BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

----In the Matter of---- PUBLIC UTILITIES COMMISSION Instituting a Proceeding to Investigate Competitive Bidding for New Generating Capacity in Hawaii.	)))))))))	DOCKET NO. 03-0372

ORDER NO. 22090

Filed Nov. 2, 2005

At 8 o'clock A .M.

Karen Higashi

Chief Clerk of the Commission

BEFORE THE PUBLIC UTILITIES COMMISSION

OF THE STATE OF HAWAII

----In the Matter of----	)	
	)	
PUBLIC UTILITIES COMMISSION	)	Docket No. 03-0372
	)	
Instituting a Proceeding to Investigate Competitive Bidding for New Generating Capacity in Hawaii.	)	Order No. 22090

ORDER

By this order, the commission: (1) approves Hess Microgen, LLC's ("Hess Microgen") withdrawal from this proceeding; (2) dismisses Johnson Controls, Inc. ("JCI") as a Party; and (3) amends the regulatory schedule for this proceeding.

I. Discussion

A. Hess Microgen's Notice of Withdrawal

On September 19, 2005, Hess Microgen filed a notice of withdrawal in this docket. The commission approves Hess Microgen's withdrawal from this proceeding.

B. Dismissal of JCI

On June 16, 2005, the commission filed a Notice of Intent to Dismiss Johnson Controls, Inc. ("JCI") as a Party to this proceeding because JCI had failed to participate in this proceeding in accordance with the commission's orders and its

continued involvement as a Party would unduly delay the proceeding. JCI has not filed any written objection to the commission's Notice of Dismissal. Accordingly, the commission dismisses JCI as a Party to this proceeding.

C. Scheduling Order

Due to scheduling conflicts, the commission amends the regulatory schedule by moving the panel hearings from the week of October 17, 2005, to the week of December 12, 2005. The Parties[1] notified the commission's staff that they do not object to this schedule change.

On September 20, 2005, Hawaiian Electric Company, Inc. ("HECO"), with the concurrence of all Parties, requested that the regulatory schedule be amended as follows:

Simultaneous Information Requests to the Parties and Active Participants on their Final Position Statements, Exhibits and Workpapers.	From Thursday, September 22, 2005 to Tuesday, October 18, 2005.
Simultaneous Responses to Information Requests filed by the Parties and Active Participants on the Parties/Active Participants' Final Position Statements, Exhibits, and Workpapers.	From Thursday, October 6, 2005 to Tuesday, November 22, 2005.
Prehearing Conference.	From Tuesday, October 11, 2005 to Tuesday, November 29, 2005.

[1] Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., Maui Electric Company, Limited, Kauai Island Utility Cooperative, Hawaii Renewable Energy Alliance, and County of Kauai.

Because the commission is moving the panel hearings to the week of December 12, 2005, the commission finds the changes requested by HECO reasonable and approves HECO's proposed schedule changes.

II. Orders

THE COMMISSION ORDERS:

1. Hess Microgen's withdrawal from this proceeding is approved.

2. JCI is dismissed as a Party to this Proceeding.

3. The regulatory schedule for this proceeding is amended as set forth in this order.

DONE at Honolulu, Hawaii NOV - 2 2005.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By _____
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

By _____
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

_____
Kevin M. Katsura
Commission Counsel

03-0372.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22090 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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DATED: NOV - 2 2005