

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
VIP TRANS, INC.)
For Extension of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 2007-0307

DECISION AND ORDER NO. 23995

Filed Jan. 31, 2008
At 1 o'clock P .M.

Karen Higashi.
Chief Clerk of the Commission

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

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KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.

for
Gleaves R. Luasasopo

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
VIP TRANS, INC.)
For Extension of Motor Carrier)
Certificate.)
_____)

Docket No. 2007-0307
Decision and Order No. 23995

DECISION AND ORDER

By this Decision and Order, the commission authorizes VIP TRANS, INC. ("Applicant") to extend its authority under certificate of public convenience and necessity number 534-C ("Certificate No. 534-C") to include the 1-to-7 and 8-to-25 passenger classifications on the islands of Kauai, Maui, and Hawaii (excluding Waipio Valley), subject to certain conditions, as described herein.

I.

Application to Extend Common Carrier Authority

Applicant is a common carrier of passengers by motor vehicle on the island of Oahu in the (1) 1-to-7 and 8-to-25 passenger classifications over irregular routes, and (2) over-25 passenger classification, limited to providing transportation services (a) on a per passenger and charter basis over routes between Waikiki Hotels and the Honolulu International Airport, and Waikiki Hotels and the Arizona Memorial, and (b) on a charter basis over irregular routes without route or area

restrictions. On September 4, 2007, Applicant filed an application seeking commission approval to extend its authority under Certificate No. 534-C to include the 1-to-7 and 8-to-25 passenger classifications on the islands of Kauai, Maui, and Hawaii, excluding Waipio Valley.

Applicant served copies of the Application on the Hawaii Transportation Association, which consists of carriers that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate").¹

On October 10, 2007, Armijo, Inc., dba Kapalua Executive Transportation Services & Executive Shuttle, Katherine Barr, dba Town and Country Limousine Service, Platinum Management LLC, dba The Limo Company, and Wailea Limousine Service, Inc. (collectively, "Movants"), filed motions to intervene in the instant proceeding ("Motions to Intervene"). By Order No. 23822, filed on November 9, 2007, the commission denied Movants' Motions to Intervene.

II.

Findings and Conclusions

Based upon our review of the record, we find that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes chapter 271 and the requirements and rules of the commission. We also find that the proposed service is required by the present

¹On September 6, 2007, the Consumer Advocate informed the commission that it will not be participating in this docket.

and future public convenience and necessity. Accordingly, we conclude that Applicant's request for an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of passengers by motor vehicle in the (1) 1-to-7 and 8-to-25 passenger classifications over irregular routes on the islands of Kauai, Oahu, Maui, and Hawaii (excluding Waipio Valley), and (2) over-25 passenger classification on the island of Oahu, limited to providing transportation services (a) on a per passenger and charter basis over routes between Waikiki Hotels and the Honolulu International Airport, and Waikiki Hotels and the Arizona Memorial, and (b) on a charter basis over irregular routes without route or area restrictions.

2. Applicant shall comply with all of the commission's requirements for common carriers by motor vehicle including, but not limited to, filing a lawful tariff, providing a completed "Vehicle Inventory List" form which identifies which motor vehicles, in both the 1-to-7 and 8-to-25 passenger classifications, will be permanently stationed on the islands of Kauai, Maui, and Hawaii, and providing the addresses of its physical facilities on the islands of Kauai, Maui, and Hawaii.


3. Applicant shall comply with the foregoing requirements within one hundred and twenty (120) days after

service of this Decision and Order. Failure to comply within the time specified constitutes cause for this commission to vacate this Decision and Order.


4. Applicant shall not commence operations on the islands of Kauai, Maui, and Hawaii, until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii JAN 31 2008.

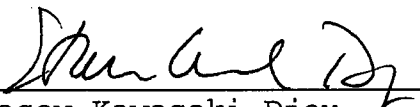
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

2007-0307.cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23995 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

VIP TRANS, INC.
443 Kalewa Street
Honolulu, HI 96819



Karen Higashi

DATED: JAN 31 2008