

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. 2008-0083

ORDER AMENDING STIPULATED PROCEDURAL ORDER

RECEIVED

2009 JAN 22 A 8:02

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

PUBLIC UTILITIES
COMMISSION

2009 JAN 21 P 2:00

FILED

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'The parties to this docket are: HAWAIIAN ELECTRIC COMPANY, INC. ("HECO"), the DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, DIVISION OF CONSUMER ADVOCACY ("Consumer Advocate"), an ex officio party pursuant to Hawaii Revised Statutes § 269-51 and Hawaii Administrative Rules § 6-61-62, and the DEPARTMENT OF THE NAVY on behalf of the DEPARTMENT OF DEFENSE ("DOD") (collectively, the "Parties").

On January 15, 2009, the commission approved the Parties' Stipulated Procedural Order, with certain modifications.

By letter filed on January 20, 2009, HECO requested that the commission amend the Schedule of Proceedings in the Stipulated Procedural Order. HECO specifically requested as follows:

By Order Extending Date of Completeness of Application issued January 12, 2009 (the "January 12, 2009 Order"), the Commission ordered that: "The filing date of HECO's completed Application shall be extended from July 3, 2008 to December 26, 2008." On January 15, 2009, [the Parties] submitted their Stipulated Procedural Order ("SPO"), which included the schedule for the proceedings agreed to by the Parties before issuance of the January 12, 2009 Order. The schedule was intended to permit the issuance of an Interim Decision and Order ("Interim D&O") by June 2, 2009 (i.e., within the 10 months plus 30 days (if an evidentiary hearing has not been held) period specified by Section 269-16(d) after filing of HECO's Application for a general rate increase). In light of the January 12, 2009 Order, however, the specification of a specific date for the Interim D&O was removed from the schedule. The SPO was approved, with certain modifications, by Order Approving, with Modifications, Stipulated Procedural Order Filed on January 15, 2009, issued January 15, 2009 (the "January 15, 2009 Order").

In lieu of filing a Motion for Reconsideration of the January 12, 2009 Order, HECO requests that a specific date by which an Interim D&O should be rendered be specified in the approved Schedule of Proceedings. The proposed date is July 2, 2009 (30 days after June 2, 2009). The proposed date is intended to balance the needs of HECO with respect to the timing of rate relief, and the concerns identified by the Commission in its January 12, 2009 Order. The attached revised Schedule of Proceedings includes that date, as well as the other modifications specified in the January 15, 2009 Order.

HECO has contacted the Consumer Advocate, and it has no objection to the revised Schedule of Proceedings, thereby waiving the five-day period under Hawaii Administrative Rules § 6-61-41(c). The Company has not been able to establish contact with the DOD's representative, Dr. Davoodi, but will immediately notify the Commission upon receiving a response from the DOD. HECO respectfully requests that the Commission issue an Order approving the revised Schedule of Proceedings.²

Upon review, and there being no objection to the request, HECO's request and proposed amended Schedule of Proceedings, appear reasonable. The commission therefore approves the request and adopts the amended Schedule of Proceedings attached to HECO's letter request. The Schedule of Proceedings in the Stipulated Procedural Order shall be amended as follows:

II. SCHEDULE OF PROCEEDINGS

HECO Application, Direct Testimonies, Exhibits and Workpapers	July 3, 2008
Public Hearing	September 18, 2008
Consumer Advocate and DOD Information Requests ("IRs") to HECO	July 7, 2008 August 7, 2008 August 18, 2008 August 25, 2008 August 26, 2008 September 8, 2008 September 11, 2008 September 24, 2008 September 26, 2008 October 7, 2008
HECO Witness Interviews	September 10, 2008 - September 12, 2008

²Letter dated and filed on January 20, 2009, from HECO to the commission, at 1-2 (footnote omitted). On January 21, 2008, HECO informed the commission that DOD did not have any objections to HECO's letter request.

HECO Responses to Consumer Advocate and DOD IRs	July 24, 2008 August 28, 2008 September 8, 2008 September 9, 2008 September 15, 2008 September 29, 2008 October 6, 2008 October 15, 2008 October 17, 2008 October 23, 2008
Rate Case Update	November 26, 2008 - December 26, 2008
HECO Witness Interviews (Rate Case Update)	December 18, 2008 - December 19, 2008
Consumer Advocate and DOD IRs to HECO	December 29, 2008 - March 16, 2009
HECO Responses to Consumer Advocate and DOD IRs	January 19, 2009 - March 30, 2009
Consumer Advocate and DOD Testimonies, Exhibits and Workpapers	April 17, 2009 (Revenue Requirements) April 28, 2009 (Cost of Service/Rate Design)
Exploratory Discussions	April 23, 2009 - April 25, 2009
HECO IRs to Consumer Advocate and DOD	April 24, 2009 (Revenue Requirements) May 4, 2009 (Cost of Service/Rate Design)
Consumer Advocate and DOD Responses to HECO IRs	May 15, 2009 (Revenue Requirements) May 15, 2009 (Cost of Service/Rate Design)
Statement of Probable Entitlement and Proposed Interim Decision and Order	May 18, 2009
HECO Rebuttal Testimonies, Exhibits, and Workpapers	May 22, 2009 (Revenue Requirements) June 3, 2009 (Cost of Service/Rate Design)
Consumer Advocate and DOD Rebuttal IRs ("RIRs") to HECO	June 12, 2009 (Revenue Requirements) June 17, 2009 (Cost of Service/Rate Design)
Interim Decision and Order	By July 2, 2009
HECO's Responses to Consumer Advocate and DOD RIRs	July 2, 2009 (Revenue Requirements) July 7, 2009 (Cost of Service/Rate Design)
Prehearing Conference	Week of August 3, 2009

Evidentiary Hearing	Week of August 10, 2009
Simultaneous Opening Briefs by Parties	4 weeks after Transcripts
Simultaneous Reply Briefs by Parties	3 weeks after Opening Briefs ³

II.

Orders

THE COMMISSION ORDERS:

1. HECO's request to amend the Schedule of Proceedings in the Stipulated Procedural Order that was approved, with modifications, by the commission on January 15, 2009, is approved.

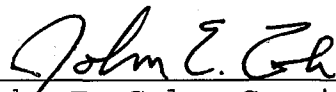
2. The amended Schedule of Proceedings attached to HECO's January 20, 2009 letter request, and set forth herein, is approved and shall govern the procedures in this docket.

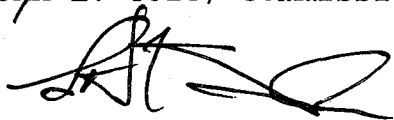
³See amended Schedule of Proceedings attached to Letter dated and filed on January 20, 2009, from HECO to the commission (footnotes omitted).

DONE at Honolulu, Hawaii JAN 21 2009.


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:


Kaiulani Kidani Shinsato
Commission Counsel

2008-0083.ps

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

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