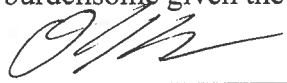


NAME: Martha Townsend

Interrogatory #1: Describe fully how you “would be adversely affected if the revocable permits were held over for another year,” as alleged in paragraph 14 of the Sierra Club’s First Amended Complaint.

Plaintiff objects to this interrogatory because: (a) the request is duplicative of information already provided; and (b) the request is unnecessarily burdensome given the materials previously provided to the defendants.



David Kimo Frankel
Attorney for the Sierra Club

Subject to and without waiving these objections, I previously submitted multiple declarations in this case, including one dated July 19, 2019 and answered questions in a deposition on June 24, 2019. I incorporate those responses.

I enjoy seeing nature and free-flowing streams. The diversion of streams diminishes my enjoyment of being in nature. The diversions authorized by the continuation of the revocable permits harm my aesthetic, recreational and environmental interests. An increase in the amount of water diverted from east Maui streams will further diminish my enjoyment of the east Maui watershed.

Interrogatory #2: Describe fully how you have been harmed or will be harmed by the Board of Land and Natural Resources’ October 2019 decision to continue the subject revocable permits for calendar year 2020.

Plaintiff objects to this interrogatory because: (a) the request is duplicative of information already provided; and (b) the request is unnecessarily burdensome given the materials previously provided to the defendants.




David Kimo Frankel
Attorney for the Sierra Club

Subject to and without waiving these objections, the answer to this question is the same as #1 above.

Interrogatory #3: Describe fully the irreparable harm that you will suffer if the diversion of water authorized by the Board of Land and Natural Resources' October 2019 decision to continue the subject revocable permits for calendar year 2020 continues for calendar year 2020 (i.e., if Sierra Club's request for an injunction is not granted).

Plaintiff objects to this interrogatory because: (a) the request is duplicative of information already provided; and (b) the request is unnecessarily burdensome given the materials previously provided to the defendants.




David Kimo Frankel
Attorney for the Sierra Club

Subject to and without waiving these objections, the answer to this question is the same as #1 above.

Interrogatory #4: Describe whether and to what extent the harm that you have suffered or will suffer as a result of the Board of Land and Natural Resources' October 2019 decision to continue the subject revocable permits for calendar year 2020 is different than the harm that you have suffered as a result of the Board of Land and Natural Resources' November 2018 decision to continue the subject revocable permits for calendar year 2019.

Plaintiff objects to this interrogatory because: (a) the request is duplicative of information already provided; and (b) the request is unnecessarily burdensome given the materials previously provided to the defendants.




David Kimo Frankel
Attorney for the Sierra Club

Subject to and without waiving these objections, the nature /character of the harm is the same as discussed in #1 above. I have no idea which streams A&B is planning to take additional water from this year.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: Honolulu, Hawai'i, March 6, 2020.
(city) (date)



Signature

Martha Townsend

Print Name

Civil No. 19-1-0019-01 (JPC)

Defendant A&B/EMI's Exhibit AB-94

FOR IDENTIFICATION _____

RECEIVED IN EVIDENCE _____

CLERK _____