

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Notice of)
)
HAWAIIAN ELECTRIC COMPANY, INC.)
)
To Modify its Rule 18, Net Energy)
Metering, and to Make Corresponding)
Changes to its Rule 14H.)
Transmittal No. 05-01.)

_____)
In the Matter of the Notice of)
)
HAWAII ELECTRIC LIGHT COMPANY, INC.)
)
To Modify its Rule 18, Net Energy)
Metering, and to Make Corresponding)
Changes to its Rule 14H.)
Transmittal No. 05-01H.)

_____)
In the Matter of the Notice of)
)
MAUI ELECTRIC COMPANY, LIMITED)
)
To Modify its Rule 18, Net Energy)
Metering, and to Make Corresponding)
Changes to its Rule 14H.)
Transmittal No. 05-01M.)

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

2005 MAR 10 A 8:11

RECEIVED

DOCKET NO. 05-0037
(CONSOLIDATED)

STIPULATED PROCEDURAL ORDER NO. 21681

Filed March 9, 2005

At 2 o'clock P.M.

Karen Higdon
Chief Clerk of the Commission

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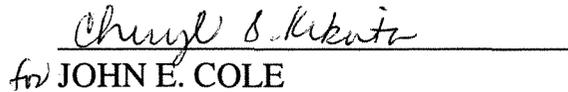
Hawaiian Electric Company, Inc. (“HECO”), HAWAII ELECTRIC LIGHT
COMPANY, INC. (“HELCO”), and MAUI ELECTRIC COMPANY, LIMITED

("MECO") (collectively, the "HECO Utilities"), and the Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs (the "Consumer Advocate") hereby stipulate that the attached Stipulated Procedural Order is mutually acceptable to each respective party.

DATED: Honolulu, Hawaii, March 4, 2005.



WILLIAM A. BONNET
Vice President
Hawaiian Electric Company, Inc.
Hawaii Electric Light Company, Inc.
Maui Electric Company, Limited



for JOHN E. COLE
Executive Director
Division of Consumer Advocacy
Department of Commerce and Consumer Affairs

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STIPULATED PROCEDURAL ORDER

On January 18, 2005, Hawaiian Electric Company, Inc. (“HECO”), Hawaii
Electric Light Company, Inc (“HELCO”) and Maui Electric Company, Limited
 (“MECO”) (collectively the “HECO Utilities”) submitted transmittals for their respective

companies (HECO's Transmittal No. 05-01, HELCO's Transmittal No. 05-01H, and MECO's transmittal 05-01M) which sought Commission approval to (1) modify their respective companies' Rule 18, Net Energy Metering ("Rule 18") and (2) make corresponding changes to their respective companies' Rule 14H, Interconnection of Distributed Generating Facilities Operating in Parallel with the Company's Electrical System ("Rule 14H"). The HECO Utilities served copies of their respective transmittals upon the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate" or "CA").

On February 3, 2005 the Consumer Advocate filed a statement of position requesting a 60-day suspension of the HECO Utilities' tariff transmittals to allow time for the Consumer Advocate to file discovery requests.

By Order No. 21642, filed February 8, 2005, the Commission suspended the HECO Utilities' tariff transmittals for a period up to and including April 19, 2005, for further review by the Commission and the Consumer Advocate. The Commission also ordered the parties to file a stipulated procedural order within twenty-one (21) days (by March 1, 2005) regarding the procedural steps in this proceeding. By letter dated March 2, 2005, the Commission approved the HECO Utilities' March 1, 2005 request for an extension of time until March 4, 2005 to submit a stipulated procedural order.

HECO and the Consumer Advocate have reached agreement on procedural matters and submit this Stipulated Procedural Order to the Commission, which is acceptable to the parties.

ACCORDINGLY, IT IS ORDERED that the following Schedule of Proceedings and procedures shall be utilized in this docket.

I.

SCHEDULE OF PROCEEDINGS

HECO Transmittal 05-01	
HELCO Transmittal 05-01H	
MECO Transmittal 05-01M	January 18, 2005
Duct Replacement	
CA Information Requests (“IRs”) to HECO Utilities ¹	March 2, 2005
HECO Utilities IR Responses to CA ¹	March 9, 2005
Technical Meeting	March 15, 2005
Final Positions*	March 18, 2005

* If the HECO Utilities and the CA can agree to the revisions to the tariff transmittals, the final positions maybe be a joint filing.

II.

MISCELLANEOUS MATTERS TO FACILITATE
AND EXPEDITE THE ORDERLY CONDUCT OF
THESE PROCEEDINGS

A. Requests for Information

To the extent practical, HECO and the Consumer Advocate will cooperate (1) by exchanging information requests and responses as they become available, and (2) by resolving questions regarding information requests and responses informally to attempt to

¹ Whenever possible, parties will provide copy of documents on diskette upon request.

work out problems with respect to understanding the scope or meaning of information requests, or with respect to the availability of information. If a party is unable to provide the information requested within the prescribed time period, it should so indicate to the inquiring party as soon as possible. The parties shall then endeavor to agree upon a later date for submission of the requested information.

In lieu of responses to information requests that would require the reproduction of voluminous documents or materials, the documents or materials may be made available for reasonable inspection and copying at a mutually agreeable designated location and time. In the event such information is available on computer diskette or other readily usable electronic medium, the party responding to the information request may make the diskette or such electronic medium available to the other party and the Commission.

A party shall not be required, in a response to an information request, to provide data that are already on file with the Commission or otherwise part of the public record, or that may be stipulated to pursuant to Part B, infra. The responding party shall, in lieu of production of a document in the public record, include in its response to the information request an identification of the document with reasonable specificity sufficient to enable the requesting party to locate and copy the document. In addition, a party shall not be required, in a response to an information request, to make computations, compute ratios, reclassify, trend, calculate, or otherwise rework data contained in its files or records.

A party may object to responding to an information request that it deems to be

irrelevant, immaterial, unduly burdensome, onerous or repetitious, or where the response contains information claimed to be privileged or subject to protection (confidential information). If a party claims that information requested is confidential, and withholds production of all or a portion of such confidential information, the party shall: (1) provide information reasonably sufficient to identify the confidential information withheld from the response, without disclosing privileged or protected information; (2) state the basis for withholding the confidential information (including, but not limited to, the specific privilege applicable or protection claimed for the confidential information and the specific harm that would befall the party if the information were disclosed); and (3) state whether the party is willing to provide the confidential information pursuant to a protective order governing this docket.

A party seeking production of documents notwithstanding a party's claim of confidentiality, may file a motion to compel production with the Commission.

B. Matters of Public Record

In order to provide a means to reduce unnecessary reproduction of documents and to facilitate these proceedings, identified matters of public record, such as reports that HECO has filed with the Commission, published decisions of this or other Commissions, published scientific or economic statistical data, material and textbooks, technical or industry journals relating to electric utility matters, and specified parts of the record in previous Commission dockets shall be admissible in this proceeding without the necessity of reproducing each document; provided that the document to be admitted is clearly

identified by reference to the place of publication, file or docket number, and the identified document is available for inspection by the Commission and the parties; and further provided that any party has the right to explain, qualify or conduct examination with respect to the identified document. The Commission can rule on whether the identified document can be admitted into evidence when a party proffers such document for admission as evidence in this case.

From time to time, the parties may enter into stipulations that such documents, or any portion of such documents, may be introduced into evidence in this case.

C. Copies of Filings and Information Requests.

1. Filings:

Commission	Original + 8 copies
HECO Utilities	3 copies
Consumer Advocate	2 copies

2. Information Requests and Responses:

Commission	Original + 8 copies
HECO Utilities	3 copies
Consumer Advocate	2 copies

3. All pleadings, and other documents required to be filed with the Commission shall be filed at the office of the Commission in Honolulu within the time limit prescribed pursuant to Chapter 61, subchapter 2, section 6-61-15 of the Commission's Rules of Practice and Procedure.

4. Copies of all filings, information requests and information request

responses should be sent to the other parties by hand delivery or via facsimile. In addition, if available, all parties shall provide copies of their filings, information requests and information request responses to the other parties via diskette or e-mail in a standard electronic format that is readily available by the parties. The parties agree to use Word 97 or Word 2000 as the standard programming format for filings in this case. However, if workpapers, documentation, or exhibits attached to any filing are not readily available in an electronic format, a party shall not be required to convert such workpapers, documentation, or exhibits into an electronic format. Also, existing documents produced in response to requests need not be converted to Word 97/Word 2000 as long as the applicable format is identified. In the event a copy of a filing, information request or information request response is delivered to a party via diskette or e-mail, unless otherwise agreed to by such party, the same number of copies of such filing, information request or information request response must still be delivered to such party by hand delivery or via facsimile as provided in Parts C.1 and C.2 above.

D. Communications

Chapter 61, subchapter 3, section 6-61-29 of the Commission's Rules of Practice and Procedure concerning ex parte communications is applicable to any communications between a party and the Commission. However, the parties may communicate with Commission counsel on matters of practice and procedure through their own counsel or designated official.

Communications between the parties should either be through counsel or through

designated representatives. All pleadings, papers, and other documents filed in this proceeding shall be served on the opposing party. All motions, supporting memoranda, and the like shall also be served on opposing counsel.

E. General

These procedures are consistent with the orderly conduct of this docket.

Pursuant to Chapter 61, subchapter 3, section 6-61-37 of the Commission's Rules of Practice and Procedure, this Stipulated Procedural Order shall control the subsequent courses of the proceedings, unless modified at or prior to the hearings to prevent manifest injustice.

DONE at Honolulu, Hawaii, MAR - 9 2005

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:


Michael Azama
Commission Counsel

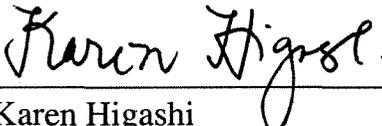
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Stipulated Procedural Order No. 21681 upon the following parties and participant, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party or participant.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
335 Merchant Street, Room 326
Honolulu, Hawaii 96813

WILLIAM A. BONNET
VICE PRESIDENT
HAWAIIAN ELECTRIC COMPANY, INC.
HAWAII ELECTRIC LIGHT COMPANY, INC.
MAUI ELECTRIC COMPANY, LIMITED
P. O. Box 2750
Honolulu, HI 96840-0001

DARCY ENDO-OMOTO
DIRECTOR, REGULATORY AFFAIRS
HAWAIIAN ELECTRIC COMPANY, INC.
P. O. Box 2750
Honolulu, HI 96840-0001



Karen Higashi

DATED: MAR - 9 2005