

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE & INDUSTRY
CONSUMER AFFAIRS

In the Matter of the Application of)
HAWAIIAN ELECTRIC COMPANY, INC.)
For Approval of Changes in its)
Depreciation Rates and Approval of)
Vintage Amortization Accounting.)
_____)

DOCKET NO. 02-0391

ORDER NO. 20638

Filed Nov. 14, 2003
At 11:00 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

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))	
HAWAIIAN ELECTRIC COMPANY, INC.))	Docket No. 02-0391
For Approval of Changes in its))	
Depreciation Rates and Approval of))	Order No. 20638
Vintage Amortization Accounting.))	

ORDER

I.

Introduction and Discussion

The commission approved Stipulated Prehearing Order No. 20162 ("SPO No. 20162") on April 29, 2003, which established, among other things, the schedule of proceedings for this docket. The parties to this docket, HAWAIIAN ELECTRIC COMPANY, INC. ("HECO") and the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate") (collectively, the "Parties"), have two steps to fulfill under SPO No. 20162: (1) the filing of Simultaneous Statements of Position on November 5, 2003; and (2) the filing of Simultaneous Reply Statements of Position on November 19, 2003.

On November 5, 2003, the Parties filed a letter with the commission requesting a modification of the procedural schedule for the remainder of the proceeding. In lieu of filing Statements of Position and Reply Statements of Position, the Parties propose the following:

- A. The Parties will notify the commission, by December 22, 2003, either that a settlement agreement has been reached, or that a settlement agreement could not be reached and an evidentiary hearing is requested for this proceeding. The Parties agree to file on December 22, 2003 a joint motion for approval of the settlement, in the event that a settlement agreement is reached.
- B. If an evidentiary hearing is requested by the Parties, they request that the hearing commence on February 4, 2004, and suggest that simultaneous opening briefs be filed three weeks after the transcript from the hearing is available, and that simultaneous reply briefs be filed three weeks after the opening briefs are filed.

The commission finds good cause in this instance to allow the Parties to modify SPO No. 20162 in a manner consistent with this order.

II.

Order

THE COMMISSION ORDERS that the Parties' request to modify SPO No. 20162, issued on April 29, 2003, is granted. SPO No. 20162 is modified as follows:


1. In lieu of filing Statements of Position and Reply Statements of Position, the Parties shall notify the commission, by


December 22, 2003, either that a settlement agreement has been reached, or that a settlement could not be reached and an evidentiary hearing is requested for this proceeding. The Parties shall file, on December 22, 2003, a joint motion for approval of the settlement agreement, if a settlement agreement has been reached.

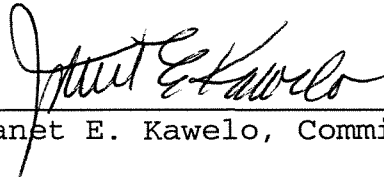
2. If the Parties request an evidentiary hearing, it shall commence on February 4, 2004. The commission shall issue a Notice of Hearing in compliance with HAR § 6-61-30(2) and Hawaii Revised Statutes §§ 91-9 and 91-9.5 after notification by the Parties that a settlement could not be reached. The Parties shall file: (a) simultaneous opening briefs three weeks after the transcript from the hearing is available; and (b) simultaneous reply briefs three weeks after the opening briefs are filed. In all other respects, SPO No. 20162 remains unchanged.

DONE at Honolulu, Hawaii this 14th day of November,
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

02-0391.EH

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20638 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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Karen Higashi

DATED: November 14, 2003