BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Application of)

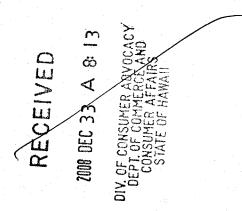
KAPOLEI SHUTTLE LLC

DOCKET NO. 2008-0098

For a Motor Carrier Certificate or) Permit.



ORDER VACATING THE DECISION AND ORDER FILED ON AUGUST 1, 2008



PUBLIC UTILITIES 2008 DEC 31 A 8: ω Γ

BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Application of) KAPOLEI SHUTTLE LLC For a Motor Carrier Certificate or) Permit.

Docket No. 2008-0098

ORDER VACATING THE DECISION AND ORDER FILED ON AUGUST 1, 2008

By this Order, the commission vacates the Decision and Order filed on August 1, 2008 and closes this docket.

I.

Application for Common Carrier Authority

By the Decision and Order filed on August 1, 2008, the commission approved the application of KAPOLEI SHUTTLE LLC ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Oahu in the (1) 8-to-25 passenger classification. We also: 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.

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 the Decision and Order filed on August 1, 2008. The commission, thus, determines that the Decision and Order should be vacated.

III.

Order

THE COMMISSION ORDERS:

The Decision and Order filed on August 1, 2008 is vacated and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii DEC 3 1 2008

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

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Carlito P. Caliboso, Chairman

By

Jøhn E. Commissioner Cole,

By

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2008-0098.ps

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

KAPOLEI SHUTTLE LLC c/o JONATHAN GELACIO 91-1390 Wahane Street Kapolei, HI 96707