BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)

BLUE SEA CRUISES, INC.  

For a Motor Carrier Certificate or 
Permit.

DOCKET NO. 2009-0174

DECISION AND ORDER

2009 NOV 18 P 1:41

PUBLIC UTILITIES COMMISSION
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
BLUE SEA CRUISES, INC. } Docket No. 2009-0174
For a Motor Carrier Certificate or}
Permit.}

DECISION AND ORDER

By this Decision and Order, the commission grants
BLUE SEA CRUISES, INC. ("Applicant") a certificate of public
convenience and necessity ("Certificate") to operate as a common
carrier of passengers by motor vehicle over irregular routes on
the island of Hawaii, excluding Waipio Valley, in the 1-to-7 and
8-to-25 passenger classifications.

I.
Application for Common Carrier Authority

On August 3, 2009, Applicant filed an application
requesting a Certificate to operate as a common carrier of
passengers by motor vehicle over irregular routes on the island
of Hawaii, excluding Waipio Valley, in the 1-to-7 and 8-to-25
passenger classifications. The application was filed pursuant to
Hawaii Revised Statutes ("HRS") § 271-12.

Applicant served copies of the application on the
Hawaii Transportation Association, which consists of carriers
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 HRS 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 operating authority, as set forth in the application, should be granted.

III.

Orders

THE COMMISSION ORDERS:

Applicant is granted a Certificate to operate as a common carrier of passengers by motor vehicle over irregular routes on the island of Hawaii, excluding Waipio Valley, in the 1-to-7 and 8-to-25 passenger classifications.
DONE at Honolulu, Hawaii  NOV 18 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

2009-0174.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

CYNTHIA J. LEMAY, PRESIDENT
BLUE SEA CRUISES, INC.
P.O. Box 2429
Kailua-Kona, Hawaii 96745