

COMMISSION ON WATER RESOURCE MANAGEMENT

2017 AUG 31 PM 3: 24

STATE OF HAWAII

PETITION TO AMEND INTERIM) Case No.. CCH-MA13-01
INSTREAM FLOW STANDARDS FOR)
HONOPOU, HUELO (PUOLUA),) ORDER REGARDING FURTHER
HANEHOI, WAIKAMOI, ALO,) DEADLINES, SITE VISIT AND ORAL
WAHINEPEE, PUOHOKAMOA,) ARGUMENT; CERTIFICATE OF SERVICE
HAIPUAENA, PUNALAU/KOLEA,)
HONOMANU, NUAAILUA, PIINAAU,)
PALAUHULU, OHIA (WAIANU),)
WAIOKAMILO, KUALANI, WAILUANUI,)
WEST WAILUAIKI, EAST WAILUAIKI,)
KOPILIULA, PUAKAA, WAIOHUE,)
PAAKEA, WAIAAKA, KAPAUULA,)
HANAWI, AND MAKAPIPI STREAMS)
_____)

ORDER REGARDING FURTHER DEADLINES, SITE VISIT AND ORAL ARGUMENT

The Commission on Water Resource Management (Commission) shall provide all parties an opportunity to file objections to exceptions to the Hearings Officer's Amended Proposed Findings of Fact, Conclusions of Law, and Decision & Order (Amended Proposed FOF) that are filed by other parties. The parties shall file any objections no later than the close of business on September 15, 2017.

The Commission, in connection with its consideration of the contested case, will conduct a site visit to east Maui during the period of October 2, 2017 - October 3, 2017. The site visit will generally be for the following areas:


1. Streams which are the subject of the contested case, including diversions from these sources;
2. Areas for taro growing and other traditional and customary practices, evidence of which was presented in the contested case; and

3. County of Maui Department of Water Supply's Upcountry water system.

If the parties would like to have the Commissioners view specific places or features within the above three categories, they can submit the proposed places to be viewed and the reason or significance of the places. The suggested sites, if any, shall be submitted no later than September 15, 2017.

Oral argument by the parties that filed exceptions or objections to the Amended Proposed FOF will be held on **October 9, 2017**, at **5:00 p.m.** at the **Haiku Community Center** located on Hana Highway at Piliialoha Street, Haiku, Maui, Hawaii. Each party shall have thirty minutes for argument. Petitioners may reserve up to ten minutes for rebuttal.

DATED: Honolulu, Hawaii, August 31, 2017.



SUZANNE D. CASE
Presiding Officer

COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII

PETITION TO AMEND INTERIM) Case No. CCH-MA13-01
INSTREAM FLOW STANDARDS FOR)
HONOPOU, HUELO (PUOLUA),) CERTIFICATE OF SERVICE
HANEHOI, WAIKAMOI, ALO,)
WAHINEPEE, PUOHOKAMOA,)
HAIPUAENA, PUNALAU/KOLEA,)
HONOMANU, NUAAILUA, PIINAAU,)
PALAUHULU, OHIA (WAIANU),)
WAIOKAMILO, KUALANI, WAILUANUI,)
WEST WAILUAIKI, EAST WAILUAIKI,)
KOPILIULA, PUAKAA, WAIOHUE,)
PAAKEA, WAIAAKA, KAPAUULA,)
HANAWI, AND MAKIPIPI STREAMS)

CERTIFICATE OF SERVICE

On August 31, 2017, a copy of the foregoing document was served on:

ALAN T. MURAKAMI, ESQ.
CAMILLE K. KALAMA, ESQ.
SUMMER L. SYLVA, ESQ.
Native Hawaiian Legal Corporation
1164 Bishop Street, Suite 1205
Honolulu, Hawaii 96813
Attorneys for Nā Moku Aupuni O Ko‘olau
Hui

DAVID SCHULMEISTER, ESQ.
ELIJAH YIP, ESQ.
Cades Schutte LLP
1000 Bishop Street, Suite 1200
Honolulu, Hawai‘i 96813
Attorneys for Alexander & Baldwin, Inc.
and East Maui Irrigation Company, Ltd.

PATRICK WONG, ESQ.
CALEB ROWE, ESQ.
KRISTIN TARNSTROM, ESQ.
Dept. of the Corporation Counsel
County of Maui
200 S. High Street
Wailuku, Hawai‘i 96793
Attorneys for County of Maui, Department
of Water Supply

ROBERT H. THOMAS, ESQ.
Damon Key Leong Kupchak Hastert
1600 Pauahi Tower
1003 Bishop Street
Honolulu, Hawai‘i 96813
Attorney for Hawai‘i Farm Bureau
Federation

ISAAC HALL, ESQ.
2087 Wells Street
Wailuku, Hawai'i 96793
Attorney for Maui Tomorrow

Jeffrey C. Paisner
121 North 5th Street - apt. RH
Brooklyn, New York 11249
Pro Se

WILLIAM J. WYNHOFF, ESQ.
LINDA L.W. CHOW, ESQ.
Department of the Attorney General
465 South King Street, Room 300
Honolulu, Hawaii 96813
Attorneys for the Tribunal

Copies, as necessary:

JOHN BLUMER-BUELL
P.O. Box 787
Hana, Hawaii 96713
Witness

NIKHILANANDA
P.O. Box 1704
Makawao, Hawaii 96768-1704
Witness

_____/s/ Kathy Yoda_____
KATHY YODA
Commission on Water Resource Management