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

DOCKET NO. 05-0137

ORDER NO. 21868

Filed June 16, 2005 At \_\_\_\_3 o'clock P\_\_.M.

Chief Clerk of the Commission

CONSUME VED A 1 5

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

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

In the Matter of the Application of)

PUUWAAWAA WATERWORKS, INC. and NAPUU WATER, INC.

For Approval of Asset Transfer.

Docket No. 05-0137 Order No. 21868

## <u>ORDER</u>

PUUWAAWAA WATERWORKS, INC. ("PWI") and NAPUU WATER, INC. ("NWI") (collectively, "Applicants") jointly filed an Application for commission approval of the sale of PWI's water system, located on the island of Hawaii, to NWI. The Application was filed on June 3, 2005.

Applicants served copies of the Application on the DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS ("Consumer Advocate"). The Consumer Advocate is an ex-officio party in all proceedings before the commission.

The commission believes that a procedural schedule to govern the proceedings of this docket will be beneficial towards the orderly disposition of the issues of this docket. Accordingly, we find it reasonable to require Applicants and the Consumer Advocate to meet informally to formulate and submit a stipulated procedural schedule for the commission's review and approval. Applicants and the Consumer Advocate shall file

<sup>&</sup>lt;sup>1</sup>See, Hawaii Revised Statues § 269-51 and Hawaii Administrative Rules § 6-61-62(a).

proposed procedural schedules for the commission consideration, if unable to stipulate to a procedural schedule. We conclude that the instructions set forth above should be so ordered.<sup>2</sup>

THE COMMISSION ORDERS Applicants and the Consumer Advocate to informally meet and formulate a stipulated procedural schedule for submittal to the commission for its review and approval within thirty (30) days of the date of this Order. If unable to stipulate to such a schedule, Applicants and the Consumer Advocate shall each submit proposed procedural schedules for the commission's consideration by the same date.<sup>3</sup>

05-0137

<sup>&</sup>lt;sup>2</sup>In the event that any interested person is granted intervenor or participant status in this docket, the commission will amend the schedule accordingly, if necessary.

<sup>&</sup>lt;sup>3</sup>At this time, the commission anticipates holding a public hearing on the matters of this docket on or about August 10, 2005, in Kailua-Kona, Hawaii. Formal notice of the commission's public hearing on the matters of this docket shall be officially noticed to the parties of this proceeding and the general public.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

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By\_\_\_\_(EXCUSED)

Wayne H. Kimura, Commissioner

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Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Ji/Sook Kim

Commission Counsel

05-0137.eh

## CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21868 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

BLAKE W. BUSHNELL, ESQ. BUSHNELL & MILLER 737 Bishop Street, Suite 3000 Honolulu, HI 96813

PHILIP J. LEAS, ESQ. CADES SCHUTTE LLP 1000 Bishop Street, Suite 1200 Honolulu, HI 96813

Vien Higashi
Karen Higashi

DATED: JUN 1 6 2005