

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of)  
KUKIO UTILITY COMPANY, LLC )  
For a Certificate of Public )  
Convenience and Necessity Pursuant )  
to Section 269-7.5, Hawaii Revised )  
Statutes, to Provide Water and )  
Sewage Treatment Services in Kukio, )  
North Kona, Hawaii; Approval of )  
Water Purchase Agreement with WB )  
Kukio Resorts, LLC Pursuant to )  
Section 269-19.5, Hawaii Revised )  
Statutes; and for Approval of )  
Rules, Regulations and Rates. )

DOCKET NO. 01-0433

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2003 JUL -3 P 3:52

DIV. OF CONSUMER AFFAIRS  
DEPT. OF COMMERCE  
CONSUMER AFFAIRS  
STATE OF HI

ORDER NO. 20293

Filed July 2, 2003

At 11:30 o'clock A.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)	)	
KUKIO UTILITY COMPANY, LLC	)	Docket No. 01-0433
	)	
For a Certificate of Public Convenience and Necessity Pursuant to Section 269-7.5, Hawaii Revised Statutes, to Provide Water and Sewage Treatment Services in Kukio, North Kona, Hawaii; Approval of Water Purchase Agreement with WB Kukio Resorts, LLC Pursuant to Section 269-19.5, Hawaii Revised Statutes; and for Approval of Rules, Regulations and Rates.	)	Order No. 20293
_____	)	

ORDER

I.

On June 16, 2003, KUKIO UTILITY COMPANY, LLC, ("Kukio") filed a Motion for Reconsideration and/or Clarification of Portions of Decision and Order No. 20103 ("Motion for Reconsideration"). On June 23, 2003, the DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS ("Consumer Advocate"), filed a request for additional time in which to file a response to Kukio's Motion for Reconsideration, to July 7, 2003 ("Request to Enlarge Time").<sup>1</sup> The Consumer Advocate represents that Kukio does not object to this Request to Enlarge Time.

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<sup>1</sup>Pursuant to Hawaii Administrative Rules ("HAR") § 6-61-41, a response to a motion for reconsideration is due not later than five days after a party is served the motion. Accordingly, in this instance, and pursuant to HAR § 6-61-22, any response from the Consumer Advocate would be due to the commission on June 23, 2003.

II.

Pursuant to HAR § 6-61-23(a), we may, in our discretion, grant a request for an enlargement of time upon a showing of good cause. The commission finds good cause to grant the Consumer Advocate additional time to respond to the Motion for Reconsideration, until July 7, 2003.

III.


THE COMMISSION ORDERS:


1. The Consumer Advocate's request for additional time to respond to Kukio's Motion for Reconsideration, filed on June 23, 2003, is granted.

2. The Consumer Advocate's response shall be due to the commission on July 7, 2003.

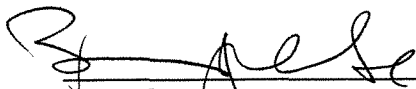
DONE at Honolulu, Hawaii this 2nd day of July, 2003.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

  
Benedyne S. Stone  
Commission Counsel

By   
Janet E. Kawelo, Commissioner

01-0433.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20293 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

KUKIO UTILITY COMPANY, LLC  
Attention: Milton K. Morinaga  
P. O. Box 5349  
Kailua-Kona, HI 96745-5349

ALAN M. OSHIMA, ESQ.  
KENT D. MORIHARA, ESQ.  
OSHIMA, CHUN, FONG & CHUNG, LLP  
Davies Pacific Center, Suite 400  
841 Bishop Street  
Honolulu, HI 96813

  
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Karen Higashi

DATED: July 2, 2003