

By position statement filed on October 2, 2002, the Division of Consumer Advocacy (Consumer Advocate) recommended the deferral of the application, or in the alternative, its dismissal without prejudice, as premature. By written response filed on October 7, 2002, Young Brothers opposed the Consumer Advocate's position statement.

By Order No. 19702, filed on October 10, 2002, the commission: (1) suspended the application; and (2) stayed the instant docket, pending the commission's disposition of Young Brothers' cost study, unless ordered otherwise. At the same time, the commission noted that "the application will be subject to dismissal without prejudice, by the commission, at any time, and in any event, no later than April 10, 2003."

By Order No. 19851, filed on December 5, 2002, the commission approved the procedural schedule agreed upon between Young Brothers and the Consumer Advocate in Docket No. 01-0255.

Upon review of the procedural schedule adopted in the cost study docket, the commission will dismiss, without prejudice, the instant application, as premature. Following the commission's adjudication of the cost study in Docket No. 01-0255, Young Brothers will have the opportunity to re-file its application.

II.

THE COMMISSION ORDERS:

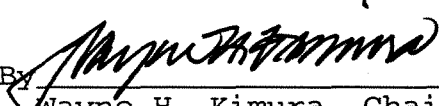
1. Young Brothers' application, filed on August 30, 2002, including the proposed tariff changes attached as

YB-Exhibit-4 to the application, is dismissed without prejudice, as premature.

2. This docket is closed.

DONE at Honolulu, Hawaii this 10th day of December, 2002.


PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Wayne H. Kimura, Chairman

By 
Janet E. Kawelo, Commissioner

By (RECUSED)
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:


Michael Azama
Commission Counsel

02-0236.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 19865 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
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WRAY H. KONDO, ESQ.
WATANABE, ING KAWASHIMA & KOMEIJI
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Catherine Sakato

DATED: December 10, 2002