

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
MAUI ELECTRIC COMPANY, LIMITED)
For Approval of Power Purchase)
Contract with Kaheawa Wind Power,)
LLC., and Determination that the)
MECO-Owned Interconnection)
Facilities be Constructed above the)
Surface of the Ground, Pursuant to)
HRS § 269-27.6(a).)
_____)

DOCKET NO. 04-0365

ORDER NO. 21530

Filed Jan. 7, 2005
At 1 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

RECEIVED
2005 JAN 10 A 8:17
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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_____)

Docket No. 04-0365
Order No. **21530**

ORDER

I.

Introduction

By an application filed on December 16, 2004, MAUI ELECTRIC COMPANY, LIMITED ("MECO"), requests that the commission: (1) approve the Power Purchase Contract For As-Available Energy (the "PPC"), dated December 3, 2004, by and between MECO and Kaheawa Wind Power, LLC ("KWP"); (2) authorize MECO to include the purchase energy charges (and related revenue taxes) that MECO incurs under the PPC in MECO's Energy Cost Adjustment Clause for the term of the PPC; (3) find that the purchased power arrangements under the PPC are prudent and in the public interest; and (4) determine that the MECO-owned Interconnection Facilities (two 69 kilovolt line drops) be constructed above the surface of the ground, pursuant to Hawaii Revised Statutes § 269-27.6(a).

Applicant served copies of the application on the DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS ("Consumer Advocate"), an *ex officio* party to this docket, pursuant to Hawaii Revised Statutes § 269-51.

II.

Discussion

The commission believes that the establishment of a procedural schedule at this juncture will aid in the efficient and timely disposition of this matter. Thus, we conclude that MECO and the Consumer Advocate should meet informally to formulate the issues, procedures, and schedule with respect to this proceeding, to be set forth in a stipulated prehearing order that shall be submitted for commission approval within 30 days from the date of this order. In the alternative, if the parties are unable to stipulate to such order, we conclude that each party shall submit a proposed prehearing order for the commission's consideration within 30 days from the date of this order.

III.

Orders

THE COMMISSION ORDERS that MECO and the Consumer Advocate shall meet informally to formulate the issues, procedures, and schedule with respect to this proceeding, to be set forth in a stipulated prehearing order. The stipulated prehearing order shall be submitted for commission approval within 30 days of this order. If MECO and the Consumer Advocate are unable to

stipulate to such an order, each party shall submit a proposed prehearing order for the commission's consideration by the same date.

DONE at Honolulu, Hawaii JAN - 7 2005.


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

04-0365.rpr

CERTIFICATE OF SERVICE

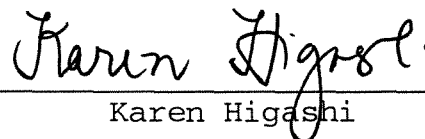
I hereby certify that I have this date served a copy of the foregoing Order No. 21530 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

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PATSY H. NANBU
DIRECTOR, REGULATORY AFFAIRS
HAWAIIAN ELECTRIC COMPANY, INC.
P. O. Box 2750
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PETER Y. KIKUTA, ESQ.
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Honolulu, HI 96813



Karen Higashi

DATED: JAN - 7 2005