# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

J. CHEE TRUCKING LLC

For a Motor Carrier Certificate or ) Permit.

DOCKET NO. 2007-0100

Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Commission, State of Hawaii.

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In the Matter of the Application of)

J. CHEE TRUCKING LLC

For a Motor Carrier Certificate or )
Permit. )

Docket No. 2007-0100 Order No. 23955

#### ORDER

By this Order, Decision and Order No. 23520 is vacated and this docket is closed.

I.

# Application for Common Carrier Authority

On June 28, 2007, in Decision and Order No. 23520, the commission approved the application of J. CHEE TRUCKING LLC ("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 islands of Oahu and Maui in the general commodities and dump truck classifications. 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 June 28, 2006, which reiterated the commission's requirements and specified October 28, 2007, as the deadline for compliance.

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 Decision and Order No. 23520. The commission, thus, determines that Decision and Order No. 23520 should be vacated.

III.

#### Orders

#### THE COMMISSION ORDERS:

Decision and Order No. 23520 is vacated and this docket is closed unless otherwise ordered by the commission.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2007-0100.cp

### CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23955 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

J. CHEE TRUCKING LLC c/o JONATHAN K. CHEE 86-298 Hokuaiaina Place Waianae, HI 96792

Karen Higashi

DATED: JAN - 3 2008