BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application	of)
ALI'I TOURS LLC)
For a Motor Carrier Certificate Permit.	or)

DOCKET NO. 2008-0145

2009 AUG 20 A 9: 21

IV. OF CONSUMER ADVOCAC
DEPT OF COMMERCE AND
CONSUMER AFFAIRS
CONSUMER AFFAIRS

ORDER VACATING DECISION AND ORDER FILED ON SEPTEMBER 30, 2008

MANGIA PIZ: 4

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ALI'I TOURS LLC) Docket No. 2008-0145
For a Motor Carrier Certificate or)
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ORDER VACATING DECISION AND ORDER FILED ON SEPTEMBER 30, 2008

By this Order, the commission vacates the Decision and Order filed on September 30, 2008, and closes this docket.

I.

Application for Common Carrier Authority

By Decision and Order filed on September 30, 2008, the commission approved the application of ALI'I TOURS LLC ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Kauai in the 8-to-25 passenger classification. also: (1)We 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 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.

On January 29, 2009, Applicant filed a request for a six (6) month extension to comply. The request was approved on January 30, 2009, which allowed Applicant until July 30, 2009 to comply.

II.

Findings and Conclusions

The extended due date has passed, and Applicant has not complied with the requirements set forth in the Decision and Order filed on September 30, 2008. The commission, thus, determines that the Decision and Order filed on September 30, 2008, should be vacated.

III.

<u>Order</u>

THE COMMISSION ORDERS:

The Decision and Order filed on September 30, 2008, is vacated and this docket is closed unless otherwise ordered by the commission.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

2008-0145.laa

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

ALI'I TOURS LLC c/o ANTHONY COLAGRECO P. O. Box 336 Lawai, HI 96765