

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

-----In the Matter of----- )  
 )  
PUBLIC UTILITIES COMMISSION )  
 )  
Instituting a Proceeding to )  
Investigate the Proposed Tariffs )  
Filed by Kauai Island Utility )  
Cooperative and Other Related )  
Matters. )  
\_\_\_\_\_ )

DOCKET NO. 2006-0498

ORDER NO. 23630

Filed Sept. 5, 2007  
At 1 o'clock P.M.

Karen Higashi.  
Chief Clerk of the Commission

RECEIVED

2007 SEP -7 A 9:26

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

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

Karen Higashi.

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Docket No. 2006-0498

Order No. **23630**

ORDER

By this Order, the commission approves the deadline dates jointly proposed by KIUC and HREA for the filing of their respective position statements for the interconnection tariff portion of this proceeding.<sup>1</sup> Accordingly, HREA shall file its position statement by September 6, 2007, and KIUC shall file its rebuttal statement of position by September 27, 2007.

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<sup>1</sup>The Parties in this proceeding are: (1) KAUAI ISLAND UTILITY COOPERATIVE ("KIUC"); (2) HAWAII RENEWABLE ENERGY ALLIANCE ("HREA"); (3) the COUNTY OF KAUAI; (4) CHAPEAU, INC., dba BLUEPOINT ENERGY, STARWOOD HOTELS AND RESORTS WORLDWIDE, INC., and the HAWAII HEALTH SYSTEMS CORPORATION (collectively, the "BluPoint Energy Intervenors"); (5) MARRIOTT HOTELS SERVICES, INC., on behalf of KAUAI MARRIOTT RESORT & BEACH CLUB ("Kauai Marriott"); and (6) the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate"), an ex officio party to this proceeding, pursuant to Hawaii Revised Statutes § 269-51 and Hawaii Administrative Rules ("HAR") § 6-61-62(a).

I.

Background

The deadline for the Parties to submit a stipulated procedural schedule with respect to KIUC's proposed interconnection tariff, or for each of the Parties to submit its own proposed procedural schedule, in the event that they are unable to agree on a stipulated procedural schedule, was August 29, 2007.<sup>2</sup>

On August 29, 2007, KIUC, the County of Kauai, the BluePoint Energy Intervenors, Kauai Marriott, and the Consumer Advocate (collectively, the "Stipulating Parties") jointly filed their Stipulation Regarding Proposed Interconnection Tariff,<sup>3</sup> in lieu of a proposed procedural schedule. By their Stipulation, the Stipulating Parties submit for the commission's review and approval their agreed-upon proposed interconnection tariff. As explained by the Stipulating Parties:

In lieu of developing a stipulated procedural schedule for the Commission's review and approval, as set forth by Paragraph 5 of Order No. 23422, the Stipulating Parties are in agreement that Preliminary Issue No. 2 can be sufficiently addressed and resolved via this Stipulation and

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<sup>2</sup>See Order No. 23422, filed on May 8, 2007; Commission's letter, dated June 15, 2007; and Order No. 23533, filed on July 2, 2007.

<sup>3</sup>Stipulation Regarding Proposed Interconnection Tariff; Exhibits A and B; and Certificate of Service, filed on August 29, 2007 (collectively, "Stipulation"). Exhibit A is a clean version of the proposed interconnection tariff, while Exhibit B is a black-lined version of the proposed interconnection tariff.

without (a) further modifying this issue, (b) performing any discovery on this issue, and (c) establishing additional procedural steps and/or schedule of proceedings including, without limitation, an evidentiary hearing[.]

Stipulation, at 6.<sup>4</sup>

HREA is the only party that did not sign or agree to the Stipulation.<sup>5</sup> Instead, by joint letter dated August 29, 2007, KIUC and HREA propose deadline dates for: (1) HREA to file its position statement (by September 6, 2007); and (2) KIUC to file its rebuttal position statement (by September 27, 2007). In essence, "KIUC and HREA have agreed to address HREA's concerns via position statements for the Commission's review and consideration in lieu of filing a stipulated procedural schedule setting forth dates for discovery, evidentiary hearing, etc."<sup>6</sup>

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<sup>4</sup>As set forth in Order No. 23172, filed on December 28, 2006, the commission identified preliminary issue number 2 as follows:

Whether KIUC's proposed interconnection tariff is just and reasonable and consistent in principle with the guidelines and requirements set forth in Decision and Order No. 22248, filed in Docket No. 03-0371, as clarified in Order No. 22375, filed in the same docket.

Order No. 23172, at 9.

<sup>5</sup>See Stipulation, at 5 n.10, and 8.

<sup>6</sup>KIUC and HREA's joint letter, dated August 29, 2007, at 2.

## II.

### Discussion

Here, the Stipulating Parties submit for the commission's review and approval their agreed-upon proposed interconnection tariff, and KIUC and HREA jointly propose deadline dates for the filing of their respective position statements. The commission approves the deadline dates jointly proposed by KIUC and HREA for the interconnection tariff portion of this proceeding. Accordingly, HREA shall file its position statement by September 6, 2007, and KIUC shall file its rebuttal statement of position by September 27, 2007.

## III.

### Orders

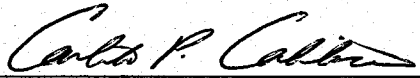
#### THE COMMISSION ORDERS:

1. The deadline dates jointly proposed by KIUC and HREA for the filing of their respective position statements for the interconnection tariff portion of this proceeding are approved.

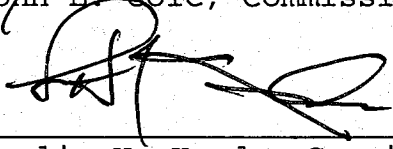
2. HREA shall file its position statement by September 6, 2007, and KIUC shall file its rebuttal statement of position by September 27, 2007.

DONE at Honolulu, Hawaii SEP - 5 2007.


PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
John E. Cole, Commissioner

By   
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

  
Michael Azama  
Commission Counsel

2006-0498. cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23630 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

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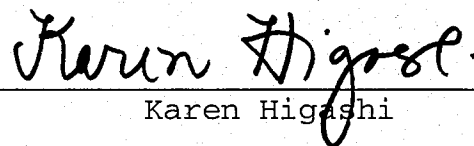
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Certificate of Service  
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Karen Higashi

DATED: SEP - 5 2007