BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

 In	the	Matter	of))
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HANDI-EXPRESS, 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. 2007-0262

DECISION AND ORDER NO. 23976

Filed <u>Jan. 22</u>, 2008 At ____ 2 o'clock __P .M.

Chief Clerk of the Commission

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HANDI-EXPRESS, LLC

Notice of Failure to Comply
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and Commission's Regulations;
Order to Show Cause Why
Respondent's Operating
Authority Should Not Be
Suspended or Revoked.

Docket No. 2007-0262 Decision and Order No. 23976

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 23763, filed on October 24, 2007, in the matter of HANDI-EXPRESS, LLC ("Respondent").

I.

History

By Order No. 23763, filed on October 24, 2007, the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, 9:00 at November 20, 2007, to show cause why Respondent's certificate of public convenience and necessity number 1810-C should not be for failure suspended orrevoked to file an annual financial report ("AFR") and pay an annual motor carrier gross revenue fee ("Fee") for the year 2006, pursuant to Hawaii Revised Statutes ("HRS") §§ 271-25, 271-36, and Hawaii Administrative Rules ("HAR") §§ 6-62-42(a), 6-62-24(a).

On November 15, 2007, Respondent filed its 2006 AFR, and on November 19, 2007, paid its Fee and \$503.78 in penalties and interest that the commission assessed, pursuant to HRS § 271 27(i), and HAR §§ 6-62-24(b)(c) and 6-62-42(d).

II.

Findings and Conclusions

The commission finds that Respondent has fully complied, although belatedly, with the motor carrier laws, rules, and regulations, and concludes that Order No. 23763, filed on October 24, 2007, should be vacated.

III.

<u>Orders</u>

THE COMMISSION ORDERS:

- 1. Order No. 23763 is vacated.
- 2. 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

2007-0262.laa

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CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing <u>Decision and Order No. 23976</u> 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

HANDI-EXPRESS, LLC c/o DELAINE ALLANA SYLVESTER 50 South Beretania Street, C119-2 Honolulu, HI 96813

Turn Highest.

Karen Higheshi

DATED: JAN 2 2 2008