

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
TAIKOBO HAWAII, INC. )  
For Modification of Motor Carrier )  
Certificate. )

DOCKET NO. 2007-0174

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2009 APR -6 A 11: 36

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

ORDER VACATING DECISION AND ORDER NO. 23751

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~~2009 APR -6 A 8: 50~~

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

PUBLIC UTILITIES  
COMMISSION

2009 APR -3 A 9: 51

FILED

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of)	)	
TAIKOBO HAWAII, INC.	)	Docket No. 2007-0174
	)	
For Modification of Motor Carrier	)	
Certificate.	)	
_____	)	

ORDER VACATING DECISION AND ORDER NO. 23751

By this Order, the commission vacates Decision and Order No. 23751 and closes this docket.

I.

Modification of Common Carrier Authority

On October 23, 2007, in Decision and Order No. 23751, the commission approved the application of TAIKOBO HAWAII, INC. ("Applicant") to (1) extend its authority under certificate of public convenience and necessity number 5676-C by removing the 15 passenger seat limitation in the 8-to-25 passenger classification on the island of Hawaii, and (2) surrender its authority on the island of Maui in the 1-to-7 and 8-to-25 passenger classifications, limited to providing tours to the Haleakala Crater. 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 October 23, 2007, which reiterated the commission's requirements and specified February 23, 2008, as the deadline for compliance.

On February 8, 2008, Applicant filed a request for a six (6)-month extension of time to comply with our requirements. The request was approved on February 11, 2008, which allowed Applicant until August 23, 2008 to comply. On August 11, 2008, Applicant filed a request for an additional six (6)-month extension of time to comply. The request was approved on August 19, 2008, which allowed Applicant until February 23, 2009 to comply.

## II.

### Findings and Conclusions

The extended due date has passed, and Applicant has not complied with the requirements set forth in Decision and Order No. 23751. The commission, thus, determines that Decision and Order No. 23751 should be vacated.

III.

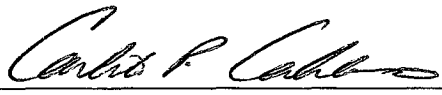
Order

THE COMMISSION ORDERS:

Decision and Order No. 23751 is vacated and this docket is closed unless otherwise ordered by the commission.

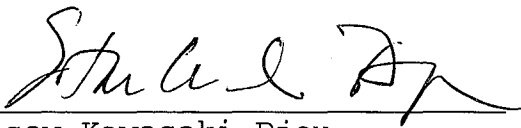
DONE at Honolulu, Hawaii APR - 3 2009.


PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
John E. Cole, Commissioner

APPROVED AS TO FORM:

  
Stacey Kawasaki Djou  
Commission Counsel

By   
Leslie H. Kondo, Commissioner

2007-0174.ps

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

SADANORI TAKEISHI, PRESIDENT  
TAIKOBO HAWAII, INC.  
74-5590 Eho Street, Suite 212  
Kailua-Kona, HI 96740