

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
CITIZENS COMMUNICATIONS COMPANY,)
)
dba THE GAS COMPANY, K-1 USA)
)
VENTURES, INC., and HAWAII GAS)
)
COMPANY, L.L.C., nka THE GAS)
)
COMPANY, LLC)
)
For Approval to Sell the Assets of)
The Gas Company, and Other Related)
Matters.)
_____)

DOCKET NO. 03-0051

ORDER NO. 20357

Filed July 31, 2003
At 10:00 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

RECEIVED
2003 AUG -1 P 3:57
DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

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

K. Higashi

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In the Matter of the Application of)
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CITIZENS COMMUNICATIONS COMPANY,)
dba THE GAS COMPANY, K-1 USA)
VENTURES, INC., and HAWAII GAS)
COMPANY, L.L.C., nka THE GAS)
COMPANY, LLC)
)
For Approval to Sell the Assets of)
The Gas Company, and Other Related)
Matters.)
_____)

Docket No. 03-0051

Order No. 20357

ORDER AMENDING DECISION AND ORDER NO. 20354

I.

By letter dated July 29, 2003, CITIZENS COMMUNICATIONS COMPANY, dba THE GAS COMPANY, K-1 USA VENTURES, INC., and HAWAII GAS COMPANY, L.L.C., nka THE GAS COMPANY, LLC (collectively, "Applicants"), seek to clarify Decision and Order No. 20354, filed on July 25, 2003.

Specifically, Applicants request the addition of a sentence to make it clear that the commission approved the guaranty of the proposed loans and the pledging of the membership interests as security for such loans, in accordance with Hawaii Revised Statutes ("HRS") § 269-17. Thus, Applicants seek to amend Section XVII, Ordering Paragraph 4, at page 50, by adding a second sentence, as follows:

4. TGC-LLC's guaranty of the loans proposed to be obtained by HGC Holdings, and the pledge by HGC Holdings of its membership interests in TGC-LLC as security for such

loans, "at interest rates no higher than and in amounts and on terms substantially similar to those set forth in Exhibit A" of Applicants' Reply Statement, are for purposes permitted by HRS § 269-17. Thus, the guaranty of the loans and the pledge of membership interests are approved.

Applicants represent that the Division of Consumer Advocacy does not object to the addition of the proposed new sentence to clarify Decision and Order No. 20354.

Upon review, the commission will grant Applicants' request for clarification.

II.

THE COMMISSION ORDERS:

1. Applicants' request for clarification, filed on July 29, 2003, is granted, consistent with the terms of this order.

2. Section XVII, Ordering Paragraph 4, at page 50, is amended in its entirety to read as follows:

4. TGC-LLC's guaranty of the loans proposed to be obtained by HGC Holdings, and the pledge by HGC Holdings of its membership interests in TGC-LLC as security for such loans, "at interest rates no higher than and in amounts and on terms substantially similar to those set forth in Exhibit A" of Applicants' Reply Statement, are for purposes permitted by HRS § 269-17. Thus, the guaranty of the loans and the pledge of membership interests are approved.


3. In all other respects, Decision and Order No. 20354 remains unchanged.

DONE at Honolulu, Hawaii this 31st 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:


Michael Azama
Commission Counsel

03-0051.sl1

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20357 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
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Honolulu, HI 96809

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VICE PRESIDENT AND GENERAL MANAGER
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nka THE GAS COMPANY, LLC
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Counsel for CITIZENS COMMUNICATIONS COMPANY

CERTIFICATE OF SERVICE - Continued

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Counsel for K-1 USA VENTURES, INC.
and HAWAII GAS COMPANY, L.L.C.,
nka THE GAS COMPANY, LLC



Karen Higashi

DATED: July 31, 2003