

'11 OCT 28 P4:05

Transmittal Memorandum

BY HAND DELIVERY

DEPT OF PLANNING
AND PERMITTING
CITY & COUNTY OF HONOLULU.

TO : Robert Carson Godbey, Esq.
Dana Viola, Esq.
Robert Brian Black, Esq.
Department of the Corporation Counsel
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Honolulu, HI 96813

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City & County of Honolulu
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(BY CERTIFIED MAIL
7160 3901 9849 0359 9445)

FROM : Christopher T. Goodin

DATE : October 28, 2011

RE : File No. 2008/SUP-2

We are sending you the following:

| ORIG. | COPIES | DATED | DESCRIPTION |
|--------------------------|--------|------------|-----------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | 1 | 10/26/2011 | Intervenors Ko Olina Community Association and Maile Shimabukuro's First Amended Witness List; Certificate of Service |

C S

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KOCA 6

October 28, 2011

Page 2

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 - For necessary action
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as noted below & return
- For review & comment
- For distribution
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REMARKS:

C S

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'11 OCT 28 P3:57

DEPT OF PLANNING
AND PERMITTING
CITY & COUNTY OF HONOLULU

Attorneys for Intervenors

KO OLINA COMMUNITY ASSOCIATION

and MAILE SHIMABUKURO

BEFORE THE PLANNING COMMISSION

OF THE CITY AND COUNTY OF HONOLULU

STATE OF HAWAII

In the Matter of the Application of

DEPARTMENT OF ENVIRONMENTAL
SERVICES, CITY AND COUNTY OF
HONOLULU

To delete Condition No. 14 of Special
Use Permit No. 2008/SUP-2 (also
referred to as Land Use Commission
Docket No. SP09-403) which states as
follows:

“14. Municipal solid waste shall be
allowed at the WGSL up to July 31,
2012, provided that only ash and residue
from H-POWER shall be allowed at the
WGSL after July 31, 2012.”

FILE NO. 2008/SUP-2

**INTERVENORS KO OLINA
COMMUNITY ASSOCIATION AND
MAILE SHIMABUKURO'S FIRST
AMENDED WITNESS LIST**

CERTIFICATE OF SERVICE

Contested Case Hearing:
December 7, 2011

**INTERVENORS KO OLINA COMMUNITY ASSOCIATION AND MAILE
SHIMABUKURO'S FIRST AMENDED WITNESS LIST**

Intervenors Ko Olina Community Association (“KOCA”) and Maile
Shimabukuro (together “Intervenors”) submit their first amended witness list in

the matter of the Honolulu Department of Environmental Services' (the "ENV") Application to Modify Special Use Permit No. 2008/SUP-2 by deleting Condition 14 in the Hawai'i Land Use Commission's Order Adopting the Honolulu Planning Commission's Findings of Fact, Conclusions of Law, and Decision and Order with Modifications dated October 22, 2009.

Intervenors reasonably anticipate calling the following witnesses and reserve the right to amend and supplement this list as additional witnesses are identified:

A. Lay Witnesses

Ken Williams
Ko Olina Community Association

Maile Shimabukuro

Mona Abadir
Honu Group Communications, LLC

Todd Apo

Daniel Banchiu
General Manager
JW Marriot, Ihilani

Mario Beekes

Dr. Fred Dodge

Wayne Hamada, P.E.
Disposal Engineer
Honolulu Department of Environmental Services

Duke Hospodar
Resort Operations-LLC

Lance Jeffery
Ko Olina Weddings & Events

Suzanne Jones
Recycling Program Branch Chief
Honolulu Department of Environmental Services

Kamaki Kanahele

Shad Kane

Manuel S. Lanuevo, P.E.
Deputy Director
Honolulu Department of Environmental Services

Current and former members of the Mayor's Advisory Committee on Landfill
Site Selection

Abbey Seth Mayer
Former Director of the Hawai'i Office of Planning

Lee Munson
Resident, Kai Lani AOA

Masaki Nagamine
Watanabe Wedding Corporation

Members of KOCA

Wilma Namumnart
Assistant Chief Refuse Division
Honolulu Department of Environmental Services

Markus Owens
Public Information Officer
Honolulu Department of Environmental Services

Representatives of the Honolulu Department of Environmental Services

Representatives of the Honolulu Department of Planning and Permitting

Representatives of the Makakilo/Kapolei/Honokai Hale Neighborhood Board
No. 34

Representatives of the Hawai'i Department of Health

Representatives of Waste Management of Hawaii, Inc.

Cynthia Rezendes
Neighborhood Board and Blue Ribbon Commission

Steven Serikaku, P.E.
Refuse Planning Engineer of the Honolulu Department of Environmental
Services

Timothy E. Steinberger, P.E.
Director
Honolulu Department of Environmental Services

Maeda Timson
Kapolei Neighborhood Board

Joseph Yamaoka
Resort Management Company LLC

Rebuttal witnesses

Intervenors reserve the right to name additional witnesses identified in discovery or through pleadings or documents served or filed in this case. Intervenors also reserve the right to call any witness identified or called by the ENV and/or Schnitzer Steel Hawaii Corp. (“**Schnitzer**”).

B. Expert Witnesses

Dwight Miller, P.E.
Parametrix, Inc.
Expert in the areas of environmental engineering, landfill design and management, and waste stream management

Experts in the areas of geotechnical engineering, landfill design and management, and/or waste stream management

Rebuttal experts

Intervenors reserve the right to call any expert witness identified or called by the ENV and/or Schnitzer and to name additional witnesses identified in discovery or through pleadings or documents served or filed in this case.

DATED: Honolulu, Hawai'i, October 28, 2011.

CADES SCHUTTE
A Limited Liability Law Partnership

A handwritten signature in black ink, appearing to read "Calvert G. Chipchase" and "Christopher T. Goodin", written over a horizontal line.

CALVERT G. CHIPCHASE
CHRISTOPHER T. GOODIN

Attorneys for Intervenors
KO OLINA COMMUNITY ASSOCIATION
and MAILE SHIMABUKURO

BEFORE THE PLANNING COMMISSION
OF THE CITY AND COUNTY OF HONOLULU
STATE OF HAWAII

In the Matter of the Application of
DEPARTMENT OF ENVIRONMENTAL
SERVICES, CITY AND COUNTY OF
HONOLULU

FILE NO. 2008/SUP-2

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CERTIFICATE OF SERVICE

The undersigned certifies that on this day a copy of the foregoing document was
duly served on the following persons:

ROBERT CARSON GODBEY, ESQ.

(Hand Delivery)

Corporation Counsel

DANA VIOLA, ESQ.

ROBERT BRIAN BLACK, ESQ.

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Attorneys for Intervenor
SCHNITZER STEEL HAWAII CORP.

DATED: Honolulu, Hawai'i, October 28, 2011.

CADES SCHUTTE
A Limited Liability Law Partnership



CALVERT G. CHIPCHASE
CHRISTOPHER T. GOODIN

Attorneys for Intervenors
KO OLINA COMMUNITY ASSOCIATION
and MAILE SHIMABUKURO