

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
HAWAIIAN ELECTRIC COMPANY, INC.)
For Approval to Commit Funds in)
Excess of \$2,500,000 (excluding)
customer contributions) for the)
Purchase and Installation of the)
Capital Equipment, Item P0001577,)
For the Kahe 3 Biofuel Co-firing)
Demonstration Project, and for)
Approval of the Biofuel Supply)
Contract for the Kahe 3 Biofuel)
Co-firing Demonstration Project)
and to Include the Biofuel Supply)
Contract Costs in Hawaiian)
Electric's Energy Cost Adjustment.)
Clause.)

DOCKET NO. 2009-0155

PREHEARING CONFERENCE ORDER AND
ORDER APPROVING EXTENSION REQUEST, FILED DECEMBER 4, 2009

FILED
2009 DEC - 8 P 1:43
PUBLIC UTILITIES
COMMISSION

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OF THE STATE OF HAWAII

In the Matter of the Application of)	
HAWAIIAN ELECTRIC COMPANY, INC.)	Docket No. 2009-0155
For Approval to Commit Funds in)	
Excess of \$2,500,000 (excluding)	
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Capital Equipment, Item P0001577,)	
For the Kahe 3 Biofuel Co-firing)	
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Electric's Energy Cost Adjustment.)	
Clause.)	
_____)	

PREHEARING CONFERENCE ORDER AND
ORDER APPROVING EXTENSION REQUEST, FILED DECEMBER 4, 2009

By this Order, the commission sets forth the actions taken at the prehearing conference held on December 7, 2009. In addition, the commission approves HAWAIIAN ELECTRIC COMPANY, INC.'s ("HECO") request for an extension of time to submit the settlement notification, filed on December 4, 2009.

I.

Prehearing Conference

On December 7, 2009, the commission held a prehearing conference ("Prehearing Conference") pursuant to Hawaii Administrative Rules ("HAR") § 6-61-36, with representatives from HECO; the DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE

AND CONSUMER AFFAIRS ("Consumer Advocate") (collectively, the "Parties"); and LIFE OF THE LAND ("Participant"). The commission issues this order in accordance with HAR § 6-61-37.

During the Prehearing Conference, the Parties and Participant informed the commission that they had reached agreement on all matters in this proceeding and would be filing a stipulation memorializing their agreements.¹ They also informed the commission that they waive cross-examination of all witnesses, any evidentiary hearing, and the filing of post-hearing briefs. They stated that the docket is ready for decision-making by the commission.

Based on the Parties and Participant's representations, the commission stated that the hearing scheduled for Wednesday, December 9, 2009, would be cancelled. However, the commission noted that it may seek to address any concerns through information requests.

II.

Settlement Document

Under the Order Amending Schedule of Proceedings, issued on November 19, 2009, the Parties and Participant were required to file a notification to the commission of any settlement by December 4, 2009. By letter filed on December 4, 2009, HECO submitted a letter requesting an extension

¹On December 7, 2009, a document entitled "Hawaiian Electric Company, Inc., Division of Consumer Advocacy, and Life of the Land's Joint Motion for Approval of Stipulation" was filed.

of time to submit the settlement notification until December 7, 2009 ("Extension Request"). HECO stated that additional time was needed for settlement discussions and that neither the Consumer Advocate nor the Participant objects to the Extension Request.

The commission will treat HECO's Extension Request as a motion for an extension of time ("Motion"), pursuant to HAR §§ 6-61-23 and 6-61-41.² Upon review of HECO's Motion and consideration of all related matters, the commission finds good cause to grant the Motion.

III.

Orders

THE COMMISSION ORDERS:

1. The hearing scheduled for Wednesday, December 9, 2009, is cancelled.
2. HECO's Motion filed on December 4, 2009, is granted.

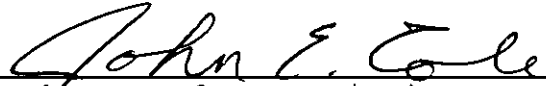
²Under HAR § 6-61-23(a)(1), the commission for good cause shown may order a period enlarged if a written request is made before the expiration of the period originally prescribed.


DONE at Honolulu, Hawaii

DEC - 8 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:


Ji Sook Kim
Commission Counsel

2009-0155.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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LIFE OF THE LAND
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