER VACATING DECISION AND ORDER NO. 24043

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application	of)		
YASUHIRO NISHIDA, dba SIRIUS THE STUDIO)	Docket No.	2007-0382
For a Motor Carrier Certificate Permit.	or)	•	

ORDER VACATING DECISION AND ORDER NO. 24043

By this Order, the commission vacates Decision and Order No. 24043 and closes this docket.

I.

Application for Common Carrier Authority

On February 19, 2008, in Decision and Order No. 24043, the commission approved the application of YASUHIRO NISHIDA, dba SIRIUS THE STUDIO ("Applicant"), for a certificate of public convenience and necessity to operate as a common carrier motor vehicle over irregular routes of passengers by the island of Hawaii, excluding Waipio Vallev, in (1) 1-to-7 passenger classification, and (2) 8-to-25 passenger classification, limited to utilizing motor vehicles with a maximum manufacturer's seating capacity of 15 passengers. We also: (1) ordered Applicant, as a condition to our approval of the application, to comply with all commission requirements for common carriers, including submitting certain documents within one hundred and twenty (120) days of the issuance of the decision and order; and (2) notified Applicant that failure to timely comply with the commission's requirements would constitute cause for the commission to vacate the Decision and Order. We served Applicant with a copy of the Decision and Order by mail, postage prepaid, on the same day that the Decision and Order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated February 19, 2008, which reiterated the commission's requirements and specified June 19, 2008, as the deadline for compliance.

II.

Findings and Conclusions

The one hundred and twenty (120)-day time period has passed, and Applicant has not complied with the requirements set forth in Decision and Order No. 24043. The commission, thus, determines that Decision and Order No. 24043 should be vacated.

III.

Order

THE COMMISSION ORDERS:

Decision and Order No. 24043 is vacated and this docket is closed unless otherwise ordered by the commission.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

Cole, Commissioner

By:

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2007-0382.laa

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
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