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STATE OF HAWAII
DIVISION OF CONSUMER ADVOCACY
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS

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January 5, 2005

The Honorable Chairman and Members of
the Hawaii Public Utilities Commission
Kekuanaoa Building
465 South King Street, 1st Floor
Honolulu, Hawaii 96813

Dear Commissioners:

RE: Docket No. 03-0372 – In the Matter of the Public Utilities Commission
Instituting a Proceeding to Investigate Competitive Bidding for New
Generating Capacity in Hawaii

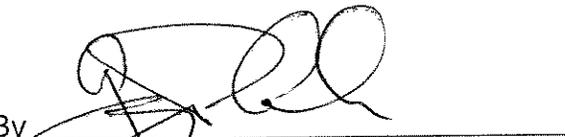
In light of the Commission's intent to implement a hearing format similar to that implemented for Docket No. 03-0371, the Parties have determined that the procedural schedule set forth in Prehearing Order No. 20923 should be modified. The modification is more conducive to the panel discussion format, rather than the contested case process that was initially contemplated when developing the procedural schedule set forth in Prehearing Order No. 20923.

In addition, the Parties and Active Participants request that the Commission submit its discovery at the same time discovery is submitted by the Parties. This will allow the Parties an opportunity to address any Commission questions or concerns noted in its discovery prior to the simultaneous submission of the Final Statements of Position.

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PUBLIC UTILITIES
COMMISSION

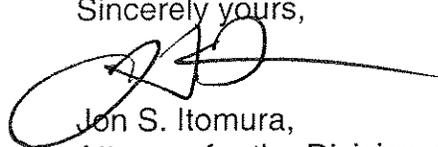
The agreement upon modification to the procedural schedule is respectfully submitted as Attachment "A" for the Commission's consideration.

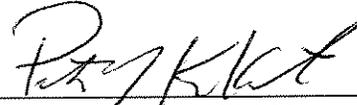
By 
ALAN M. OSHIMA
KENT D. MORIHARA
Attorneys for Kauai Island Utility
Cooperative

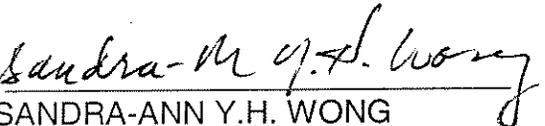
By 
GEORGE T. AOKI
Attorney for the The Gas Company

By _____
CINDY Y. YOUNG
Attorney for the County of Maui

By _____
LANI NAKAZAWA
Attorney for the County of Kauai

Sincerely yours,

Jon S. Itomura,
Attorney for the Division of Consumer
Advocacy

By 
THOMAS W. WILLIAMS, JR.
PETER Y. KIKUTA
Attorneys for Hawaiian Electric
Company, Inc., Hawaii Electric Light
Company, Inc. Maui Electric
Company, Limited

By 
SANDRA-ANN Y.H. WONG
Attorney for Hess Microgen

By 
WARREN S. BOLLMEIER II
Hawaii Renewable Energy Alliance

The Honorable Chairman and Members of
the Hawaii Public Utilities Commission
Page 2
January 5, 2005

The agreement upon modification to the procedural schedule is respectfully
submitted as Attachment A for the Commission's consideration.

Sincerely yours,

Jon S. Itomura,
Attorney for the Division of Consumer
Advocacy

By _____
ALAN M. OSHIMA
KENT D. MORIHARA
Attorneys for Kauai Island Utility
Cooperative

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THOMAS W. WILLIAMS, JR.
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By _____
GEORGE T. AOKI
Attorney for the The Gas Company

By _____
SANDRA-ANN Y.H. WONG
Attorney for Hess Microgen

By Cindy Y. Young
CINDY YOUNG
Attorney for the County of Maui

By _____
WARREN S. BOLLMEIER II
Hawaii Renewable Energy Alliance

By _____
LANI NAKAZAWA
Attorney for the County of Kauai

The Honorable Chairman and Members of
the Hawaii Public Utilities Commission
Page 2
January 5, 2005

The agreement upon modification to the procedural schedule is respectfully
submitted as Attachment A for the Commission's consideration.

Sincerely yours,

Jon S. Itomura,
Attorney for the Division of Consumer
Advocacy

By _____
ALAN M. OSHIMA
KENT D. MORIHARA
Attorneys for Kauai Island Utility
Cooperative

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By _____
CINDY Y. YOUNG
Attorney for the County of Maui

By _____
WARREN S. BOLLMEIER II
Hawaii Renewable Energy Alliance

By  _____
LANI NAKAZAWA
Attorney for the County of Kauai

ATTACHMENT "A"
STIPULATED REGULATORY SCHEDULE
PROCEEDING TO INVESTIGATE COMPETITIVE BIDDING
Docket No. 03-0372

Per Prehearing Order No. 20923			Proposed Revisions		
	DATE	PROCEDURAL STEPS		Date	Procedural Steps
1.	March 3, 2004	Order No. 20834 filed by Commission	1.	March 3, 2004	Order No. 20834 filed by Commission
2.	Tuesday-Wednesday, September 28-29, 2004	Workshop	2.	Tuesday-Wednesday, September 28-29, 2004	Workshop
3.	Wednesday, January 12, 2005	Simultaneous Written Direct Testimonies, Exhibits, Workpapers and Preliminary Position Statement	3.	Wednesday, February 16, 2005	Simultaneous Statements of Position, including support for the Position Statement (i.e., Exhibits and Workpapers)
4.	Monday, February 7, 2005	Simultaneous Information Requests to the Parties and Active Participants on their Written Direct Testimonies, Exhibits and Workpapers	4.	Monday, March 14, 2005*	Simultaneous Information Requests to the Parties and Active Participants on their Position Statements, Exhibits and Workpapers
5.	Monday, March 7, 2005	Simultaneous Responses to Information Requests filed by the Parties and Active Participants on their Written Direct Testimonies, Exhibits and Workpapers	5.	Tuesday, April 12, 2005	Simultaneous Responses to Information Requests filed by the Parties, Active Participants and PUC on the Parties/Active Participants Position Statements, Exhibits and Workpapers
6.	Monday, March 21, 2005	Simultaneous Supplemental Information Requests to the Parties and Active Participants on their Responses to Information Requests			deleted, pursuant to agreement among the parties
7.	Monday, April 11, 2005	Simultaneous Responses to			deleted, pursuant to agreement among the

Per Prehearing Order No. 20923			Proposed Revisions		
	DATE	PROCEDURAL STEPS		Date	Procedural Steps
		Supplemental Information Requests filed by the Parties and Active Participants on their Responses to Information Requests			parties
8.	Monday, April 25, 2005	Settlement Conference			none required given the proposed panel discussion in the evidentiary hearing
9.	Monday, May 16, 2005	Simultaneous Written Rebuttal Testimonies, Exhibits and Workpapers/Final Position Statements	6.	Monday, May 16, 2005	Simultaneous Final Statements of Position, including support for Final Position Statement and comments on, or responses to Position Statements of the Other Parties/Active Participants. In addition, the Parties/Active Participants shall identify the witnesses who will be made available at the Evidentiary Hearing
10.	Wednesday, June 1, 2005	Simultaneous Rebuttal Information Requests to the Parties and Active Participants on their Written Rebuttal Testimonies, Exhibits and Workpapers	7.	Wednesday, June 1, 2005*	Simultaneous Information Requests to the Parties and Active Participants on their Final Position Statements, Exhibits and Workpapers
11.	Wednesday, June 15, 2005	Simultaneous Responses to Rebuttal Information Requests filed by the Parties and Active Participants on their Written Rebuttal Testimonies, Exhibits and Workpapers	8.	Wednesday, June 22, 2005	Simultaneous Responses to Information Requests filed by the Parties, Active Participants and PUC on the Parties/Active Participants' Final Position Statements, Exhibits and Workpapers
12.	Wednesday, June 22, 2005	Prehearing Conference	9.	Wednesday, June 29, 2005	Prehearing Conference
13.	Week of July 11, 2005	Evidentiary Hearing (if no settlement)	10.	Week of July 11, 2005	Panel Hearing

Per Prehearing Order No. 20923			Proposed Revisions		
	DATE	PROCEDURAL STEPS		Date	Procedural Steps
14.	4 weeks after transcript completed and filed with the Commission	Simultaneous Post-Hearing Opening Briefs	11.	4 weeks after transcript completed and filed with the Commission	Simultaneous Post-Hearing Opening Briefs
15.	3 weeks after filing of Opening Briefs	Simultaneous Post-Hearing Reply Briefs	12.	3 weeks after filing of Opening Briefs	Simultaneous Post-Hearing Reply Briefs

As stated in Section VII of the Stipulated Prehearing Order, the Parties and Active Participants will exchange their filings, information requests and information request responses to the other parties and participants via diskette or e-mail in a standard electronic format that is readily available by the other parties and participants, to the extent that the information is available in electronic format. Subject to objections that may be raised and to the extent practicable, the electronic files for spreadsheets will contain all formulae intact, and will not be entirely converted to values prior to submission.

* Commission issues discovery requests at the same time as the Parties/Active Participants