

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
MAUNA LANI STP, INC.)
For Review and Approval of Rate)
Increases; Revised Rate Schedules.)

DOCKET NO. 02-0392

ORDER NO. 20206

Filed May 29, 2003
At 10:30 o'clock A.M.
Karen Higashi
Chief Clerk of the Commission

RECEIVED
2003 MAY 29 P 4:19
DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND CONSUMER AFFAIRS
STATE OF HAWAII

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
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 MAUNA LANI STP, INC.) Docket No. 02-0392
)
 For Review and Approval of Rate) Order No. 20206
 Increases; Revised Rate Schedules.)
 _____)

ORDER

I.

Applicant MAUNA LANI STP, INC. (MLSTP) and the DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS (Consumer Advocate) are the sole parties in this docket.

On March 6, 2003, the commission issued Order No. 20058, which established, among other things, the procedural schedule for this docket. In accordance with the procedural schedule, the Consumer Advocate's Direct Testimonies, Exhibits and Supporting Workpapers (direct testimony) are due on May 27, 2003.

By letter, filed on May 22, 2003, the Consumer Advocate advises that it is working on the stipulation setting forth the terms of the settlement reached in another rate proceeding before the commission, Docket No. 02-0371. Accordingly, the Consumer Advocate requests an amendment to the procedural schedule

to allow it to file its direct testimony no later than Monday, June 2, 2003.¹

II.

Hawaii Administrative Rules (HAR) § 6-61-35 provides that “[w]ith the approval of the commission, any procedure in a contested case may be modified or waived by stipulation of the parties and informal disposition may be made of any contested case by stipulation, agreed settlement, consent order, or default.” See also, HRS § 91-9.

In light of the representations made by the Consumer Advocate, we find good cause to approve the stipulation to amend the procedural schedule. Accordingly, we conclude that the procedural schedule should be amended and should read as follows:

	DATE	PROCEDURAL STEPS
1.	Monday, November 1, 2002	Application Filed at PUC
2.	Thursday, January 9, 2003	Public Hearing
3.	Monday, March 3, 2003	Consumer Advocate Submission of IRs to Mauna Lani
4.	Friday, March 21, 2003	Mauna Lani Response to Consumer Advocate IRs
5.	Thursday, April 10, 2003	Consumer Advocate Submission of Supplemental IRs to Mauna Lani
6.	Friday, April 25, 2003	Mauna Lani Response to Consumer Advocate Supplemental IRs
7.	Monday, June 2, 2003	Consumer Advocate Direct Testimony and Exhibits
8.	Thursday, June 19, 2003	Mauna Lani Submission of IRs to Consumer Advocate
9.	Thursday, July 3, 2003	Consumer Advocate Response to Mauna Lani IRs
10.	Friday, July 18, 2003	Mauna Lani Rebuttal Testimonies

¹In its May 22, 2003 letter, the Consumer Advocate further advises that MLSTP informed the Consumer Advocate that it does not oppose the extension request. Thus, we will treat the instant request as a stipulation to amend the procedural schedule.

	DATE	PROCEDURAL STEPS
11.	Friday, August 1, 2003	Consumer Advocate Rebuttal IRs to Mauna Lani
12.	Wednesday, August 13, 2003	Mauna Lani Response to Consumer Advocate Rebuttal IRs
13.	Wednesday, August 20, 2003	Settlement Proposal (Mauna Lani to Consumer Advocate)
14.	Monday, August 25, 2003	Settlement Discussions
15.	Friday, August 29, 2003	Settlement Letter/Agreement (if any) to commission
16.	Date to be set by the commission	Evidentiary Hearing (if no settlement)
17.		Interim Decision and Order (if no settlement)
18.	3 weeks after transcript completed and filed with the commission	Simultaneous Post-Hearing Briefs from Mauna Lani/Consumer Advocate
19.		Decision and Order

III.


THE COMMISSION ORDERS:

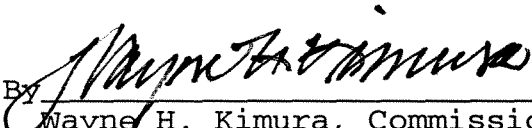
1. The parties' stipulation to amend the procedural schedule is approved.

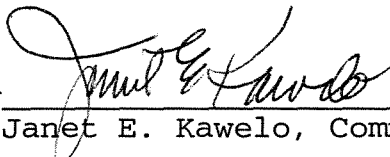
2. Order No. 20058, filed on March 6, 2003 is further amended, consistent with the terms of this order. In all other respects, Order No. 20058 remains unchanged.

DONE at Honolulu, Hawaii this 29th day of May, 2003.

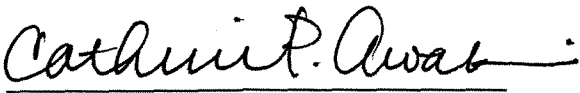
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Catherine P. Awakuni
Commission Counsel

02-0392.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20206 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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DIVISION OF CONSUMER ADVOCACY
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VICE PRESIDENT AND TREASURER
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Karen Higashi

DATED: May 29, 2003