

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
 )  
 HAWAIIAN ELECTRIC COMPANY, INC. )  
 )  
 For Approval to Commit Funds in )  
 Excess of \$500,000 for Item Y48500, )  
 East Oahu Transmission Project. )  
 )

DOCKET NO. 03-0417

ORDER NO. 22281

Filed Feb. 10, 2006  
At 2 o'clock P.M.

Karen Higashi  
Chief Clerk of the Commission

RECEIVED  
2006 FEB 14 A 8:39  
DIV. OF CONSUMER ADVOCACY  
DEPT. OF PUBLIC UTILITIES AND  
CONSUMER AFFAIRS  
STATE OF HAWAII

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

K. Higashi



I.

Background

By Order No. 20968, filed on May 10, 2004, the commission established the schedule of proceedings for this docket. Pursuant to the schedule of proceedings, the simultaneous Opening Briefs to be submitted by the Parties were due three (3) weeks following the availability of the transcripts from the evidentiary hearing. The Participants' Position Statements, if any, were due on the same date as the Parties' Opening Briefs. The Parties' simultaneous Reply Briefs were due three (3) weeks after the filing of the Opening Briefs.

On December 8, 2005, the commission sent a Notice to Parties of Receipt of Official Transcript. On December 9, 2005, the commission set the following deadlines for the filing of the post-hearing briefs: December 30, 2005, for the filing of simultaneous Opening Briefs and January 20, 2006, for the filing of simultaneous Closing Briefs.<sup>3</sup>

On December 15, 2005, the Parties requested an extension of time until January 19, 2006, and February 9, 2006, to file their Opening and Reply Briefs, respectively, which the commission granted.<sup>4</sup> On January 19, 2006, the Parties requested an additional extension of time, until February 9, 2006, and

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<sup>3</sup>Commission's letter, dated December 9, 2005.

<sup>4</sup>See LOL's letter, dated December 13, 2005, filed on December 15, 2005; and commission's letter, dated December 28, 2005.

March 2, 2006, to file their Opening and Reply Briefs, respectively, which the commission likewise granted.<sup>5</sup>

On February 8, 2006: (1) LOL filed their Opening Brief; and (2) the Consumer Advocate, on behalf of the Parties, filed a letter requesting an additional extension of time for the Parties to file their Opening and Reply Briefs.<sup>6</sup>

## II.

### Discussion

Hawaii Administrative Rules ("HAR") § 6-61-23(a)(1) provides the commission with the discretion, for good cause shown, to enlarge a period by which a required act must be completed, if a written request is made before the expiration of the period originally prescribed.

The Consumer Advocate, on behalf of the Parties, timely seeks an additional extension of time for the Parties to file their Opening and Reply Briefs, based on counsel for the Consumer Advocate's personal and health matters.<sup>7</sup> The Consumer Advocate represents that the Parties do not oppose the request for an additional extension of time.<sup>8</sup> Based on the foregoing, the

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<sup>5</sup>See Consumer Advocate's letter, dated January 19, 2006; and Order No. 22250, filed on January 27, 2006.

<sup>6</sup>LOL's Opening Brief and Certificate of Service, filed on February 8, 2006; and Consumer Advocate's letter, dated February 8, 2006.

<sup>7</sup>See Consumer Advocate's letter, dated February 8, 2006, at 1.

<sup>8</sup>See Consumer Advocate's letter, dated February 8, 2006, at 2.

commission finds good cause to enlarge the deadline for the Parties to file their Opening and Reply Briefs.

Accordingly, the commission grants the Parties' request for an extension of time from February 9, 2006 to February 13, 2006, to file their respective Opening Briefs, and from March 2, 2006 to March 6, 2006, to file their respective Reply Briefs. Likewise, the commission, on its own motion, extends the deadline for the Participants to file their Position Statements, from February 9, 2006 to February 13, 2006, to coincide with the new deadline for the Parties to file their Opening Briefs.

### III.

#### Orders

##### THE COMMISSION ORDERS:

1. The Parties' request, dated February 8, 2006, for an extension of time to file their Opening and Reply Briefs is granted. Unless otherwise ordered, the Parties shall file their Opening Briefs by February 13, 2006, and their Reply Briefs by March 6, 2006.

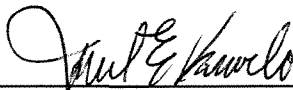
2. Unless ordered otherwise, the Participants shall file their Position Statements, if any, by February 13, 2006.

DONE at Honolulu, Hawaii FEB 10 2006.


PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By (EXCUSED)  
Wayne H. Kimura, Commissioner

By   
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

  
for Catherine P. Awakuni  
Commission Counsel

03-0417.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22281 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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Certificate of Service

Page 2

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Karen Higashi

DATED: FEB 10 2006