BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of

OBA YASHI HAWAII CORPORATION

To Amend the State Land Use Agricultural District Boundary into the Urban Land Use District for Approximately 57.3 Acres at Paumalu, Koola uola, Oahu, Hawaii, TMK No.: 5-9-06: 24 (por.)

Docket No. A93-700
ORDER DENYING MOTION FOR CONTINUANCE OF HEARING ON PETITION

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On March 8, 1994, Intervenor Kamuela Price filed a Motion for Continuance of Hearing on Petition ("Motion") in this proceeding pursuant to Sections 15-15-60 and 15-15-70, Hawaii Administrative Rules ("HAR"). Attached in support of the Motion was an Affidavit of Intervenor Kamuela Price stating his inability to review Petitioner’s exhibits and prepare cross-examination of Petitioner’s witnesses as well as to prepare his case and obtain his witnesses by the Commission’s March 23, 1994 hearing in this proceeding. Although the Intervenors’ status had not yet been determined by the Commission, Maui Loa, Walter R. Schoettle, and the Church of Hawaii Nei, by and through Kamuela Price, appeared and actively participated at a Pre-hearing Conference held on February 22, 1994. Petitioner’s witness and exhibit lists were exchanged and discussed at the Pre-hearing Conference.
On March 15, 1994, Obayashi Hawaii Corporation ("Petitioner") opposed the Motion by filing its Memorandum in Opposition to Motion for Continuance.

The Motion came on for hearing at Honolulu, Hawaii, on March 23, 1994. The City and County of Honolulu Planning Department and the Office of State Planning argued that it had no objections to the Motion. Walter R. Schoettle orally moved to join in the Motion on behalf of Intervenor Maui Loa.

This Commission, having considered the arguments presented by all the parties in this proceeding and the record in this proceeding, and there being no good cause shown;

IT IS HEREBY ORDERED that the Motion for Continuance of Hearing on Petition be and is hereby DENIED; provided that Intervenors shall be given a further opportunity during the hearing to complete their respective cross-examination of only Petitioner’s witnesses called during the Commission’s hearing held on March 23 and 24, 1994.

Dated: Honolulu, Hawaii, ____________ .

May 6, 1994

LAND USE COMMISSION
STATE OF HAWAII

By ________________

JOANN N. MATTSON
Chairperson and Commissioner
BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of )
) Docket No. A93-700
)
OBAYASHI HAWAII CORPORATION ) CERTIFICATE OF SERVICE
) )
To Amend the State Land Use )
Agricultural District Boundary )
into the Urban Land Use District )
for Approximately 57.3 Acres at )
Paumalu, Koolauloa, Oahu, Hawaii, )
TMK No.: 5-9-06: 24 (por.) )
)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order Denying Motion For Continuance of Hearing on Petition was served upon the following by either hand delivery or depositing the same in the U. S. Postal Service by certified mail:

HAROLD S. MASUMOTO, Director
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CERT. 1088 Bishop Street
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DATED: Honolulu, Hawaii, this 6th day of May 1994.

ESTHER UEDA
Executive Officer