

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
 YOUNG BROTHERS, LIMITED)
For Approval of Tariff Change to)
Eliminate Less Than Container Load)
Service to and from Kahului Harbor)
on the Island of Maui.)
Transmittal No. 06-0001.)
_____)

DOCKET NO. 2006-0120

ORDER NO. 22735

Filed August 11, 2006
At 2:30 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

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

2006 AUG 14 A 8:33

RECEIVED

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

K. Higashi

By letter dated and filed on August 4, 2006, Young Brothers seeks an extension of time, from August 4, 2006 to August 18, 2006, to file its Reply Statement of Position.² Young Brothers makes its request pursuant to HAR § 6-61-23(a)(1), which provides:

Enlargement. (a) When by this chapter or by notice or by order of the commission, any act is required or allowed to be done at or within a specified time, the commission for good cause shown may at any time, in its discretion:

- (1) With or without motion or notice, order the period enlarged, if written request is made before the expiration of the period originally prescribed or as extended by a previous order[.]

HAR § 6-61-23(a)(1).

In support of its timely request for additional time, Young Brothers represents:

. . . . The Division of Consumer Advocacy does not oppose YB's request.

The additional time is needed to allow the parties in this proceeding to continue negotiations, the outcome of which may substantially impact YB's responses to the Commission's information requests, as well as its responsive statement. The parties' continued negotiations toward a stipulation on the issues in this proceeding may also permit the parties to waive the evidentiary hearing in this proceeding.

Young Brothers' letter, dated August 4, 2006, at 1.

²On July 14, 2006, commission staff issued its seventh set of information requests to Young Brothers, and requested a response by July 19, 2006. Young Brothers, by numerous letters, including its letter dated August 4, 2006, identified new dates by which it will respond to the commission's seventh set of information requests, due to its need for additional time and its intent to file its responses simultaneously with its Reply Statement of Position. In effect, Young Brothers intends to respond to the commission's seventh set of information requests by August 21, 2006, the new due date for its Reply Statement of Position. See footnote 3, below.

Based on Young Brothers' representations, the commission approves Young Brothers' request for an extension of time from August 4, 2006 to August 18, 2006, to file its Reply Statement of Position. Since August 18, 2006 (the deadline date that Young Brothers requested) is a holiday,³ the commission will extend the deadline for Young Brothers to file its Reply Statement of Position to August 21, 2006.

II.

Orders

THE COMMISSION ORDERS:

1. Young Brothers' request for an extension of time to file its Reply Statement of Position is approved. The deadline for Young Brothers to file its Reply Statement of Position is extended from August 4, 2006 to August 21, 2006.

2. Item No. 15 of the Stipulated Regulatory Schedule, is amended by stating that August 21, 2006, is the new deadline date for Young Brothers to file its Reply Statement of Position.

³August 18, 2006 is a State holiday. See Hawaii Revised Statutes § 8-1 (Statehood day). Thus, Monday, August 21, 2006, is designated as the new deadline date for Young Brothers to file its Reply Statement of Position, consistent with HAR § 6-61-22.

DONE at Honolulu, Hawaii AUG 11 2006 .

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By: Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By: John E. Cole
John E. Cole, Commissioner

APPROVED AS TO FORM:

 Michael Azama

Michael Azama
Commission Counsel

2006-0120.ah

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22735 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
P. O. Box 541
Honolulu, HI 96809

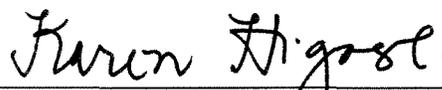
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VICE PRESIDENT, STRATEGIC PLANNING
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Counsel for the HAWAII FARM BUREAU FEDERATION



Karen Higashi

DATED: AUG 11 2006