

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of )  
HAWAII ELECTRIC LIGHT COMPANY, INC.)  
For Approval of: (1) a Contract )  
Between HELCO and the Army for the )  
Acquisition and Upgrade of the )  
Army's Pohakuloa Training Area and )  
Kilauea Military Camp (Island of )  
Hawaii) Electrical Distribution )  
Systems; (2) a Pole Attachment and )  
Duct Use Agreement; (3) an Interim )  
Billing Arrangement with the Army; )  
(4) a Waiver of HELCO Rule 14; and )  
(5) an Interim Order For Waiver of )  
HELCO Rule 14. )

DOCKET NO. 05-0321

ORDER NO. 23372

Filed April 19, 2007  
At 12 o'clock P.M.

Karen Higashi  
Chief Clerk of the Commission

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

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

Karen Higashi

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Docket No. 05-0321  
Order No. 23372

ORDER

By this Order, the commission approves HAWAII ELECTRIC LIGHT COMPANY, INC.'s ("HELCO") request, filed on April 5, 2007, to suspend this proceeding, including the suspension of the remainder of the procedural schedule.

I.

Background

By Application filed on December 20, 2005, HELCO requests commission approval of: (1) Contract No. W912CN-04-0008, effective June 16, 2004, as amended, between HELCO and the United States Army ("Army") for the acquisition and upgrade of the Army's Pohakuloa Training Area ("PTA") and Kilauea Military Camp ("KMC") electrical distribution systems; (2) a Pole

Attachment and Duct Use Agreement, dated September 29, 2004, between HELCO and the Army; (3) an interim billing arrangement between HELCO and the Army for the PTA and KMC; and (4) a waiver of HELCO's Tariff Rule 14(A)(2)(a) to allow HELCO to pay for a portion of the service connection costs, which are generally paid for by the customer.<sup>1</sup>

In general, the Army seeks to transfer the ownership, operation, and maintenance of the PTA and KMC electrical distribution systems to HELCO. In lieu of paying the Army for the PTA and KMC electrical distribution systems, HELCO will upgrade, operate, and maintain the PTA and KMC electric distribution systems, at either no cost to the Army or with the Army being responsible for a portion of the estimated cost of such work. The Army is authorized to utilize the KMC property under a special use permit with the United States Department of Interior, National Parks Service ("NPS").

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<sup>1</sup>HELCO's Application, Exhibits A through C and E through V, and Certificate of Service, filed on December 20, 2005, as supplemented by HELCO's letter dated December 20, 2005, with Exhibits D and X through Z attached (collectively, "Application"). The Parties in this proceeding are HELCO and the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate"), an ex officio party, pursuant to Hawaii Revised Statutes § 269-51 and Hawaii Administrative Rules § 6-61-62(a). HELCO served copies of its Application upon the Consumer Advocate.

II.

Suspension of the Proceeding

Stipulated Procedural Order No. 23200, filed on January 16, 2007, sets forth the remainder of the procedural schedule that governs this proceeding:

HELCO's responses to Consumer Advocate's supplemental information requests	April 5, 2007
Parties' technical meeting	April 26, 2007
Consumer Advocate's Statement of Position	May 21, 2007
HELCO's Statement of Position (if necessary)	June 4, 2007

By letter dated April 5, 2007, HELCO requests that the commission suspend this proceeding, including the remainder of the procedural schedule, in order to allow: (1) the Army additional time to address and resolve the issues raised by the NPS regarding the privatization of KMC's electrical distribution system; and (2) HELCO to continue its discussions with the Army regarding an increased contribution from the Army for the higher than expected costs for the service connection work. HELCO explains that: (1) the Army recently informed HELCO that it needs additional time to address the issues raised by the NPS; (2) at this time, the amount of additional time that will be needed by the Army is uncertain; and (3) the resolution of the amount of the Army's increase in contribution to HELCO "is dependent on the actions the Army agrees to take in resolving the [NPS] concerns inasmuch as it may involve altering meter installations to address historical preservation concerns at the

lodges."<sup>2</sup> Lastly, HELCO represents that the Consumer Advocate does not object to HELCO's request to suspend this proceeding.<sup>3</sup>

The Army's efforts in attempting to resolve the issues raised by the NPS are on-going, with the amount of additional time needed by the Army to resolve these matters uncertain. The commission, in this instance, finds good cause to approve HELCO's request to suspend this proceeding, including the remainder of the procedural schedule. HELCO shall promptly notify the commission of the resolution of the unresolved matters, and the Parties shall submit their revised procedural schedule to the commission within twenty days thereafter.

### III.

#### Orders

##### THE COMMISSION ORDERS:

1. HELCO's request, dated April 5, 2007, to suspend this proceeding, including the remainder of the procedural schedule, is approved.

2. HELCO shall promptly notify the commission of the resolution of the unresolved matters, and the Parties shall submit their revised procedural schedule to the commission within twenty days thereafter.

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<sup>2</sup>HELCO's letter, dated April 5, 2007, at 2.

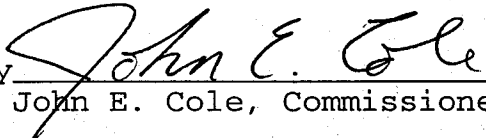
<sup>3</sup>Telephone conversation between commission counsel and HELCO's representative, on April 5, 2007, informing the commission of the Consumer Advocate's non-objection to HELCO's request.

DONE at Honolulu, Hawaii

APR 19 2007

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
John E. Cole, Commissioner

APPROVED AS TO FORM:



Michael Azama  
Commission Counsel

05-0321.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23372 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI  
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Counsel for HELCO

  
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Karen Higashi

DATED: APR 19 2007