

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
JC TRUCKING, LLC)
For Extension of Motor Carrier)
Certificate.)
_____)

DOCKET NO. 2009-0143

DECISION AND ORDER

RECEIVED

2009 SEP -2 A 9: 18

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

PUBLIC UTILITIES
COMMISSION

2009 SEP -1 P 12: 20

FILED

that may be affected by Applicant's proposed service, and on the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). The Consumer Advocate did not participate in this proceeding, and no persons moved to intervene in this docket.

II.

Findings and Conclusions

Based upon our review of the record, the commission finds that Applicant is fit, willing, and able to properly perform the proposed service, and to conform to Hawaii Revised Statutes Chapter 271 and the requirements and rules of the commission. The commission also finds that the proposed service is required by the present and future public convenience and necessity. Accordingly, the commission concludes that Applicant's request for an extension of its authority should be granted.

III.

Orders

THE COMMISSION ORDERS:

1. Applicant is authorized to operate as a common carrier of property by motor vehicle over irregular routes on the (1) island of Hawaii in the general commodities and dump truck classifications, and (2) islands of Kauai, Oahu, and Maui, in the dump truck classification.

2. Within one hundred and twenty (120) days after service of this Decision and Order, Applicant shall:

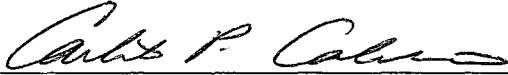
- a. Provide the addresses of its physical facilities/base yards for the islands of Kauai, Oahu, and Maui.
- b. File an amended tariff that reflects Applicant's new authority in the dump truck classification on the islands of Kauai, Oahu, and Maui.
- c. Complete and submit the enclosed "Vehicle Inventory List" form. Applicant shall indicate on which island its motor vehicles will be stationed. Applicant must have at least one vehicle permanently stationed on each of the islands in which it was granted authority to operate, i.e., Kauai, Oahu, Maui, and Hawaii. The vehicles utilized must be registered under the name of the limited liability company. If Applicant chooses to lease any vehicle, it is required to complete and submit a "Motor Vehicle Equipment Lease" form. The form is available on the commission's website at www.hawaii.gov/budget/puc.
- d. Submit a copy of the current Certificate of Registration or ownership document for all vehicles listed on the Vehicle Inventory List.

3. Applicant shall comply with the foregoing requirements within one hundred and twenty (120) days after service of this Decision and Order. Failure to comply within the time specified may constitute cause for this commission to vacate this Decision and Order.

4. Applicant shall not commence operations in the dump truck classification on the islands of Kauai, Oahu, and Maui, until it has received written confirmation from the commission that all requirements have been met.

DONE at Honolulu, Hawaii SEP - 1 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:


Stacey Kawasaki Djou
Commission Counsel

2009-0143.sl

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

JC TRUCKING, LLC
c/o JOHN C. CADABONA
P. O. Box 119
Ninole, HI 96773