

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
HAWAIIAN ELECTRIC COMPANY, INC.)
For Approval of Rate Increases and)
Revised Rate Schedules and Rules.)
_____)

DOCKET NO. 04-0113

ORDER NO. 22129

Filed Nov. 23, 2005
At 10 o'clock A.M.

Karen Higashi.
Chief Clerk of the Commission

DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

2005 NOV 25 A 8:00

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

K. Higashi.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
HAWAIIAN ELECTRIC COMPANY, INC.) Docket No. 04-0113
For Approval of Rate Increases and) Order No. 22129
Revised Rate Schedules and Rules.)

ORDER

By this Order, the commission grants the joint request of HAWAIIAN ELECTRIC COMPANY, INC. ("HECO"), the DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS ("Consumer Advocate"), and the DEPARTMENT OF THE NAVY, ON BEHALF OF THE DEPARTMENT OF DEFENSE ("DoD") (HECO, the Consumer Advocate, and DoD are collectively referred to as the "Parties") for an extension of time from November 25, 2005, until December 2, 2005, to file simultaneous opening briefs, and from December 16, 2005, until December 19, 2005, to file simultaneous reply briefs.

I.

Background

Order No. 21727, issued on April 8, 2005, among other things, established the schedule of proceedings for this docket. Pursuant to the schedule of proceedings, the Parties must submit simultaneous opening briefs four (4) weeks after the transcripts from the evidentiary hearing are available. The Parties must

submit simultaneous reply briefs three (3) weeks after the filing of the opening briefs.

On October 27, 2005, the Commission sent a Notice to Parties of Receipt of Official Transcript. On October 31, 2005, the commission set the following deadlines for the filing of the post-hearing briefs: November 25, 2005, for the filing of simultaneous opening briefs and December 16, 2005, for the filing of simultaneous closing briefs

On November 18, 2005, the Parties requested an extension of time until December 2, 2005, and December 19, 2005, to file their opening and reply briefs, respectively.¹

II.

Discussion

Hawaii Administrative Rules ("HAR") § 6-61-23(a)(1) provides the commission with the discretion, for good cause shown, to enlarge a period by which a required act must be completed, if a written request is made before the expiration of the period originally prescribed. By letter filed on November 18, 2005, prior to expiration of the extension period, the Parties requested an extension. The Parties state "[d]ue to scheduled evidentiary hearings for other docketed matters in November and December, the Consumer Advocate and HECO respectfully request an amended schedule to prepare their respective [o]pening and [r]epley [b]riefs. In addition, providing a deadline on the day after Thanksgiving presents

¹See the Parties' letter dated and filed on November 18, 2005 ("Parties' Letter").

staffing concerns for the Consumer Advocate."² Based on the foregoing, the commission finds good cause in this instance to enlarge the deadline by which the Parties must file their opening and reply briefs, and grants their request for extension of time.

III.

Order

THE COMMISSION ORDERS that the Parties' request for an extension of time by which they must file their respective opening and reply briefs is granted. Unless otherwise ordered, the Parties shall file their opening briefs on December 2, 2005, and their reply briefs on December 19, 2005.

DONE at Honolulu, Hawaii NOV 23 2005.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso
Carlito P. Caliboso, Chairman

By (Excused)
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

By Janet E. Kawelo
Janet E. Kawelo, Commissioner

Catherine P. Awakuni
Catherine P. Awakuni
Commission Counsel

04-0113.eh

²Parties' Letter, at 1.

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22129 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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Certificate of Service
Page 2

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Karen Higashi

Karen Higashi

DATED: NOV 23 2005