## DEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

MAUI ELECTRIC COMPANY, LIMITED

For Approval of a Fuel Supply )
Contract with Maui Oil Company, )
Inc. and to Include Contract Costs )
In Maui Electric Company, Limited's)
Energy Cost Adjustment Clause. )

DOCKET NO. 02-0365

2003 SEP 12 P 3: 19

IV. OF CONSUMER ADVOCACY
DEPT. OF COMMER AFFAIRS

<u>ORDER NO. 20431</u>

Filed <u>Oept. 12</u>, 2003 At <u>9:00</u> o'clock A.M.

Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI

Chief Clerk, Public Utilities Commission, State of Hawaii.

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Docket No. 02-0365 Order No. 20431

## ORDER

Τ.

October application filed 4, 2002, Ву an on MAUI ELECTRIC COMPANY, LIMITED ("MECO") requests commission approval of the Hana Substation 41 Supply Contract Off-Highway No. 2 Diesel Fuel ("Fuel Supply Contract"), dated August 9, 2002, with Maui Oil Company, Inc. ("Maui Oil"). Pursuant to the Fuel Supply Contract, MECO purchases and receives from Maui Oil its entire No. 2 Diesel Fuel ("Fuel") requirements its for standby generating units two located at its Hana Substation No. 41. MECO also requests commission approval to include the cost of Fuel and related taxes in MECO's Energy Cost Adjustment Clause ("ECAC") to the extent that the costs are not recovered in MECO's base rates.

By Order No. 20373, filed on August 8, 2003, the commission ordered that MECO and the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate") meet informally to formulate the issues,

procedures, and schedule with respect to this proceeding, to be set forth in a stipulated prehearing order. This stipulated prehearing order was to be submitted for commission approval by September 5, 2003. If the parties were unable to stipulate to such an order, each party was to submit its own proposed prehearing order for the commission's consideration by September 5, 2003.

By letter filed on September 5, 2003, MECO, on behalf of itself and the Consumer Advocate (collectively referred to as "Parties"), requests an extension of time until September 19, 2003 ("stipulated extension of time") to continue discussions regarding a possible agreement to the issues in this proceeding. The commission finds good cause to approve the stipulated extension of time.

II.

THE COMMISSION ORDERS that the Parties' stipulated extension of time until September 19, 2003 to submit a stipulated prehearing order for this proceeding is approved. If unable to stipulate to such an order, each party shall submit its own proposed prehearing order for the commission's consideration by September 19, 2003.

02-0365

DONE at Honolulu, Hawaii this 12th day of September, 2003.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso Chairman

By Mym Hotemma

Nayne H. Kimura, Commissioner

By (EXCUSED)

Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Kevin M. Katsura Commission Counsel

02-0365.eh

## CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20431 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

EDWARD L. REINHARDT
PRESIDENT
MAUI ELECTRIC COMPANY, LIMITED
P.O. Box 398
Kahului, HI 96733-6898

WILLIAM A. BONNET VICE PRESIDENT GOVERNMENT AND COMMUNITY AFFAIRS HAWAIIAN ELECTRIC COMPANY, INC. P.O. Box 2750 Honolulu, HI 96840-0001

THOMAS W. WILLIAMS, JR., ESQ PETER Y. KIKUTA, ESQ. GOODSILL ANDERSON QUINN & STIFEL Alii Place, Suite 1800 1099 Alakea Street Honolulu, HI 96813

Karen Higashi

DATED: September 12, 2003