

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of)  
                  KOVE'S EQUIPMENT RENTAL LLC )  
  )  
For Extension of Motor Carrier )  
Certificate. )  
\_\_\_\_\_ )

DOCKET NO. 2007-0052

ORDER NO. 24201

Filed May 9, 2008  
At 10 o'clock A .M.

Karen Higashi.  
Chief Clerk of the Commission

RECEIVED  
2008 MAY 12 A 8:29  
DIV. OF CONSUMER ADVOCACY  
DEPARTMENT OF PUBLIC UTILITIES  
COURT SQUARE, 2ND FLOOR  
HONOLULU, 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 )  
KOVE'S EQUIPMENT RENTAL LLC )  
For Extension of Motor Carrier )  
Certificate. )  
\_\_\_\_\_ )

Docket No. 2007-0052  
Order No. 24201

ORDER

By this Order, the commission vacates Decision and Order No. 23467 and closes this docket.

I.

Application for Common Carrier Authority

On May 31, 2007, in Decision and Order No. 23467, the commission approved the application of KOVE'S EQUIPMENT RENTAL LLC ("Applicant") to extend its authority under certificate of public convenience and necessity number 2140-C to include the dump truck and specific commodities (heavy machinery and equipment) classifications on the island of Hawaii. 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 May 31, 2007, which reiterated the commission's requirements and specified September 30, 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. 23467. The commission, thus, determines that Decision and Order No. 23467 should be vacated.

III.

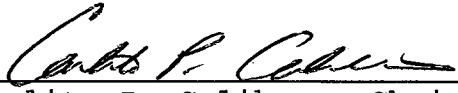
Order


THE COMMISSION ORDERS:

Decision and Order No. 23467 is vacated and this docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii MAY - 9 2008.

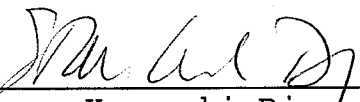
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
John E. Cole, Commissioner

By   
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

  
Stacey Kawasaki Djou  
Commission Counsel

2007-0052.cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 24201 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

KOVE'S EQUIPMENT RENTAL LLC  
P. O. Box 4698  
Hilo, HI 96720

  
\_\_\_\_\_  
Karen Higashi

DATED: MAY - 9 2008