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LĀNA`I RESORTS, LLC

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of
LĀNA`I RESORTS, LLC

DOCKET NO. A89-649

To consider further matters relating to an Order To Show Cause as to whether certain land located at Mānele, Lāna`i, should revert to its former Agricultural and/or Rural land use classification due to Petitioner's failure to comply with Condition No. 10 of the Land Use Commission's Findings of Fact, Conclusions of Law, and Decision and Order filed April 16, 1991. Tax Map Key No. 4-9-002:049 (por.), formerly Tax Map Key No. 4-9-002:001 (por.).

**PETITIONER LĀNA`I RESORTS,
LLC'S LIST OF REBUTTAL
WITNESSES; CERTIFICATE OF
SERVICE**

PETITIONER LĀNA`I RESORTS, LLC'S LIST OF REBUTTAL WITNESSES

Comes now **BENJAMIN A. KUDO** and **CLARA PARK**, of Ashford & Wriston LLP, as counsel for Petitioner **LĀNA`I RESORTS, LLC**, d.b.a. Pūlama Lāna`i, and hereby respectfully submits the following LIST OF REBUTTAL WITNESSES in the above-entitled action.

Petitioner reserves the right to identify and introduce, in addition to the witnesses listed herein, any expert or non-expert witnesses not expressly identified as rebuttal witnesses, and

amend its LIST OF REBUTTAL WITNESSES and the exhibits, witnesses and issues raised by the other parties to this proceeding. In addition to the exhibits stated herein, Petitioner reserves the right to refer to and use any and all exhibits submitted and entered into evidence by all parties to this proceeding.

This filing is made pursuant to the Minute Order #5 dated September 12, 2016, issued by the Hearing Officer in this proceeding.

Dated: Honolulu, Hawaii, October 10, 2016.



BENJAMIN A. KUDO
CLARA PARK
Attorneys for
LĀNA'I RESORTS, LLC

DOCKET NO./PETITIONER: DOCKET NO. A89-649 PETITION OF LĀNA`I RESORTS, LLC – To consider further matters relating to an Order To Show Cause as to whether certain land located at Mānele, Lāna`i, should revert to its former Agricultural and/or Rural land use classification due to Petitioner’s failure to comply with Condition No. 10 of the Land Use Commission’s Findings of Fact, Conclusions of Law, and Decision and Order filed April 16, 1991. Tax Map Key No. 4-9-002:049 (por.), formerly Tax Map Key No. 4-9-002:001 (por.).

PARTY: LĀNA`I RESORTS, LLC (“LANAI RESORTS”)

List of Rebuttal Witnesses

NAME/ORGANIZATION/POSITION	TO BE QUALIFIED AS AN EXPERT IN	SUBJECT MATTER	WRITTEN TESTIMONY (Yes or No)	EXHIBIT NUMBER(S)
All Witnesses listed on Petitioner’s Amended Witness List			-	All exhibits listed on Petitioner’s Amended List of Exhibits
Donald Thomas/University of Hawai‘i/ Faculty	-	Geochemistry & Geology	No	

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CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I hereby certify that on this date a true and correct copy of the **PETITIONER LĀNA`I RESORTS, LLC'S LIST OF REBUTTAL WITNESSES; CERTIFICATE OF SERVICE** was served upon the following as indicated below:

BRYAN C. YEE, ESQ. DAWN TAKEUCHI APUNA, ESQ. Department of the Attorney General Hale Auhau, Third Floor 425 Queen Street Honolulu, Hawaii 96813 Attorney for State Office of Planning	Via Hand Delivery
LEO R. ASUNCION, Jr., AICP, Director RODNEY Y. FUNAKOSHI Office of State Planning 235 South Beretania Street, 6 th Floor Honolulu, Hawaii 96813	Via Hand Delivery

WILLIAM SPENCE, Director Planning Department, County of Maui 2200 Main Street One Main Plaza, Suite 315 Wailuku, HI 96793	Via U.S. Postal Mail
PATRICK K. WONG, ESQ. MICHAEL HOPPER, ESQ. CALEB ROWE, ESQ. Office of the Corporation Counsel 200 South High Street Wailuku, Hawaii 96793	Via U.S. Postal Mail
DAVID KOPPER, ESQ. LI'ULA NAKAMA, ESQ. Native Hawaiian Legal Corporation 1164 Bishop Street, Suite 1205 Honolulu, Hawaii 96813 Attorney for Intervenor LANAIANS FOR SENSIBLE GROWTH	Via Hand Delivery

DATED: Honolulu, Hawaii, October 10, 2016.


 BENJAMIN A. KUDO
 CLARA PARK
 Attorneys for
 LĀNA'I RESORTS, LLC