

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
BIG ISLAND GUYS, INC. )  
For a Motor Carrier Certificate or )  
Permit. )  
\_\_\_\_\_ )

DOCKET NO. 2007-0115

ORDER VACATING DECISION AND ORDER NO. 23633

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

PUBLIC UTILITIES  
COMMISSION

2008 SEP 19 P 2:07

FILED

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BIG ISLAND GUYS, INC. )  
For a Motor Carrier Certificate or )  
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Docket No. 2007-0115

ORDER VACATING DECISION AND ORDER NO. 23633

By this Order, the commission vacates Decision and Order No. 23633 and closes this docket.

I.

Application for Common Carrier Authority

On September 5, 2007, in Decision and Order No. 23633, the commission approved the application of BIG ISLAND GUYS, INC. ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the island of Hawaii in the general commodities classification. 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 September 5, 2007, which reiterated the commission's requirements and specified January 5, 2008, as the deadline for compliance.

On January 4, 2008, Applicant filed a request for a sixty (60)-day extension of time to comply with our requirements. The request was approved on January 7, 2008, which allowed Applicant until March 5, 2008 to comply. On March 3, 2008, Applicant filed an additional request for a sixty (60)-day extension of time to comply. The request was approved on March 5, 2008, which allowed Applicant until May 5, 2008 to comply. On April 30, 2008, Applicant filed a third request for a sixty (60)-day extension of time to comply. The request was approved on May 19, 2008, which allowed Applicant until July 5, 2008 to comply.

## II.

### Findings and Conclusions

The third extended due date has passed, and Applicant has not complied with the requirements set forth in Decision and Order No. 23633. The commission, thus, determines that Decision and Order No. 23633 should be vacated.

III.


Order

THE COMMISSION ORDERS:

Decision and Order No. 23633 is vacated and this docket is closed unless otherwise ordered by the commission.

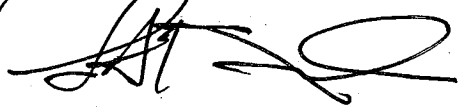
DONE at Honolulu, Hawaii SEP 19 2008.

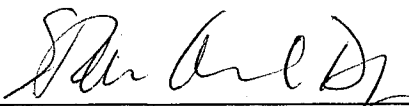
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
John E. Cole, Commissioner

APPROVED AS TO FORM:

  
By  
Leslie H. Kondo, Commissioner

  
Stacey Kawasaki Djou  
Commission Counsel

2007-0115.cp

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

BIG ISLAND GUYS, INC.  
c/o MICHAEL WARREN  
154-A Holomua Street  
Hilo, HI 96720