

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
CITIZENS COMMUNICATIONS COMPANY,)
 dba THE GAS COMPANY)
)
To File a General Rate Increase For)
All Utility Gas Divisions.)
_____)

DOCKET NO. 00-0309

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

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2002 JUL 31 P 2:35

ORDER NO. 19497

Filed July 31, 2002
At 12:00 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.

K. Higashi

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Docket No. 00-0309

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ORDER

I.

The parties to this docket are CITIZENS COMMUNICATIONS COMPANY, dba THE GAS COMPANY (TGC) and the DIVISION OF CONSUMER ADVOCACY OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS.¹

On April 12, 2002, the parties filed their Stipulation and Agreement Regarding Phase II and attached exhibits, and then on April 30, 2002, the parties re-submitted part of their filing in a redacted form (collectively, Flex Pricing Stipulation). By Order No. 19465, filed on July 15, 2002, the commission rejected the Flex Pricing Stipulation, without prejudice.

On July 26, 2002, the parties jointly filed a motion to enlarge time to file a motion for clarification and/or

¹By Order No. 19297, filed on April 11, 2002, the commission approved the parties' stipulation to bifurcate the various matters of this rate proceeding for disposition into two parts, i.e., all issues but for the flex pricing proposal (phase I) and the flex pricing proposal (phase II). Phase I matters were resolved pursuant to Decision and Order No. 19386, filed on May 31, 2002, and Order No. 19436, filed on June 27, 2002.

reconsideration of Order No. 19465 from July 29, 2002, to August 8, 2002 (motion for enlargement). The motion for enlargement was filed pursuant to Hawaii Administrative Rules (HAR) § 6-61-23.

II.

Pursuant to Hawaii Administrative Rules (HAR) § 6-61-23(a)(1), when by HAR chapter 61 or by notice or by order of the commission, any act is required or allowed to be done at or within a specified time, we may, for good cause shown and in our discretion, order the period of time enlarged, if written request is made before the expiration of the period originally prescribed. HAR § 6-61-137 requires a motion seeking any change in a commission decision, order, or requirement to be filed within 10 days after the decision or order is served. Thus, in this docket, any motion for reconsideration or any other change to Order No. 19465 must be filed by July 29, 2002.

The parties' motion for enlargement was filed on July 26, 2002, which is prior to the expiration period for the filing of a motion for clarification and/or reconsideration under HAR 6-61-137. In their motion for enlargement, the parties contend that due to their present workload regarding certain other matters currently before the commission, the parties have not had the opportunity to meet to discuss whether a motion for clarification and/or reconsideration of Order No. 19465 would be appropriate. The parties specifically refer to certain "time-consuming matters" relating to Docket Nos. 02-0060 and 00-0005.

As such, the parties' request an enlargement of time to file a motion for clarification and/or reconsideration of Order No. 19465 until August 8, 2002.


Upon review, we find good cause to grant the parties' request. Among other things, the requested extension of time from July 29, 2002, to August 8, 2002, appears to be reasonable, particularly due to the unique circumstances and conditions of this docket and the representations made by the parties, as set forth in their motion. Accordingly, we conclude that the parties' motion for enlargement, filed on July 26, 2002, requesting commission approval to enlarge time for the filing of a motion for clarification and/or reconsideration of Order No. 19465 from July 29, 2002, to August 8, 2002, should be granted.

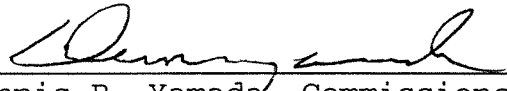
III.


THE COMMISSION ORDERS that the parties' motion for enlargement, filed on July 26, 2002, requesting commission approval to enlarge time for the filing of a motion for clarification and/or reconsideration of Order No. 19465 from July 29, 2002, to August 8, 2002, is granted.

DONE at Honolulu, Hawaii the 31st day of July, 2002.

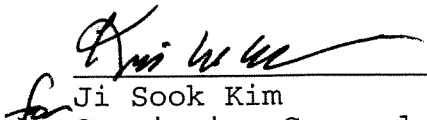
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Dennis R. Yamada, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Ji Sook Kim
Commission Counsel

00-0309.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 19497 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

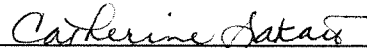
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Catherine Sakato

DATED: July 31, 2002