

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

----- In the Matter of ----- )  
 )  
PUBLIC UTILITIES COMMISSION )  
 )  
Instituting a Proceeding to )  
Investigate the Implementation )  
Of Intragovernmental Wheeling )  
Of Electricity. )  
\_\_\_\_\_ )

DOCKET NO. 2007-0176

ORDER NO. 23863

Filed Dec. 3, 2007

At 1 o'clock P.M.

Karen Higashi.  
Chief Clerk of the Commission

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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.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

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Of Intragovernmental Wheeling )  
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Docket No. 2007-0176

Order No. 23863

ORDER

By this Order, the commission grants the request for an extension of time, from November 30, 2007 to January 11, 2008, for the Parties and Participants to file a stipulated prehearing or procedural order, or in the alternative, for each of them to file a proposed order by the same date if they are unable to reach agreement on a stipulated order.<sup>1</sup>

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<sup>1</sup>The Parties are: (1) HAWAIIAN ELECTRIC COMPANY, INC., HAWAII ELECTRIC LIGHT COMPANY, INC., and MAUI ELECTRIC COMPANY, LIMITED; (2) KAUAI ISLAND UTILITY COOPERATIVE ("KIUC"); (3) the DEPARTMENT OF THE NAVY on behalf of the UNITED STATES DEPARTMENT OF DEFENSE; (4) the DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM; (5) the COUNTY OF HAWAII; (6) the COUNTY OF KAUAI; (7) the COUNTY OF MAUI; (8) the CITY AND COUNTY OF HONOLULU; (9) HAWAII RENEWABLE ENERGY ALLIANCE; (10) LIFE OF THE LAND; (11) CASTLE AND COOKE RESORTS, LLC, and LANAI SUSTAINABILITY RESEARCH, LLC; and (12) the DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, DIVISION OF CONSUMER ADVOCACY, an ex officio party to this proceeding, pursuant to Hawaii Revised Statutes § 269-51 and Hawaii Administrative Rules ("HAR") § 6-61-62(a).

The Participants are: (1) REALGREEN POWER L.L.C.; (2) SUN EDISON LLC; and (3) PUNA GEOTHERMAL VENTURE.

I.

Background

The deadline for the Parties and Participants to file a stipulated prehearing or procedural order, or in the alternative, for each of them to file a proposed order if they are unable to reach agreement on a stipulated order, was November 30, 2007.<sup>2</sup> By letter dated November 29, 2007, KIUC, on behalf of the Parties and Participants, requests an extension of time, from November 30, 2007 to January 11, 2008, for the Parties and Participants to file a stipulated prehearing or procedural order, or in the alternative, for each of them to file a proposed order if they are unable to reach agreement on a stipulated order.

II.

Discussion

HAR § 6-61-23(a)(1) authorizes the commission, for good cause shown, to order a period enlarged if a written request is made before the expiration of the period originally prescribed or as extended by a previous order.

KIUC, in support of the timely request for additional time, states:

At this juncture, all of the fourteen (14) Parties and three (3) Participants in this proceeding have informally communicated with each other and have tentatively scheduled a meeting and/or conference call during the week of December 17-21, 2007 to informally confer and discuss, among other things, the issues to be addressed in this proceeding, as well as other

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<sup>2</sup>Order No. 23530, filed on June 29, 2007; Order No. 23677, filed on September 21, 2007; and Order No. 23801, filed on November 5, 2007.

pertinent matters that they believe need to be incorporated as part of a prehearing (or procedural) order issued by the Commission to govern the matters of this investigation. However, in light of the availability of the respective Parties' and Participants' representatives and/or counsel during the holiday season and the pending workload and/or schedules by certain Parties and Participants in other matters, additional time is necessary to allow the Parties and Participants to informally meet, confer and hopefully develop a stipulated prehearing (or procedural) order identifying the agreed upon issues, procedural steps and schedule of proceedings for the Commission's review and approval. The Parties and Participants believe that the additional time is in the public interest as it will assist in, among other things, simplifying the issues in this investigation. The additional time may also aid in the efficient disposition of this proceeding as further collaborative discussions with the Parties and Participants may result in full and/or partial stipulations on certain procedural and substantive matters for the Commission's review and approval.

KIUC's letter, dated November 29, 2007, at 2.

The Parties and Participants intend to meet and confer during the week of December 17, 2007 in attempting to reach agreement on a stipulated prehearing and procedural order. The commission recognizes the logistics involved in having fourteen Parties and three Participants confer and agree-upon a stipulated prehearing or procedural order to govern the course of this proceeding, and strongly encourages them to reach such an agreement, to the extent practical.

Based on the representations set forth in KIUC's letter, the commission finds good cause to grant the request for an extension of time. Accordingly, the commission approves the extension of time, from November 30, 2007 to January 11, 2008, for the Parties and Participants to file a stipulated prehearing

or procedural order, or in the alternative, for each of them to file a proposed order by the same date if they are unable to reach agreement on a stipulated order.

III.

Order

THE COMMISSION ORDERS:

The request for an extension of time, from November 30, 2007 to January 11, 2008, for the Parties and Participants to file a stipulated prehearing or procedural order, or in the alternative, for each of them to file a proposed order by the same date if they are unable to reach agreement on a stipulated order, is approved.

DONE at Honolulu, Hawaii DEC - 3 2007.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By Carlito P. Caliboso  
Carlito P. Caliboso, Chairman

By John E. Cole  
John E. Cole, Commissioner

APPROVED AS TO FORM:

Leslie H. Kondo  
By  
Leslie H. Kondo, Commissioner

Michael Azama

Michael Azama  
Commission Counsel

2007-0176.cp

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23863 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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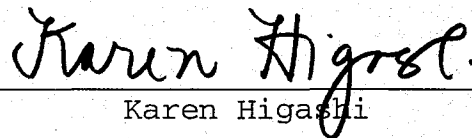
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DATED: DEC - 3 2007