

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
MOLOKAI PUBLIC UTILITIES, INC.)
Transmittal No. 03-01)
_____)

DOCKET NO. 03-0127

ORDER NO. 20191

RECEIVED
2003 MAY -9 P 4:01
DIV. OF CONSUMER AFFAIRS
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

Filed May 9, 2003
At 2:00 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
MOLOKAI PUBLIC UTILITIES, INC.) Docket No. 03-0127
Transmittal No. 03-01) Order No. 20191
_____)

DECISION AND ORDER

I.

By transmittal no. 03-01, filed on April 21, 2003, MOLOKAI PUBLIC UTILITIES, INC. (MPUI), seeks to amend its Rules and Regulations currently on file with the commission. In particular, MPUI proposes to: (1) re-format its Rules and Regulations and incorporate certain other non-substantive changes; (2) revise Rule V to give it the ability to increase the amount of a customer's deposit in the case of a delinquent customer; (3) revise Rule XVIII to prohibit future grounding of alternating current secondary distribution circuits to the water system; (4) include a new Rule XXXIV providing for contribution in aid of construction (CIAC); and (5) revise Exhibit "A" to allow it to charge for temporary use of fire hydrant water. MPUI proposes an effective date of May 21, 2003 for these changes.

Copies of MPUI's transmittal were served on the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy (Consumer Advocate).

On May 7, 2003, the Consumer Advocate submitted a preliminary statement of position wherein it advised the commission that (1) it would participate in the instant proceeding and (2) had conducted a preliminary review of MPUI's proposed tariff revisions and had questions and concerns regarding the reasonableness of such revisions. Specifically, the Consumer Advocate has reservations regarding: (1) the proposed change to Rule V in which MPUI would charge delinquent customers an unpublished and varying deposit amount to obtain water service; (2) MPUI's revision to Rule XVIII, which would prohibit future grounding of alternating current secondary distribution circuits to the water system. The Consumer Advocate is concerned that this proposed revision may be harmful to prospective customers; (3) MPUI's proposal to establish a new rule which would allow for the assessment of a CIAC. The Consumer Advocate has concerns over this proposal, which include the reasonableness of the gallons-per-day consumption rates for the different types water users, the formula MPUI will use to determine the CIAC, and the cost per gallon used in the formula; and (4) the effect of MPUI charging customers for the temporary use of fire hydrant water with respect to additional revenues, the number of affected customers, and the number of estimated gallons.

Based upon the Consumer Advocate's concerns, the commission, thus, will suspend transmittal number 03-01, in accordance with Hawaii Revised Statutes § 269-16 and Hawaii

Administrative Rules § 6-80-40 to allow the Consumer Advocate additional time to submit information requests to MPUI.

II.

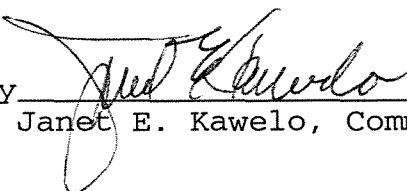
THE COMMISSION ORDERS that MPUI's transmittal number 03-01, filed on April 21, 2003, is suspended until further order of the commission.

DONE at Honolulu, Hawaii this 9th day of May, 2003.


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:


Benedyne S. Stone
Commission Counsel
Transmittal No. 03-01

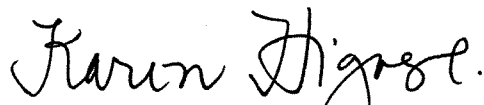
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20191 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
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Karen Higashi

DATED: May 9, 2003