

BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAII

IN THE MATTER OF) Case No. BLNR-CC-17-001
)
A Contested Case Hearing Re Final Habitat) MINUTE ORDER NO. 9;
Conservation Plan and Incidental Take License) CERTIFICATE OF SERVICE
for the Na Pua Makani Wind Energy Project by)
Applicant Na Pua Makani Power Partners, LLC;)
Tax Map Key Nos. (1) 5-6-008:006 and)
(1) 5-6-006:018, Koolauloa District, Island of)
O‘ahu, Hawaii.)
_____)

MINUTE ORDER NO. 9

RECONSIDERATION OF DENIAL OF REQUEST FOR SUBPOENAS

On July 13, 2017, Keep the North Shore Country (KNSC) filed a request for subpoenas for the following persons:

- Scott Fretz
- Dr. Frank Bonaccorso
- Marcos Gorreson
- Corinna Pinzari
- Andre Raine
- Jay Penniman

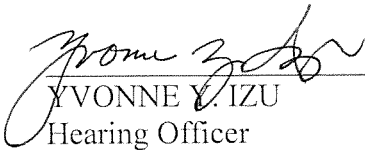
Na Pua Makani Power Partners, LLC (NPM) filed an objection to the request for subpoenas on July 17, 2017, and KNSC responded to NPM’s objection on July 18, 2017.

Minute Order No. 8, issued by the Hearing Officer on July 19, 2017, denied the request for subpoenas inasmuch as no witness statements or offers of proof as to what, specifically, these persons will be asked to testify to.

KNSC filed a motion for reconsideration on July 21, 2017, to which NPM responded on July 24, 2017, and KNSC replied on July 25, 2017. In moving for reconsideration, KNSC asked only for a subpoena for Scott Fretz, explaining that it intended to examine Mr. Fretz on matters attributable to Mr. Fretz contained in exhibits proffered by NPM

Based on the foregoing, KNSC's request for subpoena for Scott Fretz is GRANTED. KNSC shall be responsible for any costs and fees associated with Mr. Fretz's appearance.

DATED: Honolulu, Hawai'i, August 7, 2017.


YVONNE V. IZU
Hearing Officer

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_____)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of Minute Order No. 9 was duly served upon the following parties, by Hand Delivery, U.S. Mail, postage prepaid, or electronically, at the addresses below:

Yvonne Y. Izu
Hearing Officer
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and
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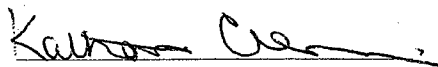
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DATED: Honolulu, Hawai'i, August 7, 2017.



KATHERINE CULLISON
Department of Land and Natural Resources