

COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII

PETITION TO AMEND INTERIM) Case No.. CCH-MA13-01
INSTREAM FLOW STANDARDS FOR)
HONOPOU, HUELO (PUOLUA),)
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, KAPAULA,)
HANAWI, AND MAKIPIPI STREAMS)

MINUTE ORDER 15

Deadline to Submit Proposed Findings of Fact (FOF), Conclusions of Law (COL), and Decision and Order (D&O)

The transcripts have finally been completed. As agreed the parties would have 60 days to submit FOF, COL and D&O to the hearings officer and the other parties. Therefore, the deadline for submission is Close of Business, Friday, October 2, 2015. Submit an original and three copies to Kathy Yoda at the Commission, as well as an electronic copy by email.

If Jeffrey Paisner intends to also submit his FOF, COL and D&O, he should follow a general format as follows: 1) introductory statement, 2) Findings of Fact (numbered consecutively and with reference to the record as to where support for the FOF can be found), 3) Conclusions of Law (numbered consecutively, starting again with "1") with reference to the Findings of Fact (referenced by number only) or to any specific part of the Water Code, Hawaii Supreme Court decision, etc. on which the Conclusion of Law is based, and 4) the Decision and Order that he is recommending that the Hearings Officer makes.

After reviewing the parties' Proposed FOF, COL and D&O as well as the record of the contested case hearing, the Hearings Officer will issue his Proposed FOF, COL and D&O to the Commission and the parties through another minute order. As agreed, the parties will have 45 days to file exceptions with the Commission. The Commission will also schedule a date through a subsequent minute order when it will hear oral arguments from the parties, which will be limited to those parties that filed exceptions and the issues stated in their written exceptions.

All parties should also file updated witness and exhibit lists. Witness lists should identify: 1) which witnesses testified at the hearing; 2) which witness statements were stipulated as entered into the record, even though the witnesses did not testify and therefore were not available for cross-examination; and 3) which witness statements were withdrawn and therefore not a part of the record. Exhibit lists should be updated to include all exhibits introduced into evidence during the course of the contested case hearing.

DATED: Honolulu, Hawaii August 3, 2015.



LAWRENCE H. MIIKE, Hearings 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, KAPAULA,)
HANAWI, AND MAKIPIPI STREAMS)
_____)

CERTIFICATE OF SERVICE

On August 3, 2015, a copy of the foregoing document was served on:

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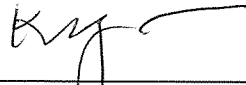
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KATHY YODA
Commission on Water Resource Management