

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
KEALIA WATER COMPANY HOLDINGS LLC)
)
For a Certificate of Public)
Convenience and Necessity to)
Provide Water Services on the)
Island of Kauai, District of)
Kealia, and for Approval of Rules,)
Regulations, and Rates.)
_____)

DOCKET NO. 03-0246

ORDER NO. 21082

RECEIVED
2004 JUN 28 A 9:56
DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

Filed June 25, 2004
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)
KEALIA WATER COMPANY HOLDINGS LLC) Docket No. 03-0246
For a Certificate of Public) Order No. 21082
Convenience and Necessity to)
Provide Water Services on the)
Island of Kauai, District of)
Kealia, and for Approval of Rules,)
Regulations, and Rates.)

ORDER

The parties to this docket are KEALIA WATER COMPANY HOLDINGS LLC; the DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, DIVISION OF CONSUMER ADVOCACY; and KEALIA PLANTATION COMPANY, LLC ("KPC")¹ (collectively, the "Parties").

The commission, in Order No. 20970, ordered the Parties to meet informally to formulate the issues, a schedule of proceedings, and all other procedural matters necessary to govern the matters of this docket in a stipulated prehearing order, or if unable to stipulate, separate proposed prehearing orders for our consideration ("Stipulated Prehearing Order"). The Parties were required to make the filing within thirty (30) days of the date of Order No. 20970, or on or about June 11, 2004.

On June 10, 2004, the Parties filed a stipulation to enlarge time to file their Stipulated Prehearing Order to June 28, 2004, for our review and approval ("Extension Request").

¹KPC's motion to intervene in this docket was granted in Order No. 20970, filed on May 12, 2004 ("Order No. 20970").

The Parties state that they need the additional time to "agree upon the terms, conditions and schedule" of their stipulation.

Hawaii Administrative Rules ("HAR") § 6-61-23(a)(1) allows the commission, at its discretion, to enlarge the period of time for any act that is required to be done on a showing of good cause when a written request for the enlargement of time is filed before the expiration of the originally prescribed period.

The rationale for the Parties' Extension Request appears to be reasonable. Thus, we find good cause to approve the Extension Request under HAR § 6-61-23(a)(1), and conclude that the Extension Request should be approved.

THE COMMISSION ORDERS that the Extension Request, filed on June 10, 2004, is approved.

DONE at Honolulu, Hawaii this 25th day of June, 2004.

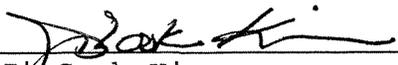
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

By 
Janet E. Kawelo, Commissioner


Ji Sook Kim
Commission Counsel

03-0246.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21082 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
P. O. Box 541
Honolulu, HI 96809

C. CLARK LIPSCOMB
PRESIDENT, REAL ESTATE DIVISION
CORNERSTONE HAWAII HOLDINGS, LLC
132 West Main Street
Aspen, CO 81611

J. DOUGLAS ING, ESQ.
PAMELA J. LARSON, ESQ.
WATANABE ING KAWASHIMA & KOMEIJI LLP
999 Bishop Street, 23rd Floor
Honolulu, HI 96813

JUSTIN HUGHES
KEALIA PLANTATION COMPANY, LLC
c/o Law Offices of Walton D.Y. Hong
3135-A Akahi Street
Lihue, HI 96766

CRAIG I. NAKANISHI, ESQ.
RUSH MOORE CRAVEN SUTTON MORRY & BEH
737 Bishop Street, Suite 2400
Honolulu, HI 96813



Karen Higashi

DATED: June 25, 2004