# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

DOCKET NO. 2008-0117

ORDER AMENDING DECISION AND ORDER FILED ON DECEMBER 10, 2008

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DEPT. OF COMMERCE AND
CONSUMER AFFAIRS

Permit.

PUBLIC UTILITIES

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## DEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

THOMAS WILLIAM SPENCER, dba

KALAHEO TRUCKING & EQUIPMENT RENTAL)

For a Motor Carrier Certificate or )

Permit.

Docket No. 2008-0117

### ORDER AMENDING DECISION AND ORDER FILED ON DECEMBER 10, 2008

I.

By the Decision and Order filed on December 10, 2008, THOMAS WILLIAM SPENCER, dba KALAHEO TRUCKING & EQUIPMENT RENTAL ("Applicant"), was granted 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.

On January 8, 2009, Applicant filed a letter requesting that his authority in the specific commodities (heavy machinery and equipment) classification be surrendered, as he does not plan to transport machinery for other companies. Accordingly, we find good cause to grant Applicant's request and amend the Decision and Order filed on December 10, 2008 to reflect such surrender of authority.

#### Orders

#### THE COMMISSION ORDERS:

- Applicant's request to surrender his authority in the specific commodities (heavy machinery and equipment) classification is granted.
- The Decision and Order filed on December 10, 2008 is amended consistent with the terms of this Order. Specifically, ordering paragraph 1 of the Decision and Order is amended as follows:

"Applicant is granted a Certificate to operate as a common carrier of property by motor vehicle over irregular routes on the island of Hawaii in the dump truck classification."

In all other respects, the Decision and Order remains unchanged.

DONE at Honolulu, Hawaii \_\_\_\_JAN 2 9 2009

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2008-0117.laa

John E.

Leslie H. Kondo, Commissioner

### CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
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THOMAS WILLIAM SPENCER, dba KALAHEO TRUCKING & EQUIPMENT RENTAL HCR 2 Box 6613 Keaau, HI 96749