BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

PUUWAAWAA WATERWORKS, INC.

DOCKET NO. 00-0005

For a Certificate of Public
Convenience and Necessity Pursuant)
to Hawaii Revised Statutes
§ 269-7.5, to Provide Water
Services to Portions of Puuwaawaa)
and Puuanahulu Homesteads at)
North Kona, Hawaii, and for)
Approval of Proposed Rates.

<u>ORDER NO. 20065</u>

Filed March 7, 2003
At 1:30 o'clock P.M.

Twun Digst.

Chief Clerk of the commission

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

NAR - 7 D III I

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Uti

Chief Clerk, Public Utilities Commission, State of Hawaii.

DEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

PUUWAAWAA WATERWORKS, INC.

For a Certificate of Public)
Convenience and Necessity Pursuant)
to Hawaii Revised Statutes)
§ 269-7.5, to Provide Water)
Services to Portions of Puuwaawaa)
and Puuanahulu Homesteads at)
North Kona, Hawaii, and for)
Approval of Proposed Rates.

Docket No. 00-0005

Order No. 20065

<u>ORDER</u>

I.

On February 10, 2003, PUUWAAWAA WATERWORKS, INC. (PWI) filed its revised: (1) schedule of rates; and (2) rules and regulations pursuant to Hawaii Administrative Rules (HAR) § 6-61-16 and Decision and Order No. 19980, filed on January 22, 2003 (compliance tariff filing).

Copies of the compliance tariff filing were served on the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy (Consumer Advocate). The Consumer Advocate did not file comments on PWI's compliance tariff filing.

II.

Upon review, the commission finds that a section of PWI's revised rules and regulations require an amendment. Section 2.2 of PWI's revised rules and regulations (Section 2.2) specifies that PWI's minimum charge for water service is \$37.50 per month as

opposed to \$37.83 per month. As recognized by PWI, the commission-approved minimum charge is \$37.83 per month. The minimum charge set forth in Section 2.2 is clearly an error. Thus, PWI should amend Section 2.2 to reflect the minimum charge approved by the commission in Order No. 19980 and as set forth in PWI's revised rate schedule. In all other respects, PWI's compliance filing, filed on February 10, 2003, appears to be in compliance with Order No. 19980.

Accordingly, PWI's compliance tariff filing is approved provided that PWI re-files its rules and regulations with an amended Section 2.2 in accordance with this order.

III.

THE COMMISSION ORDERS that PWI's compliance tariff filing, filed on February 10, 2003, is approved, provided that PWI re-files, as soon as practicable, its rules and regulations with an amended Section 2.2 in accordance with this order.

¹See Exhibit A of PWI's compliance filing (PWI's revised rate schedule).

DONE at Honolulu, Hawaii this 7th day of March, 2003.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By Wayno H. Kimura Chairma

No.

Janet E. Kawelo, Commissioner

By (RECUSED)

Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:

Ji/Sook Kim

Commission Counsel

00-0005.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20065 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY P. O. Box 541 Honolulu, HI 96809

F. NEWELL BOHNETT
PUUWAAWAA WATERWORKS, INC.
71-1572 Puulani Drive
Kailua-Kona, HI 96740

PHILIP J. LEAS, ESQ.
CADES SCHUTTE FLEMING & WRIGHT
1000 Bishop Street, Suite 1200
Honolulu, HI 96813-4216

PU'U LANI RANCH HOMEOWNERS ASSOCIATION c/o ARICK YANAGIHARA, PRESIDENT 1001 Bishop Street, Suite 2690 Honolulu, HI 96813

Karen Highsh

DATED: March 7, 2003