

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of)
)
HAWAIIAN ELECTRIC COMPANY, INC.)
)
For Approval and/or Modification of)
Demand-Side and Load Management)
Programs and Recovery of Program)
Costs and DSM Utility Incentives.)

DOCKET NO. 05-0069

ORDER NO. 22468

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Filed May 16, 2006
At 2 o'clock P.M.

Karen H. Grosz.
Chief Clerk of the Commission

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

K. H. Grosz.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of)
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HAWAIIAN ELECTRIC COMPANY, INC.) Docket No. 05-0069
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For Approval and/or Modification of) Order No. 22468
Demand-Side and Load Management)
Programs and Recovery of Program)
Costs and DSM Utility Incentives.)
_____)

ORDER

By this Order, the commission grants the request of HAWAIIAN ELECTRIC COMPANY, INC. ("HECO") for an extension of time from May 8, 2006, to May 15, 2006, for it to file a Motion for Reconsideration of Interim Decision and Order No. 22420 ("Interim D&O 22420").

I.

Introduction

The commission issued Interim D&O 22420 on April 26, 2006, which, among other things, required the discontinuance of HECO's recovery of lost margins and shareholder incentives for its demand-side management programs within thirty days of the filing of the interim decision and order.

On May 8, 2006, HECO filed a motion for enlargement of time to file a motion for clarification or motion for

reconsideration of Interim D&O 22420 from May 8, 2006, to May 15, 2006.¹

HECO asserts that it needs additional time to determine whether to file a motion for clarification or a motion seeking partial reconsideration or modification of Interim D&O 22420, and in which to prepare such a motion, if HECO decides to file it.

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. HECO filed its Motion for Enlargement of Time on May 8, 2006, prior to expiration of the extension period, asserting that it needed additional time to determine whether to file, and to prepare a motion for clarification or motion for reconsideration. HECO further states that the attorneys and many of the staff who would assist in determining the need for, drafting, and reviewing such a

¹Motion for Enlargement of Time to File Motion for Clarification and/or Motion for Reconsideration of Interim Decision and Order No. 22420; Affidavit of David G. Waller; Affidavit of Dean K. Matsuura; and Certificate of Service ("Motion for Enlargement of Time"), filed on May 8, 2006. On May 10, 2006, HECO filed an Amended Certificate of Service for its Motion for Enlargement of Time.

motion were recently involved in the preparation of the rate case application filed by Hawaii Electric Light Company, Inc. on May 5, 2006, and are concurrently involved with the follow-up discussions with the other parties in the Competitive Bidding proceeding, Docket No. 03-0372. HECO argues that the significance of the DSM subjects addressed by Interim D&O 22420 and the impacts for both HECO and its customers warrants additional time to fully consider Interim D&O 22420 before deciding whether to file such a motion.

HECO states that the parties and participants to this docket do not object to its request.²

Based on the foregoing, the commission finds good cause in this instance to enlarge the deadline by which HECO must file a motion for clarification or a motion for reconsideration, and grants its request for extension of time.

III.

Order

THE COMMISSION ORDERS that HECO's request for extension of time, from May 8, 2006, to May 15, 2006, to file a

²The Division of Consumer Advocacy, Department of Commerce and Consumer Affairs, Life of the Land, the Rocky Mountain Institute, the Department of the Navy, on behalf of the Department of Defense, Hawaii Solar Energy Association, Hawaii Renewable Energy Alliance, Hawaii Electric Light Company, Inc., Maui Electric Company, Ltd., Kauai Island Utility Cooperative, and The Gas Company are parties to this proceeding. The County of Maui and the County of Kauai are participants in this proceeding.

motion for clarification or a motion for reconsideration of Interim D&O 22420, is granted.

DONE at Honolulu, Hawaii MAY 16 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:


Catherine P. Awakuni
Commission Counsel

05-0069.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22468 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

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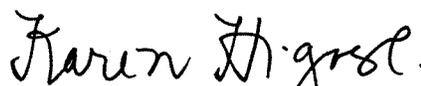
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DATED: MAY 16 2006