

COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII

PETITION TO AMEND INTERIM) Case No.. CCH-MA13-01
INSTREAM FLOW STANDARDS FOR)
WAIKAMOI, PUOHOKAMOA,)
HAIPUAENA, PUNALAU/KOLEA,)
HONOMANU, WEST WAILUAIKI, EAST)
WAILUAIKI, KOPILIULA, PUAKAA,)
WAIOHUE, PAAKEA, KAPAULA &)
HANAWI STREAMS)
)
)
)

MINUTE ORDER 4
Hearing Schedule

The following schedule was established at the March 4, 2014 prehearing conference:

1. Pursuant to H.A.R. Section 13-167-51, the contested case hearing on the above-entitled matter is scheduled for November 3, 5-7, 10, 12-14 and December 1-5 and 8-12, 2014, on Maui at a time and place to be determined. More days may be scheduled as warranted.
2. All parties shall file and serve their documents to the Hearings Officer, the Deputy Attorney General for the Commission and all other parties according to the following schedule:

Close of Business (COB) Tuesday, July 8, 2014: Deadline for filing of Prehearing Motions.

COB Tuesday, July 22, 2014: Deadline for filing opposition to motions.

Tuesday, July 29, 2014: Hearing on motions at a time and place to be determined.

COB Tuesday, September 9, 2014: All parties to file and serve their opening statements, opening briefs, witness lists, and witness statements and exhibits.

COB Tuesday, October 7, 2014: All parties to file their responsive briefs, witness lists, and witness statements and exhibits.

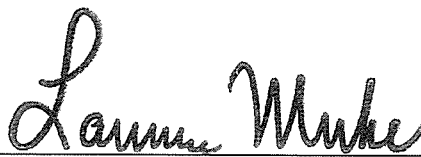
COB Tuesday, October 21, 2014: All parties to file and serve their rebuttal briefs, witness lists, and witness statements and exhibits.

Monday, November 3rd, through Friday, December 12th, 2014: Contested case hearing to be held on the days specified above.

A prehearing conference will be held sometime between October 21st and November 3rd, 2014, to establish the order of witnesses and other matters pertaining to the conduct of the contested case hearing.

3. The Certificate of Service to this contested case hearing shall be in accordance with Attachment 1.
4. Deadlines for serving the required documents may be met by email attachments or FAX, provided that the sender receives confirmation of receipt by the recipient, and electronic delivery is followed by mail delivery.
5. Witnesses' written testimonies shall be admitted into evidence at the hearing on the understanding that such witnesses shall briefly summarize their written testimonies and be readily available for cross-examination. Written direct testimony of experts shall also include a brief statement of their qualifications. Witness Lists shall be submitted using the format shown in Attachment 2.
6. Documents and materials on file with the Commission, including the entire record in this case, are incorporated in this proceeding by reference. Parties may make reference to such evidence.
7. All exhibits must be marked and indexed. For the purpose of identification of exhibits, the parties shall use the marking system as shown in Attachment 3. The parties shall submit the original and one copy of demonstrable exhibits that are not reproducible in reduced size. All parties shall submit an Exhibit List using the format shown in Attachment 4. Only the first reference to each exhibit need be listed.
8. All documents filed with the Hearings Officer shall include the **original plus five (5) copies** and shall be filed at the office of the Commission on Water Resource Management, Room 227, Kalanimoku Building, 1151 Punchbowl Street, Honolulu, Hawaii. (NOTE: Facsimiles do not comply with our Administrative Rules). **These documents shall be on 8 ½" x 11" paper, tabbed, and the original shall be two-hole punched and the five (5) copies shall be three-hole punched and placed in separate three-ring binders.**
9. The phone numbers, facsimile numbers and email addresses for each party are listed in Attachment 5.

DATED: Honolulu, Hawaii April 21, 2014 .



LAWRENCE H. MIIKE, Hearing Officer
Commission on Water Resource Management

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 HANAWI STREAMS)
)
)
)

CERTIFICATE OF SERVICE

On _____, a copy of the foregoing document was served on:

ALAN T. MURAKAMI
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 Attorneys for Hawaii Farm Bureau Federation

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 East Maui Irrigation Co., Ltd.

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 County of Maui
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 Department of Water Supply

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 HANAWI STREAMS)
)
)

WITNESS LIST FORMAT

PARTY:

NO.	NAME/ORGANIZATION/ POSITION (List in order of Appearance)	TO BE QUALIFIED AS AN EXPERT IN: (If applicable)	SUBJECT MATTER	EXHIBIT(S) TO BE INTRODUCED BY WITNESS	REQUESTED LENGTH OF DIRECT
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HANAWI STREAMS)
))
))

All exhibits must be marked and indexed. For the purposes of identification of exhibits, the parties will use the following identification letters:

Exhibit Identification Letter	Party
A	Nā Moku `Aupuni `o Ko`olau Hui
B	County of Maui Department of Water Supply
C	Alexander & Baldwin, Inc./East Maui Irrigation Co.
D	Hawaii Farm Bureau Federation
E	Maui Tomorrow Foundation, Inc.

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 HANAWI STREAMS)
)
)

EXHIBIT LIST FORMAT

PARTY:

EXHIBIT NUMBER	DESCRIPTION	REFERENCES	ADM
C-15		1. Direct Testimony of XYZ filed on 3/3/06 at page #.	

PETITIONS TO AMEND THE INTERIM INSTREAM FLOW STANDARDS FOR WAIKAMOI,
 PUOHOKAMO, HAIPIAENA, PUNALAU/KOLEA, HONOMANU, WEST WAILUAIKI, EAST
 WAILUAIKI, KOPILIULA, PUAKEA, WAIHUE, PAAKEA, KAPULA AND HANAWI
 STREAMS, MAUI, HAWAII
 CONTESTED CASE HEARING (CCH-MA13-01)
 PHONE, FAX and EMAIL

	<u>Phone No.</u>	<u>Fax No.</u>	<u>email</u>
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Robert H. Thomas	531.8031	533.2242	rht@hawaiiilawyer.com
Isaac D. Hall	244.9017	244.6775	idhall@maui.net
Linda L.W. Chow	587.2988	587.2999	linda.l.chow@hawaii.gov

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CERTIFICATE OF SERVICE

On April 21, 2014, a copy of the foregoing document was served on:

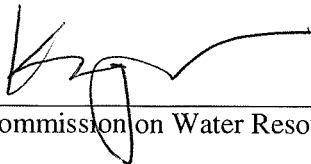
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 Department of Water Supply



 KATHY YODA, Commission on Water Resource Management