

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
 ANTHONY GOMES, dba)
 HONOKAHUA TRUCKING COMPANY)
)
 For a Motor Carrier Certificate or)
 Permit.)
 _____)

DOCKET NO. 2007-0236

ORDER NO. 24148

Filed April 14, 2008
At 1 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

RECEIVED

2008 APR 15 A 8:40

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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 ANTHONY GOMES, dba)
 HONOKAHUA TRUCKING COMPANY)
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Docket No. 2007-0236
Order No. 24148

ORDER

By this Order, the commission vacates Decision and Order No. 23858 and closes this docket.

I.

Application for Common Carrier Authority

On November 29, 2007, in Decision and Order No. 23858, the commission approved the application of ANTHONY GOMES, dba HONOKAHUA TRUCKING COMPANY ("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 island of Maui in the dump truck classification. 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 November 29, 2007, which reiterated the commission's requirements and specified March 29, 2008, 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. 23858. The commission, thus, determines that Decision and Order No. 23858 should be vacated.

III.

Order

THE COMMISSION ORDERS:

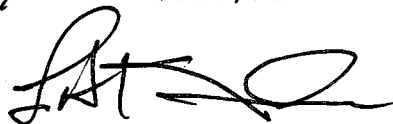
Decision and Order No. 23858 is vacated and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii APR 14 2008.

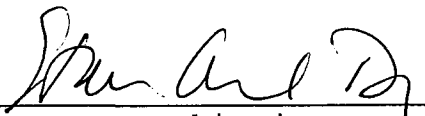
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel

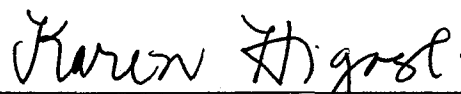
2007-0236.cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 24148 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

ANTHONY GOMES, dba
HONOKAHUA TRUCKING COMPANY
110 Pualu Place
Lahaina, HI 96761



Karen Higashi

DATED: APR 14 2008