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.

ORDER NO. 20293

DOCKET NO. 01-0433

Filed July 2, 2003
At 11:30 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
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
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").¹ The Consumer Advocate represents that Kukio does not object to this Request to Enlarge Time.

¹Pursuant 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.


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

By /Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

By /Benedyne B. Stone

Commission Counsel
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

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Davies Pacific Center, Suite 400
841 Bishop Street
Honolulu, HI  96813

DATED: July 2, 2003