

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of)  
HMH PAYPHONES, INC. )  
To Voluntarily Surrender )  
Its Certificate of Authority. )  
\_\_\_\_\_ )

DOCKET NO. 2009-0067

ORDER APPROVING THE SURRENDER  
OF A CERTIFICATE OF AUTHORITY

RECEIVED

2009 APR -3 A 8:07

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

PUBLIC UTILITIES  
COMMISSION

2009 APR -2 A 10:00

FILED

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of) )  
HMH PAYPHONES, INC. ) Docket No. 2009-0067  
) )  
To Voluntarily Surrender ) )  
Its Certificate of Authority. ) )  
\_\_\_\_\_ ) )

ORDER APPROVING THE SURRENDER  
OF A CERTIFICATE OF AUTHORITY

By this Order, the commission approves the voluntary surrender of HMH PAYPHONES, INC.'s ("Petitioner") certificate of authority ("COA") to operate as a pay telephone service provider on the island of Oahu.

I.

Background

Petitioner holds a COA to operate as a pay telephone service provider on the island of Oahu.<sup>1</sup> By letter dated March 24, 2009, Petitioner requests the commission's approval to voluntarily surrender its COA. Petitioner is current on the filing of its annual financial reports and the payment of the public utility fees.

---

<sup>1</sup>In re HMH Payphones, Inc., Docket No. 96-0433, Interim Decision and Order No. 15358, filed on February 10, 1997.

II.

Discussion

HAR § 6-80-123(c) provides in relevant part that for any telecommunications carrier whose entry into the intrastate telecommunications market is preempted by federal law,<sup>2</sup> said carrier "shall, not later than thirty days before the proposed effective date of any contemplated abandonment or discontinuance of service, provide a written notice of [its] intent to abandon or discontinue service to the commission, the consumer advocate, and affected customers."

The commission approves Petitioner's request to surrender its COA to operate as a pay telephone service provider on the island of Oahu, consistent with HAR § 6-80-123(c).<sup>3</sup>

III.

Orders

THE COMMISSION ORDERS:

1. Petitioner's request to surrender its COA to operate as pay telephone service provider on the island of Oahu is approved, effective from the date of this Order.

2. This docket is closed unless ordered otherwise by the commission.

---

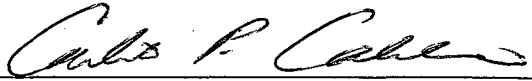
<sup>2</sup>See also HAR §§ 6-80-2(b)(2), 6-80-17(d), and 6-80-18(b).

<sup>3</sup>The commission forwarded a copy of Petitioner's request to the Consumer Advocate. Moreover, as a pay telephone service provider, Petitioner does not have any pre-subscribed customers to notify per se of its intent to discontinue service.

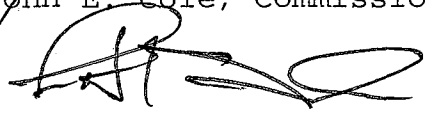
DONE at Honolulu, Hawaii

APR - 2 2009

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:



Michael Azama  
Commission Counsel

2009-0067.cp

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  
Honolulu, HI 96809

HOWARD M. HIGA  
HMH PAYPHONES, INC.  
738 Kaheka Street #212  
Honolulu, HI 96814