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UNIVERSITY OF THE NATIONS, KONA,
INC.

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAI'I

In the Matter of the Petition Of

U of N BENCORP

To Amend the Agricultural Land Use District
to the Urban Land Use District for
Approximately 62 Acres, Tax Map Key Nos.:
(3) 7-5-010:085 and 7-5-017:006 situated at
Wai'aha, North Kona, County and State of
Hawai'i

DOCKET NO. A02-737

UNIVERSITY OF THE NATIONS,
KONA, INC.'S REBUTTAL LIST OF
EXHIBITS AND REBUTTAL LIST OF
WITNESSES; CERTIFICATE OF
SERVICE

**UNIVERSITY OF THE NATIONS, KONA, INC.'S REBUTTAL LIST OF EXHIBITS
AND REBUTTAL LIST OF WITNESSES; CERTIFICATE OF SERVICE**

University of the Nations, Kona, Inc., a Hawai'i nonprofit corporation ("UNK"), as successor-in-interest to Petitioner U of N Bencorp, to those certain parcels of land consisting of approximately 62 acres and currently identified by Tax Map Key ("TMK") Nos. (3) 7-5-010:85 and (3) 7-5-017:006 (collectively, the "**Petition Area**"), by and through its legal counsel, Carlsmith Ball LLP, hereby respectfully submits to the Land Use Commission of the State of Hawai'i ("**Commission**"), UNK's Rebuttal List of Exhibits and UNK's Rebuttal List of Witnesses, to be called by UNK at the May 22, 2019 hearing on this Docket, as requested by the

Commission by letter dated April 5, 2019.

UNK reserves the right to amend its rebuttal list of exhibits and identify additional exhibits not expressly noted herein in response to any pleadings, arguments, exhibits or witnesses identified by any party.

UNK reserves the right to call as witnesses any witness named by any other party. UNK reserves the right to amend its rebuttal list of witnesses and identify additional witnesses not expressly noted herein in response to any pleadings, arguments, exhibits or witnesses identified by any party.

DATED: Honolulu, Hawai'i, May 3, 2019



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**LAND USE COMMISSION DOCKET NO. A02-737
 PETITIONER UNIVERSITY OF THE NATIONS, KONA, INC.'S REBUTTAL LIST OF EXHIBITS**

Exhibit No.	Description	Party Objections	Admit
19.	Letter from UNK to the Commission regarding Notice of Representation of Counsel and Change in Ownership of Petition Area, dated May 1, 2019		
20.	Letter from UNK to the Commission, dated April 8, 2019		
21.	Letter from the Commission to UNK, dated April 5, 2019		
22.	Map of County of Hawai'i's zoning for the Petition Area		
23.	Kona Community Development Plan's map of the Petition Area		
24.	Corporate structure of UNK		
25.	Application for a Well Construction / Pump Installation Permit submitted to the State of Hawai'i Department of Land and Natural Resources Commission on Water Resource Management, dated December 17, 2018		
26a.	Letter from the State of Hawai'i Department of Education to UNK, dated February 20, 2019		
26b.	Letter from the State of Hawai'i Department of Education to UNK, dated April 25, 2019		
27.	Declaration of Conditions Applicable to an Amendment of District Boundary from Agricultural to Urban, recorded with the State of Hawai'i Bureau of Conveyances as Regular System Document No. 2003-171988 on August 18,		

Exhibit No.	Description	Party Objections	Admit
	2003		
28a.	Map of the State of Hawai'i Land Use District classification for TMK No. (3) 7-5-010:085		
28b.	Map of the State of Hawai'i Land Use District classification for TMK No. (3) 7-5-017:006		

**LAND USE COMMISSION DOCKET NO. A02-737
 PETITIONER UNIVERSITY OF THE NATIONS, KONA, INC.'S REBUTTAL LIST OF WITNESSES**

Name/Organization	To Be Qualified as An Expert	Subject Matter
Martin Rediger, UNK	N/A	Financial viability
Christine Colby, UNK	N/A	History of the Petition Area

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CERTIFICATE OF SERVICE

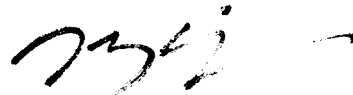
CERTIFICATE OF SERVICE

I hereby certify that a filed copy of University Of The Nations, Kona, Inc.'S Rebuttal List Of Exhibits And Rebuttal List Of Witness, was served upon the following by either hand delivery or depositing the same in the U.S. Postal Service by regular or certified mail as noted:

<p>MICHAEL YEE, DIRECTOR Department of Planning, County of Hawai'i Aupuni Center 101 Pauahi Street, Suite 3 Hilo, HI 96720</p>	<p>U.S. MAIL, POSTAGE PREPAID</p>
<p>JOSEPH K. KAMELAMELA, ESQ. Corporation Counsel Department of the Corporation Counsel County of Hawai'i Hilo Lagoon Centre, 101 Aupuni Street, Unit 325 Hilo, HI 96720 Attorneys for County of Hawai'i Department of Planning</p>	<p>U.S. MAIL, POSTAGE PREPAID</p>

Mary Alice Evans Director Office of Planning, State of Hawai'i 235 S. Beretania Street, Suite 600 Honolulu, HI 96813	HAND DELIVERY
DAWN TAKEUCHI APUNA, ESQ. Deputy Attorney General Department of the Attorney General, State of Hawai'i 425 Queen Street Honolulu, HI 96813 Attorneys for Office of Planning, State of Hawai'i	HAND DELIVERY

DATED: Honolulu, Hawai'i, May 3, 2019.



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