

**BEFORE THE LAND USE COMMISSION  
OF THE STATE OF HAWAI'I**

**In the Matter of the Petition of**

KEVIN M. BARRY AND MONICA S.  
BARRY, TRUSTEES OF THE BARRY  
FAMILY TRUST DATED NOVEMBER 15,  
2006

To Amend the Land Use District Boundary of  
Certain Lands Situated at Kea'au, Puna,  
County and State of Hawai'i, Consisting of  
0.51 Acres from the Conservation District to  
the Agricultural District, Tax Map Key No. (3)  
1-5-059:059

**DOCKET NO. A18-806**

**VERIFICATION OF DEREK B. SIMON**

**VERIFICATION**

I, DEREK B. SIMON, declare that:

1. I am an attorney for Petitioners KEVIN M. BARRY AND MONICA S. BARRY, TRUSTEES OF THE BARRY FAMILY TRUST DATED NOVEMBER 15, 2006, in the above-captioned matter;
2. I make this verification under Section 15-15-39(c), Hawai'i Administrative Rules;
3. I have read the Petition for Land Use District Boundary Amendment dated December 19, 2018 and Petitioners' Exhibits 1 through 9 attached thereto and incorporated therein, know the contents thereof; and that the contents therein contained are true to the best of my knowledge, information and belief; and
4. I declare under penalty of law that the foregoing is true and correct.

DATED: December 19, 2018, Honolulu, Hawai'i.



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DEREK B. SIMON

Attorneys for Petitioner  
KEVIN M. BARRY AND MONICA S. BARRY,  
TRUSTEES OF THE BARRY FAMILY TRUST  
DATED NOVEMBER 15, 2006