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Attorney for Appellee DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT, COUNTY OF HAWAI'I

BEFORE THE ENVIRONMENTAL MANAGEMENT COMMISSION

COUNTY OF HAWAI'I

In the Matter of the Appeal of

Kai Ala Partners LLC

Appellant,

and

Ramzi Mansour, Director, Department of
Environmental Management, County of
Hawai'i

Appellee.

APPELLEE'S WITNESS AND EXHIBIT LIST;
CERTIFICATE OF SERVICE

Hearing:

Date: December 29, 2021

Time: 10:00 a.m.

APPELLEE'S WITNESS AND EXHIBIT LIST

Comes now the DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT, COUNTY OF HAWAI'I, ("Appellee"), by and through his attorney, MALIA
A. KEKAI, Deputy Corporation Counsel, and hereby submits the Witness and Exhibit List in the
above-captioned matter.

I. WITNESSES

Appellee intends to call the following witnesses:

1. Ramzi Mansour, Director, Department of Environmental Management
2. Toni Nakatani, Former Inspector, Department of Environmental Management Wastewater Division
3. Robin Bauman, Business Management Department of Environmental Management

II. EXHIBIT LIST

EXHIBIT INDEX

<u>EXHIBIT</u>	<u>DATE</u>	<u>DESCRIPTION</u>	<u>PAGES</u>
A		Relevant Hawai'i County Code Sections	1
B		Hawai'i County Code Section 21-36.1, showing sewer rate changes for the last 3 years	1
C	05/06/1998	Sewer Connection Card	1
D	12/20/2021	Inspector Toni Nakatani Direct Testimony	
E	05/12/2021	Pictures of structures on Subject Property taken by Inspector Nakatani	1
F	06/10/2021	Letter from Director Mansour to Richard Henderson	2
G	12/20/2021	Director Ramzi Mansour Direct Testimony	
H	10/12/2005	Bill Reprint showing 2 units, which is the first bill that went out after DEM converted to a new billing system.	1
I	03/15/2019	Notice of Residential Sewer Rate Change	1
J	04/01/2020	Notice of Residential Sewer Rate Change	1

K	04/15/2021	Notice of Residential Sewer Rate Change	1
L	12/20/2021	Business Manager Robin Bauman Direct Testimony	
M	2019 to Present	Bill Reprints from 2019 to Present	15

Appellee reserves the right to amend this Witness and Exhibit List to include additional witnesses and exhibits, including rebuttal witnesses and exhibits, and issues that may be identified in further discovery at the Environmental Management Commission hearing.

DATED: Hilo, Hawaii, December 20, 2021.

Ramzi Mansour, Director Department of Environmental Management, Appellee

By /s/ Malia A. Kekai
MALIA A. KEKAI
Deputy Corporation Counsel
Attorney for Appellee

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CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the *APPELLEE'S WITNESS AND EXHIBIT LIST* was served upon the parties below via email on December 20, 2021:

Ritchie Henderson & Richard Henderson, Managing Members:

Richard.henderson@rinvest.com

Ritchie.henderson@rinvest.com

Representatives for Applicant/Appellant
KAI ALA PARTNERS LLC

Keyra K. Wong keyra.wong@hawaiicounty.gov

Deputy Corporation Counsel:
Attorney for the Appellee
ENVIRONMENTAL MANAGEMENT COMMISSION

Peter Sur Peter.Sur@hawaiicounty.gov
Secretary for Environmental Management Commission:

Dated: Hilo, Hawai'i, December 20, 2021.

/s/ Malia A. Kekai
MALIA A. KEKAI
Deputy Corporation Counsel
Attorney for Appellee
RAMZI I. MANSOUR, DIRECTOR OF
THE DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT