

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
 KAUAI PARADISE TOURS LLC)
)
For Voluntary Surrender of)
Certificate or Permit)
_____)

DOCKET NO. 99-0202

ORDER TERMINATING CERTIFICATE NO. 3543-C

RECEIVED

2008 DEC -9 A 8:37

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

PUBLIC UTILITIES
COMMISSION

2008 DEC -8 A 11:27

FILED

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OF THE STATE OF HAWAII

In the Matter of the Request of)
 KAUAI PARADISE TOURS LLC)
)
For Voluntary Surrender of)
Certificate or Permit)
_____)

Docket No. 99-0202

ORDER TERMINATING CERTIFICATE NO. 3543-C

By this Order, the commission terminates certificate of public convenience and necessity no. 3543-C ("Certificate No. 3543-C"), held by KAUAI PARADISE TOURS LLC ("Petitioner"), effective from the date of this Order.

I.

Request to Surrender Common Carrier Authority

On November 18, 2008, the commission received a letter from Ina Berger-Deyerl stating that she wished to surrender Certificate No. 3543-C.¹ Ms. Berger-Deyerl also stated (1) that she was the personal representative of the Estate of Max Josef Arno Deyerl, (2) that Mr. Deyerl was the only member of Petitioner, and (3) that Mr. Deyerl had passed away on December 23, 2007.

¹Certificate No. 3543-C authorizes Petitioner to transport passengers by motor vehicle over irregular routes on the island of Kauai in the 1-to-7 and 8-to-25 passenger classifications.

II.

Findings and Conclusions

In accordance with Hawaii Revised Statutes ("HRS") § 271-19, operating authority under a certificate of public convenience and necessity may be terminated upon application of the holder. The commission finds good cause to grant Petitioner's request to terminate its authority.

III.

Orders

THE COMMISSION ORDERS:

1. Petitioner's authority to transport passengers under Certificate No. 3543-C is terminated, effective from the date of this Order.


2. Petitioner shall remove any markings from the vehicles used in its operations. Petitioner shall comply with the foregoing requirement within fifteen (15) days from the date of this Order.

3. If Petitioner fails to comply with the foregoing requirement within the time period specified, it may be subject to penalties pursuant to HRS § 271-27.

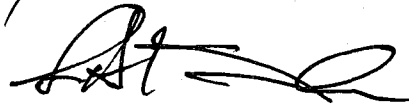
4. This docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii DEC - 8 2008.

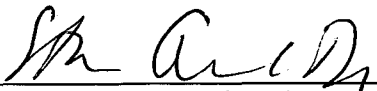
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

99-0202.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

KAUAI PARADISE TOURS LLC
c/o INA BERGER-DEYERL
P. O. Box 3927
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