

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
THOMAS SPENCER, dba)
KALAHEO TRUCKING & EQUIPMENT RENTAL)
)
For a Motor Carrier Certificate or)
Permit.)
_____)

DOCKET NO. 2007-0237

ORDER NO. 24052

Filed Feb. 21, 2008

At 1 o'clock P.M.

Karen Higashi.
Chief Clerk of the Commission

RECEIVED

2008 FEB 22 A 8:26

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

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

K. Higashi.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
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THOMAS SPENCER, dba)
KALAHEO TRUCKING & EQUIPMENT RENTAL))
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For a Motor Carrier Certificate or)
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Docket No. 2007-0237
Order No. 24052

ORDER

By this Order, the commission dismisses the application filed by THOMAS SPENCER, dba KALAHEO TRUCKING & EQUIPMENT RENTAL ("Applicant"), on August 21, 2007, and closes this docket.

I.

Application for Common Carrier Authority

By application filed on August 21, 2007, and amended on September 6, 2007, Applicant requests a certificate of public convenience and necessity to operate as a common carrier of property by motor vehicle over irregular routes on the island of Hawaii in the dump truck and specific commodities (heavy machinery and equipment) classifications.

By a notice of dismissal dated January 15, 2008, we informed Applicant of our intent to dismiss the application without prejudice because of Applicant's failure to respond to the commission's request for information. Applicant was further advised that any objection to the dismissal of his application must be submitted in writing and filed not later than

ten (10) days from the date of the notice, and that if an objection was not filed, the commission would issue an order dismissing the application.

II.

Findings and Conclusions

Applicant did not object to the dismissal of his application within the ten (10)-day time period. We, thus, find that there is good cause to dismiss the application in this docket.

III.


Order

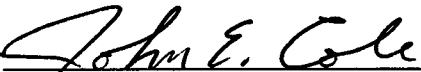
THE COMMISSION ORDERS:

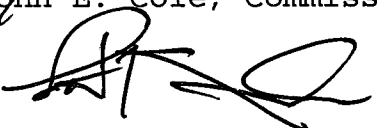
The application filed by Applicant on August 21, 2007, is dismissed without prejudice and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii FEB 21 2008.

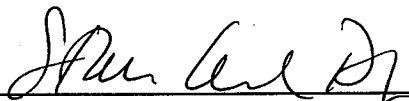
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

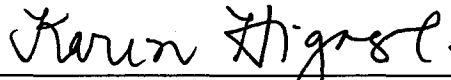
2007-0237.cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 24052 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

THOMAS WILLIAM SPENCER, dba
KALAHEO TRUCKING AND EQUIPMENT RENTAL
HCR 2, P. O. Box 6613
Keaau, HI 96749



Karen Higashi

DATED: FEB 21 2008