

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
)
NORTH SHORE WASTEWATER TREATMENT, LLC)
)
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. 2008-0236

DECISION AND ORDER

RECEIVED

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

PUBLIC UTILITIES
COMMISSION

2008 NOV 13 A 8:38

FILED

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
NORTH SHORE WASTEWATER TREATMENT, LLC) Docket No. 2008-0236
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 the Notice of Violation, Order to Show Cause, and Notice of Hearing ("Notice"), filed on October 15, 2008, in the matter of NORTH SHORE WASTEWATER TREATMENT, LLC ("Respondent").

I.

History

By Notice, filed on October 15, 2008, the commission ordered Respondent to appear at 465 South King Street, Room B-3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 19, 2008, to show cause why Respondent's certificate of public convenience and necessity should not be suspended or revoked for failure to file an annual financial report ("AFR") for the year 2006 and pay the fee ("Fee") that was due on December 31, 2007, pursuant to Ordering Paragraph No. 5 of Decision and Order No. 21864,

filed on June 14, 2005, in Docket No. 04-0298, and Hawaii Revised Statutes § 269-30.

On October 24, 2008, Respondent filed its 2006 AFR, and paid its Fee that was due December 31, 2007.

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 the Notice, filed on October 15, 2008, should be vacated.

III.


Orders

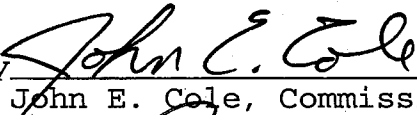
THE COMMISSION ORDERS:

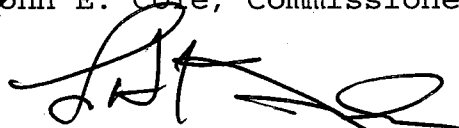
1. The Notice, filed on October 15, 2008, is vacated.
2. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii NOV 13 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

2008-0236.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
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

NORTH SHORE WASTEWATER TREATMENT, LLC
57-091 Kamehameha Highway
Kahuku, HI 96731