BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Application of	)	
	)	
	)	
MAUI ELECTRIC COMPANY, LIMITED	)	DOCKET NO. 05-0273
	)	
For Approval of Recovery of 2006 IRP Planning Costs Through the Company's IRP Cost Recovery Provision.	)	
	)	

STIPULATED PREHEARING ORDER NO. 22863

Filed Sept. 18, 2006

At 2 o'clock P .M.

Karen Higashi

Chief Clerk of the Commission

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STIPULATED PREHEARING ORDER

Applicant Maui Electric Company, Limited ("MECO) and the Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs (the "Consumer Advocate") hereby stipulate that the attached Stipulated Prehearing Order is mutually acceptable to each respective party.

DATED: Honolulu, Hawaii, August 10, 2006.

THOMAS W. WILLIAMS, JR.
PETER Y. KIKUTA
Attorneys for
Maui Electric Company, Limited

JON S. ITOMURA
Attorney for
Division of Consumer Advocacy
Department of Commerce and Consumer Affairs

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STIPULATED PREHEARING ORDER

WHEREAS, on October 28, 2005, Maui Electric Company, Limited ("MECO"), filed an application for approval of its budget for 2006 IRP Planning Costs, and the subsequent recovery of these costs through MECO's IRP Cost Recovery Provision;

WHEREAS, by Order No. 22563 filed on June 26, 2006, the Commission directed the parties in this docket, i.e., MECO and the DIVISION OF CONSUMER ADVOCACY OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS (the "Consumer Advocate"), to meet informally to formulate a stipulated prehearing order for submission to the Commission for approval;

WHEREAS, the Consumer Advocate does not object to the Commission's approval of MECO's 2006 IRP Planning Costs budget pending completion of the subsequent review of the actual costs in this docket;

WHEREAS, commencing in the month following the filing of MECO's actual 2006 IRP Planning Costs (scheduled for filing by March 30, 2007), MECO may begin collection, over a twelve month period, of the actual 2006 IRP Planning Costs, in order to minimize the accrual of

interest[1] on the deferred collection of the 2006 IRP Planning Costs pending the issuance of the Commission's final Decision and Order in this proceeding;

WHEREAS, MECO agrees to perform a reconciliation of the amounts recovered with the actual 2006 IRP Planning Costs, and adjust any over/under collection in the following year, with interest at the applicable authorized rate of return;

WHEREAS, the Consumer Advocate reserves the right to perform a detailed analysis of MECO's actual 2006 IRP Planning Costs to determine its reasonableness and prudence, and to determine the appropriate amounts that should be recovered from MECO's customers; and

WHEREAS, MECO agrees to refund to its customers, with interest at the applicable authorized rate of return, any previously recovered 2006 IRP Planning Costs subsequently disallowed by the Commission in its final Decision and Order in this proceeding;

WHEREAS, the parties have reached agreement on prehearing procedural matters and submitted a stipulated prehearing order which is acceptable to all parties.

ACCORDINGLY, IT IS ORDERED that the following Statement of Issues, Schedule of Proceedings, and procedures shall be utilized in this docket.

I. STATEMENT OF THE ISSUES

The issues in this case are:

1. Whether MECO's 2006 IRP Planning Costs are reasonable and prudent, and incremental to the costs included in MECO's base rates.
2. Whether MECO's 2006 IRP Planning costs are appropriate to be recovered through MECO's IRP Cost Recovery Provision.

[1] Interest to be accrued at the applicable authorized rate of return.

II. SCHEDULE OF PROCEEDINGS

MECO to file their actual 2006 IRP Planning Costs	March 30, 2007
Information Requests to MECO	June 22, 2007
MECO Responses to Information Requests	July 27, 2007
Supplemental Information Requests to MECO	August 24, 2007
MECO Responses to Supplemental Information Requests	September 21, 2007
Consumer Advocate Statement of Position	October 19, 2007
MECO Response to Consumer Advocate Statement of Position	November 16, 2007

III. MISCELLANEOUS MATTERS TO FACILITATE AND EXPEDITE THE ORDERLY CONDUCT OF THESE PROCEEDINGS

A. Requests for Information

A party to this proceeding may submit information requests to another party within the time schedule specified in this Stipulated Prehearing Order. If a party is unable to provide the information requested within the prescribed time period, it should so indicate to the inquiring party as soon as possible. The Parties shall then endeavor to agree upon a later date for submission of the requested information. If the Parties are unable to agree, the responding party may seek approval for the late submission from the Commission upon a showing of good cause. It is then within the Commission's discretion to approve or disapprove such late filings and take

any additional action that may be appropriate, such as extending the date for the party to respond.

In lieu of responses to information requests that would require the reproduction of voluminous documents or materials (e.g., documents over 50 pages), the documents or materials may be made available for reasonable inspection and copying at a mutually agreeable designated location and time. In the event such information is available on computer diskette or other readily usable electronic medium, the party responding to the information request shall make the diskette or such electronic medium available to the other parties, and the Commission. Subject to objections that may be raised and to the extent practicable, the electronic files for spreadsheet will contain all cell references and formulae intact, and will not be converted to values prior to submission. A party shall not be required, in a response to an information request, to provide data that is/are already on file with the Commission or otherwise part of the public record, or that may be stipulated to pursuant to Part D, infra. The responding party shall, in lieu of production of a document in the public record, include in its response to the information request an identification of the document with reasonable specificity sufficient to enable the requesting party to locate and copy the document. In addition, a party shall not be required, in a response to an information request, to make computations, compute ratios, reclassify, trend, calculate, or otherwise rework data contained in its files or records.

For each response to an information request, the responding party should identify the person who is responsible for preparing the response as well as the witnesses who will be responsible for sponsoring the response at the evidentiary hearing.

A party may object to responding to an information request that it deems to be irrelevant, immaterial, unduly burdensome, onerous or repetitious, or where the response contains information claimed to be privileged or subject to protection (confidential information). If a

party claims that information requested is confidential, and withholds production of all or a portion of such confidential information, the party shall: (1) provide information reasonably sufficient to identify the confidential information withheld from the response, without disclosing privileged or protected information; (2) state the basis for withholding the confidential information (including, but not limited to, the specific privilege applicable or protection claimed for the confidential information and the specific harm that would befall the party if the information were disclosed); and (3) state whether the party is willing to provide the confidential information to some or all representatives of the party pursuant to a protective order.

A party seeking production of documents notwithstanding a party's claim of confidentiality, may file a motion to compel production with the Commission.

The responses of each party to information requests shall adhere to a uniform system of numbering agreed upon by the Parties. For example, the first information request submitted by the Consumer Advocate in this docket shall be referred to and designated as "CA-IR-1," and a response to this information request shall be referred to and designated as "Response to CA-IR-1."

Each response shall be provided on a separate page and shall recite the entire question asked and set forth the response and/or reference the attached responsive document.

B. Matters of Public Record

To reduce unnecessary reproduction of documents and to facilitate these proceedings, identified matters of public record shall be admissible in this proceeding without the necessity of reproducing each document; provided that the document to be admitted is clearly identified by reference to the place of publication, file or docket number, and the identified document is available for inspection by the Commission and the Parties; and further provided that any party

has the right to explain, qualify or conduct examination with respect to the identified document. The Commission can rule on whether the identified document can be admitted into evidence when a party proffers such document for admission as evidence in this case.

From time to time, the parties may enter into stipulations that such documents, or any portion of such documents, may be introduced into evidence in this case.

C. Copies of Information Requests, Responses to Information Requests and Statements of Position

1. Information Requests, Responses to Information Requests, Statements of Position:

Commission	Original + 8 copies
MECO	2 copies
Consumer Advocate	2 copies

2. All documents required to be filed with the Commission shall comply with the formatting requirements prescribed pursuant to Chapter 61, Subchapter 2, Section 6-61-16 of the Commission's Rules of Practice and Procedure and shall be filed at the office of the Commission in Honolulu within the time limit prescribed pursuant to Chapter 61, Subchapter 2, Section 6-61-15 of the Commission's Rules of Practice and Procedure.

3. Copies of all filings should be sent to the Parties by hand delivery or United States mail (first class, postage prepaid). In addition, if available, all parties shall provide copies of their filings to the other parties via diskette or e-mail in a standard electronic format that is readily available by the parties. The Parties agree to use Word 97, Word 2000 or Word 2003 as the standard programming format for filings in this case. However, if workpapers, documentation, or exhibits attached to any filing are not readily available in an electronic format, a party shall not be required to convert such workpapers, documentation, or exhibits into an

electronic format. Also, existing documents produced in response to requests need not be converted to Word 97/Word 2000/Word 2003 as long as the applicable format is identified. In the event a copy of a filing is delivered to a party via diskette or e-mail, unless otherwise agreed to by such party, the same number of copies of such filing must still be delivered to such party by hand delivery or United States mail (first class, postage prepaid) as provided in Parts F.1 above.

D. Communications

Chapter 61, Subchapter 3, Section 6-61-29 of the Commission's Rules of Practice and Procedure concerning ex parte communications is applicable to any communications between a party and the Commission. However, the parties may communicate with Commission counsel on matters of practice and procedure through their own counsel or designated official.

Communications between the parties should either be through counsel or through designated representatives. All pleadings, papers, and other documents filed in this proceeding shall be served on the opposing party. All motions, supporting memoranda, and the like shall also be served on opposing counsel.

E. General

These procedures are consistent with the orderly conduct of this docket. This Stipulated Prehearing Order shall control the subsequent course of these proceedings, unless modified by the Parties in writing and approved by the commission, or upon the commission's own motion.

DONE at Honolulu, Hawaii, this 18th day of September, 2006.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By _____
Carlito P. Caliboso, Chairman

By _____
John E. Cole , Commissioner

APPROVED AS TO FORM:

By _____
Benedyne S. Stone
Commission Counsel

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Stipulated Prehearing Order No. 22863 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
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Karen Higashi

Karen Higashi

DATED: SEP 18 2006