BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)

PUBLIC UTILITIES COMMISSION)

Instituting Proceedings
Relating to the Establishment
of a One Call Center to
Coordinate the Location of
Subsurface Installations and
to Provide Advance Notice to
Subsurface Installation
Operators of Proposed
Excavation Work.

DOCKET NO. 04-0195

ORDER NO. 21410

Filed Oct. 11, 2004
At 2 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.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

Docket No. 04-0195
Order No. 21410

Instituting Proceedings
Relating to the Establishment
of a One Call Center to
Coordinate the Location of
Subsurface Installations and
to Provide Advance Notice to
Subsurface Installation
Operators of Proposed
Excavation Work.

Order
I.

Introduction

On August 6, 2004, the commission, by Order No. 21221, instituted a proceeding to establish the One Call Center advisory committee ("Committee") and appoint the necessary members of the Committee, pursuant to Act 141, Session Laws of Hawaii 2004 ("Act 141") and Hawaii Revised Statutes § 269-7. Order No. 21221 also made the DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS ("Consumer Advocate") a party to this investigative docket, and invited all interested public utilities, businesses, building or construction groups, trade or contractor associations and community or civic groups to participate in this docket as intervenors, or participants without intervention, so long as these persons or entities satisfy and adhere to the commission’s administrative rules (aka,
Hawaii Administrative Rules ("HAR") Chapter 6-61, Rules of Practice and Procedure Before the Public Utilities Commission) governing intervention and participation in commission proceedings.

On August 26, 2004, VERIZON HAWAII INC. ("Verizon") timely filed a motion to intervene in this docket, pursuant to HAR § 6-61-41 and 6-61-55 and Order No. 21221.

II.
Discussion
A.
Verizon's Motion to Intervene

HAR § 6-61-55, which governs intervention in our proceedings, requires, among other things, the movant to state the facts and reasons for the proposed intervention, and its position and interest thereto. Furthermore, HAR § 6-61-55(d) states that "[i]ntervention shall not be granted except on allegations which are reasonably pertinent to and do not unreasonably broaden the issues already presented."

In support of its motion to intervene, Verizon contends, among other things: (1) it has a significant interest in the One Call Center and the Committee; (2) it will be affected greatly by the Committee and the One Call Center; and (3) its interest in this proceeding is different from that of any potential party as Verizon "has far more underground facilities than any other telecommunications service provider[.]")
Although Verizon satisfactorily demonstrated that its interest in this proceeding is reasonably pertinent to the matters presented, we find that Verizon failed to substantiate, among other things, how it will assist in the development of a sound record and refrain from unreasonably broadening the issues or delay the proceedings.¹ We, therefore, find that Verizon did not satisfy the requirements of HAR § 6-61-55. Nonetheless, the commission believes that Verizon’s involvement in this proceeding may provide it with relevant information or input that may be helpful in the establishment of the Committee and the appointment of the necessary members of the Committee, pursuant to Act 141. Accordingly, we conclude that Verizon should be allowed participant status without intervention, pursuant to HAR § 6-61-56. Verizon’s participation, however, shall be limited to the opportunity to file a written statement of position, as discussed further below.

B. Opportunity to Comment

On July 26, 2004 and as described in further detail in Order No. 21221, the commission issued a letter to the Utilities Damage Task Force (“Task Force”) requesting recommendations from the Task Force for suitable representatives

¹HAR § 6-61-55 states, in relevant part, that the motion shall make reference to “[t]he extent to which the applicant’s participation can assist in the development of a sound record” and “[t]he extent to which applicant’s participation will broaden the issues or delay the proceeding.” HAR § 6-61-55(b)(6) and (7).
to fill the nine (9) seats on the Committee in accordance with Act 141.

On August 4, 2004, the Task Force submitted its letter (a copy of which is attached hereto as Exhibit B) in response to the commission’s letter dated July 26, 2004 indicating its list of recommended nominees to fill the nine (9) seats on the Committee. Those recommended nominees are as follows: (1) Steven Golden, The Gas Company, LLC, representing the gas utility industry; (2) Ken T. Morikami, Hawaiian Electric Company, Inc., representing the electric utility industry; (3) Calvin Choy, Verizon Hawaii Inc., representing the telecommunications industry; (4) Don Grimes, the Airport Group, representing the pipeline operators industry; (5) Leonard Leong, Royal Contracting Co., Ltd., and Sidney Quintal, Grace Pacific Corp., representing the GCA; (6) John Cheung, CC Engineering, and Ron Oshiro, Ron’s Construction, representing the BIA; and (7) Lance Ono of Oceanic Time Warner Cable representing the cable service industry. As of the date of this order, the commission neither received any other nominations for Committee members nor did it receive any comments relating to the Task Force’s recommended nominees in accordance with Order No. 21221.

Prior to issuing a decision concerning the establishment of the Committee and the appointment of the necessary members of the Committee, pursuant to Act 141, the commission will allow both the Consumer Advocate and Verizon the opportunity to comment and submit a written statement of position on, among other things, the recommended nominees listed above.
Written statement of positions, if any, must be received within ten (10) days from the date of this order.

III.

Order

THE COMMISSION ORDERS:

1. Verizon's motion to intervene, filed on August 26, 2004, is denied. Instead, Verizon is granted participant status, without intervention, subject to the limitation set forth in this order.

2. The Consumer Advocate and Verizon may file written statements of position on, among other things, the recommended nominees, listed herein, to fill the nine (9) seats on the Committee. Written statements of position, if any, shall be filed within ten (10) days from the date of this order.
DONE at Honolulu, Hawaii  

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  

04-0195
August 2, 2004

Mr. Carlito Caliboso, Chair
Hawai‘i Public Utilities Commission
465 South King Street, Room 103
Honolulu, Hawai‘i 96813

Dear Chair Caliboso:

I am John Cheung, President of the Building Industry Association of Hawai‘i, writing in my capacity as Chair of the Utility Damage Task Force (UDTF). This letter responds to your letter of July 26, 2004, requesting names and background information for the nine nominees recommended by the UDTF to serve on the Advisory Committee for the Hawai‘i One-call Center.

The UDTF was formed shortly after the 2002 Hawaii State Legislative Session in a joint, collaborative effort to minimize damages to underground facilities. This Task Force, which included participation by several public utilities, pipeline operators, a cable television provider, the Building Industry of Hawaii, the General Contractors Association, and the Hawaii Insurers Council, regularly met over the past two years to discuss various initiatives to address this concern. The establishment of a One Call Center to facilitate and coordinate the confirming and marking of underground facilities is an initiative that the Task Force jointly advocated for during the 2004 Legislative Session.

I am happy to report that the UDTF at the meeting on July 29, 2004 agreed upon all nine nominees. Their names and industry affiliations are:

| Gas Utility: | Steven Golden (The Gas Co.) |
| Electric Utility: | Ken T. Morikami (Hawaiian Electric Co.) |
| Telecommunications: | Calvin Choy (Verizon Hawai‘i) |
| Cable Service: | Lance Ono (Oceanic Time Warner Cable) |
| Pipeline Operators: | Don Grimes (Airport Group) |
| Building Industry Association: | John Cheung (CC Engineering) and Ron Oshiro (Ron’s Construction) |
| General Contractors Association: | Leonard Leong (Royal Contracting) and Sid Quintal (Grace Pacific Corp.) |

Background information in the form of professional resumes for the nominees is enclosed, or will be provided upon receipt from the nominees. Each of these nominees and/or their employers has experience as an excavator or operator of underground facilities. In addition, each of these nominees and/or their company/organizational affiliate has been involved with the UDTF and is familiar with the proposed One Call Center.

Please do not hesitate to contact Sarah Blane at the BIA if you require immediate assistance; she can be reached at 847-4666 x204, or via e-mail at government@bia-hawaii.com.

Thank you very much for your support of the One-call Center and its Advisory Committee. I and the other nominees to the Committee look forward to working with you on establishment and oversight of the One-call Center.

Sincerely,

John Cheung, Chair
Utilities Damage Task Force
Ken Morikami joined Hawaiian Electric Company in October 1979 as an Engineer/Designer in the Transmission and Distribution Division of the Engineering Department. He moved on to different positions: Corporate Planning Analyst Aide in the Corporate Planning Department; Engineer/Designer in the Planning Division of the Distribution Engineering Department; Corporate Planning Analyst II in the Rate and Regulatory Affairs Department; Program Engineer in the Engineering Research Division of the Environmental Department; Project Manager in the Facilities and Project Management Department to his current position as Director of the Project Management Division in the Energy Delivery process area.

Prior to joining Hawaiian Electric Company in 1979, Ken was an Electrical Engineer II with the City & County of Honolulu Public Building Planning and Construction Division of the Building Department.

Ken graduated from Iolani School and went on to the University of Colorado, Boulder, Colorado receiving his Bachelor of Science in Electrical Engineering. Ken is a registered professional electrical engineer.

Ken is married to Michele and has a daughter Kayla.

Current and past involvements in organization/community services are:

- Project Management Institute
- American Public Works Association
- Hawaii Society of Professional Engineers
- Engineering Association of Hawaii
- St. Clement’s Episcopal Church
Lance Uno

Objective
Acceptance to serve on the One Call Advisory Committee

Experience
1976-1979 Oceanic-Time Warner Cable
Installer
- Performed Cable TV installations in Single Family Homes and Multiple Dwelling units.

1979-1982 Oceanic-Time Warner Cable
Service Technician
- Performed technical repairs for existing subscribers

1982-1984 Oceanic-Time Warner Cable
Maintenance Technician
- Performed routine regular Plant Maintenance.

1984-1985 Oceanic-Time Warner Cable
Bench Technician
- Repair and test Cable TV components for field deployment.
- Instructor - Cable TV apprenticeship classes on Oahu and Maui.

1985-1990 Oceanic-Time Warner Cable
Service Technician Foreman
- Manage 12 field Service Technicians
- Instructor - Cable TV apprenticeship classes on Oahu and Maui.

1990-1996 Oceanic-Time Warner Cable
Maintenance Technician Foreman
- Manage 24 field Maintenance Technicians
- Training Coordinator for Cable TV Industry Apprenticeship Program
1996-Present

**Dir. – OSP Engineering/Construction**  Oceanic-Time Warner Cable

- 50 people on staff
- State-Wide Areas of responsibility include: System Design, Construction, Database Management, Planning and Facilities Management

**Education**

1972 – 1975  University of Hawaii (Finance)
1976 - 1979  CATV Apprenticeship (Installer)
1979 - 1981  CATV Apprenticeship (Service Technician)
1981 - 1982  CATV Apprenticeship (Maintenance Technician)

**Interests**

Former Trustee IBEW 1186 FCU, current member of Technical Advisory Committee for KHET (PBS Hawaii), woodworking, fishing, golf.
Utilities Damage Task Force

Nominee for the One-call Center Advisory Committee: for the telecommunications industry

Calvin C. W. Choy
Senior Engineer-Support Structures
Verizon Hawai‘i

Phone: (808)840-5822
Fax: (808) 840-2960

Work Experience: Over 34 years of telecommunications industry experience, primarily in Engineering & Construction.

Education: University of Hawaii - Bachelor of Science in Civil Engineering
Central Michigan University - Masters of Business Administration

Military Experience: U. S. Army Officer

Community Service:
Director, Hawaiian Tel Federal Credit Union Board
Past Chairman & member, Maryknoll Schools Board of Trustees
Past member, City & County of Honolulu Zoning Board of Appeals
Past member, City & County of Honolulu Chinatown Advisory Board
Past Legislative Intern to Majority Leader, State of Hawaii Legislature

Professional License and memberships:
Registered Professional Engineer
Licensed General Engineering Contractor
Member, American Society of Civil Engineers
Member, Institute of Electrical & Electronics Engineers
Nomination of Don V. Grimes to the One Call Center Advisory Committee

Don Grimes is the Operations Manager for Airport Group International (AGI) in Honolulu, Hawaii. AGI provides fuel facility management and is the pipeline operator for the Hawaii Fueling Facilities Corporation (HFFC) at the Airport fuel terminal, Sand Island fuel terminal, and the Pier 51A and B facilities. The facilities include U.S. Coast Guard, Federal DOT – Office of Pipeline Safety (OPS), and Air Transport Association (ATA) jurisdictional pipelines.

Don has over 28 years of experience in the petroleum industry including U.S. military and commercial operator experience with fuel distribution systems, fuel storage tanks, and other fueling facilities. He is the program manager for both the OPS-directed Public Awareness Program for Pipeline Operators and AGI’s Pipeline Integrity Management Program. He has been a member on the Utilities Damage Task Force (UDTF) from its inception and actively participated in the crafting of H.B. No. 2137, the bill relating to the development of a one call center in Hawaii. He provided valuable input from the pipeline operator industry’s perspective, including current practices and regulatory guidance.

Don is also a current member of the Call Before You Dig Committee, the existing voluntary organization established to prevent pipeline and utility damage in the state. This committee is attended by all Hawaiian Island pipeline operators. He maintains excellent communications with many of Oahu’s stakeholders and has experience with third party damage incidents, public education programs for stakeholders including emergency responders, private and business property owners, and has a good relationship with DOT – OPS.

Don has Associates of Art degrees in Petroleum Logistics and Business Management. He is well respected in the petroleum industry and has served the UDTF well for the past two years. The Building Industry Association and UDTF believe Don would be an outstanding member of the One Call Center Advisory Committee and recommend his appointment.
RESUME OF
JOHN K. T. CHEUNG

Name: John Kum Tim Cheung

Education: Graduated Bachelor of Science, University of Hawaii, Manoa 1968

Work Experience:

1984-Present: C C Engineering & Construction, Inc.
Founder & President of the company. Involved with daily operation and management of the construction company. Direct involvement with field operations, sales, scheduling and marketing. The company engages in general construction in commercial and industrial projects with city, state and federal facilities, as well as private sector.

Vice President and President of Unitek Fabrication, a division of Pacific Marine. The company specialized in structural and ship fitting work. Also involved with boiler and pipefitting repair and renovation.

1978-1982: Pioneer Contracting
Vice-President of Operations, in charge of construction division of the company. Managed day to day operations of field, sales, and administration.

1976-1978: IcSw, Inc.
Project Engineer, in charge of sales and marketing.

Project Engineer, designed and constructed structural projects.

Professional Affiliations:

Involved in the Board of Directors and Executive Board for the past 6 years.

Structural Engineers Association of Hawaii, Member

Juvenile Diabetes Foundation International, Past Board Member
PERSONAL INFORMATION ---- March 1, 2004

Name & Address:
Ronald Kiyoshi Oshiro
1435 Ehupua Street
Honolulu, HI 96821
Ph: (808) 373-9488

Personal:
Birth Date: June 20, 1940
Birth Place: Honolulu, HI
Education: Roosevelt High School---Graduated 1958.
            University Of Hawaii---B.S. Civil Engineering 1964.
Pastime: Golf and grandchildren.

Family:
Wife: Marjorie M. Oshiro
Children: Ranelle K. Bensch
          Wade H. Oshiro
          Kevin M. Oshiro
          Guy Kaneshiro (stepson)
          Gaye Oshiro (stepdaughter)

Professional and Work History:
Licensed General Contractor---State of Hawaii (ABC - 9651)
Registered Civil Engineer---State of Hawaii.
Rons Construction Corp.; President (1976 – present).

Present Business:
Rons Holding, Inc.; Owner & President.
Rons Construction Corp.; Owner & President.
Wahiawa Paving & Grading Co.; Owner & President.
Rons Properties LLC; Owner & General Manager.

Professional Associations:
Contractors License Board (Current Member)
General Contractors Association of Hawaii (Past President & Director).
Building Industry Association (Former Director)
Associated General Contractors of America
American Society of Civil Engineers
National Society of Professional Engineers

Awards & Recognitions:
SBA award: Hawaii 8a Contractor Of The Year-1983.
SBA award: Region IX Prime Contractor Of The Year-1984.
SBA award: Hawaii 8a Graduate Of The Year-1987.

Social Activities:
Oahu Country Club: Regular Member.
Waialae Country Club: Limited Regular Member.
LEONARD K.P. LEONG

Experience -

1970 - Present
Royal Contracting Co., Ltd.
Vice President/Secretary/RME
Hawaii State Contractors License
Class A, B, & C-27

Education -

1970
University of Hawaii
B.S. Civil Engineering

Professional Activities -

Grace Pacific Director

General Contractors Association
Board of Directors
Committee - City & Count of Honolulu
One Call
Legislative

Building Industry Association of Hawaii
Utilities Damage Task Force

Community Activities -

State of Hawaii - Environmental Quality Commission
Environmental Council
Groundwater Protection Strategy
Committee

Epiphany Episcopal School Board
Nuuanu Neighborhood Board
Honolulu Police Commission
SIDNEY A. QUINTAL
660 Mapunapuna Street
Honolulu, HI 96819
Phone: (808) 833-2502
Email: squintal@gracepacificcorp.com

EDUCATION

1966 Woodbury University-Los Angeles
Bachelor of Business Administration, Business Management

1963 Kamehameha Schools

EMPLOYMENT

1/04 Vice President of Marketing
Grace Pacific Corporation
(Purchased SUN Industries in Aug. 03)
Establish newly formed corporate marketing effort for the entire corporation. Primary function is to promote Products and Services that will result in increased revenues and profits.

9/78 – 7/04 President
SUN Industries Inc.- Honolulu, Hawaii (purchased by Grace Pacific Corp. in August 2003)
Oversaw executive management in operations of multi-product and services organization with 135 employees statewide. Establishes growth expectations for internal activities and negotiates external expansion through acquisitions. Operations include the sale and installation of Roadway Safety Products such as metal guardrail, signage, and impact attenuators, the sale of Personal and Industrial Safety Products, Metal Support Solutions, and Custom Signage and Graphics. Based on Oahu, SUN has branches in Kahului, Lahaina, and Kona.

9/77 - 8/78 Vice President
8/69 - 2/72 Safety Equipment & Sign Company -Honolulu, Hawaii
Responsible for all operations of this specialty sign and rental services organization. Worked closely with the President in long-term strategies including budgeting, staffing, and equipment requirements. In September of 1978, purchased the name and certain assets and started the predecessor corporation to what SUN Industries is today.

4/72 - 8/77 Life and Pension Specialist
Safeco Insurance Company -Fountain Valley, California
Established working relationship with Independent Life and Pension producers in Southern California region covering East Los Angeles to the Mexican Border. Worked side by side with agents doing presentations and enrollments for new clients. Received extensive training for selling equities and complex retirement programs.

4/68 - 7/69 Mitchum Jones & Templeton - Los Angeles, California
Junior Research Analyst
Worked under a Senior Analyst to evaluate and recommend investments to clients. Reviewed Estate Portfolios and advised clients on options to achieve various objectives. Conducted extensive reviews of financial statements of equities being recommended for firm investors.

MILITARY SERVICE
U.S. Army, 4/66 - 2/68, E-4 – MP, 1/5th Infantry, 25th Infantry Division
Honorable Discharge

PROFESSIONAL TRAINING
Xerox Professional Selling Skills I, II, III, 1976
Institute for Management Development, 1988
Honolulu Police Department Training Academy, 1988

ORGANIZATIONS
Honolulu Police Department Reserve Officer, 1988 - present
Crime Stoppers Honolulu, Board of Directors, 2002 - present
Hawaii Visitors Industry Security Association, 1999 - present
General Contractors Association (Oahu), 1980 - present
American Traffic Safety Services Association, 1980 - present
Guardrail Committee Chair
Oahu and Maui Chamber of Commerce, 2000 - present
Aloha Tower Development Corporation, Board of Directors, 2003 - present

AWARDS
Ernst & Young Entrepreneur Of The Year - General Business, 1999
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21410 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

JOEL MATSUNAGA
VICE PRESIDENT-EXTERNAL AFFAIRS
VERIZON HAWAII INC.
P.O. Box 2200
Honolulu, HI  96841

LESLIE ALAN UEOKA, ESQ.
ASSISTANT GENERAL COUNSEL
VERIZON HAWAII INC.
P.O. Box 2200
Honolulu, HI  96841

DATED: October 12, 2004

Karen Higashi