BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
HAWAII ELECTRIC LIGHT COMPANY, INC.) DOCKET NO. 05-0315
For Approval of Rate Increases and )
Revised Rate Schedules.

ORDER NO. 23315

Filed March 23, 2007
At 11 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

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)
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HAWAII ELECTRIC LIGHT COMPANY, INC.) Docket No. 05-0315
)
For Approval of Rate Increases and ) Order No. 23315
Revised Rate Schedules. )
)

ORDER

By this Order, the commission adopts, with
modification, the revised Schedule of Proceedings ("Revised
Schedule of Proceedings") submitted by HAWAII ELECTRIC LIGHT
COMPANY, INC. ("HELCO") on March 21, 2007.¹

I.

Background

On May 5, 2006, HELCO filed an application for approval
of a general rate increase and revised rate schedules and rules
("Application").²

¹The DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, DIVISION
OF CONSUMER ADVOCACY ("Consumer Advocate") (collectively with
HELCO, the "Parties"), is an ex officio party to this
proceeding, pursuant to Hawaii Revised Statutes ("HRS") § 269-51
and Hawaii Administrative Rules § 6-61-62(a).

²Pursuant to Order No. 22663, filed on August 1, 2006 in
this docket, the commission granted participation status without
intervention, to Keahole Defense Coalition, Inc. ("KDC"). The
commission limited KDC's participation to issues related to the
expansion of the HELCO Keahole Generating Station. KDC's
participation was further limited to responding to any discovery
Pursuant to Order No. 22903, filed on September 28, 2006, the commission adopted, with modification, the Stipulated Prehearing Order submitted by HELCO, the Consumer Advocate, KDC and RMI ("Order No. 22903") to govern the order of proceedings in this docket.

By Order No. 23153, filed on December 21, 2006, the commission approved an amendment to the schedule of proceedings set forth in Order No. 22903 ("Schedule of Proceedings") to give the Parties additional time to review outstanding discovery responses and to conduct additional discovery in light of the voluminous amount of discovery in the instant proceeding.

By letter dated and filed with the commission on March 19, 2007 ("March 19, 2007 Letter"), HELCO informed the commission that it was in ongoing settlement negotiations with the Consumer Advocate and as such, requests commission approval (1) for an extension of time for the submission of HELCO’s Rebuttal Testimonies, Exhibits and Workpapers, and its Statement of Probable Entitlement, due March 19, 2007, pursuant to Order No. 23153, to March 21, 2007, and (2) of additional revisions to the Schedule of Proceedings.

By letter dated and filed with the commission on March 21, 2007 ("March 21, 2007 Letter"), HELCO further requested

requests, filing a statement of position, and responding to questions at any evidentiary hearing. See Order No. 22663 at 7.

Rocky Mountain Institute ("RMI") was also granted participation status without intervention by the commission in Order No. 22663. By Order No. 23108, filed on December 5, 2006, the commission approved RMI’s withdrawal as a participant in the instant proceeding.
Consumer Advocate IRs on HELCO Act 162 Direct Testimonies and Consultant Report

HELCO Responses to Consumer Advocate Act 162 Information Requests

Consumer Advocate SIRs on HELCO Act 162 Direct Testimonies and Consultant Report

HELCO Responses to Consumer Advocate Act 162 SIRs

Consumer Advocate Testimonies, Exhibits and Workpapers
   KDC Statement of Position

HELCO IRs to Consumer Advocate
   And KDC; Consumer Advocate IRs to KDC

Consumer Advocate and KDC Responses to HELCO IRs
   KDC Responses to Consumer Advocate’s IRs.

Settlement Proposal Submitted to Consumer Advocate

First Settlement Discussion between
   HELCO and Consumer Advocate

HELCO Rebuttal Testimonies, Exhibits and Workpapers
   HELCO Statement of Probable Entitlement

Consumer Advocate Response to HELCO Statement of Probable Entitlement

Consumer Advocate Rebuttal IRs ("RIRs") to HELCO
   April 9, 2007

HELCO’s Responses to Consumer Advocate’s RIRs

Second Settlement Discussion Between HELCO and the Consumer Advocate

Settlement Letter to the Public Utilities Commission

Prehearing Conference
II.

Discussion

The commission finds the Parties' proposed Revised Schedule of Proceedings to be reasonable in light of the Parties' ongoing settlement negotiations and discussions. The commission finds, however, that granting HELCO's request with regard to the March 27, 2007 due date for its Statement of Probable Entitlement will leave the commission and commission staff with little time for review prior to the issuance of an interim decision and order in this proceeding. The commission concludes that the Revised Schedule of Proceedings, submitted by HELCO on March 21, 2007, should be approved, with modification by the commission to allow the commission and commission staff time to review the Statements of Probable Entitlement prior to issuing an interim order in this proceeding.

HRS § 269-16(d) requires that the commission make every effort to complete its deliberations with respect to a public utility's request for a rate increase "as expeditiously as possible and before nine [(9)] months from the date the public utility filed its completed application." The statute further provides that, if such deliberations are not concluded within the nine-month period, the commission shall render an interim decision within one (1) month after the expiration of the nine-month period. The commission may postpone its interim rate decision an additional thirty (30) days if the commission considers the evidentiary hearing incomplete, making for a total of eleven (11) months. The interim decision may allow an increase in rates if the commission believes the public utility is "probably entitled" to such interim rate relief. In the instant proceeding, eleven (11) months from HELCO's completed application date of May 5, 2006, is April 5, 2007.
proceeding. Accordingly, the commission concludes that HELCO’s Statement of Probable Entitlement should be due by 12:00 o’clock noon, on Tuesday, March 27, 2007.

III.
Orders

THE COMMISSION ORDERS:

1. Section II, Schedule of Proceedings, is amended to read as follows:

<table>
<thead>
<tr>
<th>HELCO Application, Direct Testimonies, Exhibits and Workpapers</th>
<th>May 5, 2006</th>
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<tr>
<td>Public Hearings</td>
<td>June 26-27, 2006</td>
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<tr>
<td>Consumer Advocate Information Requests (&quot;IRs&quot;) To HELCO</td>
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<td>August 25, 2006</td>
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<td>October 18, 2006</td>
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<td>November 20, 2006</td>
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| HELCO Responses to Consumer Advocate IRs                                     | August 15, 2006 |
|                                                                              | September 15, 2006 |
|                                                                              | September 29, 2006 |
|                                                                              | October 16, 2006 |
|                                                                              | November 8, 2006 |
|                                                                              | December 1, 2006 |
|                                                                              | December 11, 2006 |

| HELCO Remaining Responses to CA-IRs Through Round 6                          | Continuous to December 1, 2006 |
| Consumer Advocate Supplemental IRs ("SIRs") To HELCO                        | Continuous to December 22, 2006 |
| HELCO Responses to Consumer Advocate SIRs                                     | Continuous to January 15, 2007 |
| HELCO Filing of Act 162 Direct Testimonies and Consultant Report              | December 29, 2006 |
| Consumer Advocate IRs on HELCO Act 162 Direct Testimonies and Consultant Report | January 10, 2007 |
HELCO Responses to Consumer Advocate Act 162 Information Requests  
January 24, 2007

Consumer Advocate SIRs on HELCO Act 162 Direct Testimonies and Consultant Report  
January 31, 2007

HELCO Responses to Consumer Advocate Act 162 SIRs  
February 9, 2007

Consumer Advocate Testimonies, Exhibits and Workpapers Participants’ Statement of Position  
February 21, 2007

HELCO IRs to Consumer Advocate And KDC; Consumer Advocate IRs to KDC  
February 22-28, 2007

Consumer Advocate and KDC Responses to HELCO IRs KDC Responses to Consumer Advocate’s IRs.  
March 1-7, 2007

Settlement Proposal Submitted to Consumer Advocate  
March 2, 2007

First Settlement Discussion between HELCO and Consumer Advocate  
March 7-8, 2007

HELCO Rebuttal Testimonies, Exhibits And Workpapers  
March 27, 2007
HELCO Statement of Probable Entitlement  
12 noon

Consumer Advocate Response to HELCO Statement of Probable Entitlement  
March 28, 2007

Consumer Advocate Rebuttal IRs ("RIRs") to HELCO  
March 30 to April 9, 2007

HELCO’s Responses to Consumer Advocate’s RIRs  
April 17-27, 2007

Second Settlement Discussion Between HELCO and the Consumer Advocate  
April 17-19, 2007

Settlement Letter to the Public Utilities Commission  
April 23, 2007

Prehearing Conference  
May 4, 2007

Evidentiary Hearing  
Week of May 7, 2007

Simultaneous Opening Briefs by Parties  
4 weeks after Transcripts
Simultaneous Reply Briefs by Parties 3 weeks after Opening Briefs

2. In all other respects, the Stipulated Prehearing Order approved by the commission in Order No. 22903, as amended by Order No. 23153, and as modified herein, remains unchanged.

DONE at Honolulu, Hawaii MAR 23 2007

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By ______________________
Carlito P. Caliboso, Chairman

By ______________________
John E. Cole, Commissioner

APPROVED AS TO FORM:

Benedyne S. Stone
Commission Counsel

05-0315.sl
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23315 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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DATED: MAR 23 2007

Karen Higashihara