# BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

HAWAIIAN ELECTRIC COMPANY, INC.

DOCKET NO. 03-0417

4

For Approval to Commit Funds in )
Excess of \$500,000 for Item Y48500,)
East Oahu Transmission Project.

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DIV. CF CONSUMER ASYOCACY
CONSUMER AFFAIRS
STATE OF HAWAIRS

ORDER NO. 22103

Filed Nov. 4, 2005

At \_\_\_\_\_ 8 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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For Approval to Commit Funds in

Excess of \$500,000 for Item Y48500,)
East Oahu Transmission Project.

)

Docket No. 03-0417
Order No. 22103

#### ORDER

The commission issues this prehearing order as a result of the prehearing conference held on November 1, 2005, in preparation for the evidentiary hearing scheduled to commence on November 7, 2005.

I.

## Introduction

On November 1, 2005, the commission held a prehearing conference pursuant to Hawaii Administrative Rules ("HAR") § 6-61-36, with representatives from HAWAIIAN ELECTRIC COMPANY, INC. ("HECO"), the DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, DIVISION OF CONSUMER ADVOCACY ("Consumer Advocate"), and the LIFE OF THE LAND ("LOL") (collectively, the "Parties").

<sup>&</sup>lt;sup>1</sup>By Order No. 20860, filed on March 23, 2004, the commission granted the motion to intervene filed by CAROL FUKUNAGA, SCOTT K. SAIKI, and ANN KOBAYASHI (collectively, the "Public Officials"). By telephone conference with Catherine Awakuni, Commission Counsel, on November 1, 2005, the Public Officials, through Scott Saiki, advised that they would not attend the prehearing conference, and likely would observe the evidentiary hearing, but not actively participate in the hearing.

The commission issues this prehearing order, in accordance with HAR § 6-61-37.

II.

#### Discussion

Consistent with the agreements reached and actions taken at the prehearing conference, and unless otherwise modified by the commission, the following terms shall control the evidentiary hearing:

- 1. The evidentiary hearing that was scheduled for November 7 9, 2005 shall be held on November 7 8, 2005, beginning at 9:00 a.m. and on November 10, 2005, beginning at 1:30 p.m.
- 2. The Parties agree to dispense with opening and closing statements.
- 3. The order of witness presentation, unless otherwise directed by the commission, shall be HECO, LOL, and the Consumer Advocate. Cross examination of the Parties' witnesses shall follow the same order as the witness presentations as may be applicable.
- 4. The Parties acknowledge that, the commission may ask each witness questions following completion of cross-examination by all of the Parties. If this occurs, the party who sponsored the witness may ask re-direct questions of its witness.

III.

#### Order

THE COMMISSION ORDERS that the terms set forth in this Order shall govern the remainder of this proceeding, unless modified or otherwise ordered by the commission.

DONE at Honolulu, Hawaii \_\_\_\_\_\_NOV - 4 2005

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

( 12 P. ( )

Carlito P. Caliboso, Chairman

By (EXCUSED)

Wayne H. Kimura, Commissioner

By.

Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Catherine P. Awakuni Commission Counsel

03-0417.eh

### CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22103 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

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

DEAN MATSUURA
DIRECTOR - REGULATORY AFFAIRS
HAWAIIAN ELECTRIC COMPANY, INC.
P. O. Box 2750
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THOMAS W. WILLIAMS, JR., ESQ. PETER Y. KIKUTA, ESQ. GOODSILL ANDERSON QUINN & STIFEL Alii Place, Suite 1800 1099 Alakea Street Honolulu, HI 96813

HENRY Q CURTIS
VICE PRESIDENT FOR CONSUMER ISSUES
LIFE OF THE LAND
76 North King Street, Suite 203
Honolulu, HI 96817

SCOTT K. SAIKI c/o State Capitol, Room 438 Honolulu, HI 96813

# <u>Certificate</u> of <u>Service</u> Page 2

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Raren Higashi

DATED: NOV - 4 2005