

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
)
 KILAUEA IRRIGATION CO., INC.)
)
 Notice of Failure to Comply)
 With Hawaii Revised Statutes)
 and Commission's Regulations;)
 Order to Show Cause Why)
 Respondent's Operating)
 Authority Should Not Be)
 Suspended or Revoked.)
 _____)

DOCKET NO. 2007-0285

DECISION AND ORDER

RECEIVED

2008 SEP 30 A 8: 34

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

PUBLIC UTILITIES
COMMISSION

2008 SEP 29 P 12: 09

FILED

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KILAUEA IRRIGATION CO., INC.) Docket No. 2007-0285
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Notice of Failure to Comply)
With Hawaii Revised Statutes)
and Commission's Regulations;)
Order to Show Cause Why)
Respondent's Operating)
Authority Should Not Be)
Suspended or Revoked.)
_____)

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 23776, filed on October 26, 2007, in the matter of KILAUEA IRRIGATION CO., INC. ("Respondent").

I.

History

By Order No. 23776, filed on October 26, 2007, the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 20, 2007, to show cause why Respondent should not be assessed a fine for failure to pay a one-time registration fee in the amount of \$350.00 and ticket fees in the amount of \$1,117.77, pursuant to Decision and Order No. 23086. On November 16, 2007, Respondent requested a continuance of the hearing and on November 19, 2007, the commission granted its request.

On November 20, 2007, Respondent paid the ticket fees in the amount of \$1,117.77, and on July 24, 2008, paid the one-time registration fee of \$350.00.

II.

Findings and Conclusions

The commission finds that Respondent has fully complied, although belatedly, with the commission's applicable laws, rules, and regulations, and concludes that Order No. 23776, filed on October 26, 2007, should be vacated.

III.


Orders

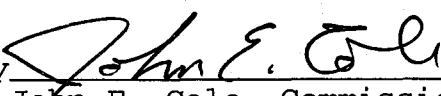
THE COMMISSION ORDERS:

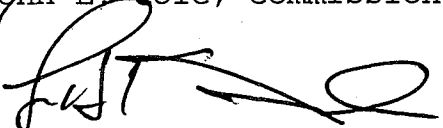
1. Order No. 23776 is vacated.
2. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii SEP 29 2008

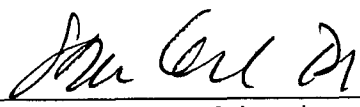
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

2007-0285.ps

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

KILAUEA IRRIGATION CO., INC.
P. O. Box 61576
Honolulu, HI 96839