

**DEPARTMENT OF THE ATTORNEY GENERAL
STATE OF HAWAII**

IN RE INVESTIGATION OF _____) **SUBPOENA**
)
MAUI FIRES)
AUGUST 7 - 10, 2023) **AG Subpoena No. 2023-086**
)
_____)

SUBPOENA DUCES TECUM

TO: Department of Water Supply, County of Maui
Attn: Custodian of Records _____
200 S. High Street
Kalana O Maui Bldg., 5th Floor _____
Wailuku, HI 96793

YOU ARE HEREBY **COMMANDED** to appear at 1955 Main Street, Suite 401, Wailuku, Hawai'i 96793, on the 11th day of December, 2023, at 9 a.m. to be examined under oath regarding: Documents described in Exhibit 1.

YOU ARE FURTHER **COMMANDED** to bring with you original copies of books, records, papers, documents, including those electronically stored, or other objects as follows: Documents described in Exhibit 1.

This subpoena is issued pursuant to section 28-2.5, Hawaii Revised Statutes.

OBEDIENCE to this subpoena may be enforced by the Circuit Court of the Second Circuit.

DATED: Honolulu, Hawai'i, November 27, 2023.



**ATTORNEY GENERAL
STATE OF HAWAII**

If this box is checked, it may not be necessary to appear in person. To make arrangements to produce records and information without appearing in person, please call:

Contact Person: Deputy Attorney General Ciara Kahahane
Telephone No.: _____
Email: _____

See Reverse Side for Recipient's Rights and Return of Service.

EXHIBIT 1

1. All records describing (size, location, permitted and operating capacity, etc.) the drinking water production facilities feeding the storage and distribution system;
2. The typical operating methodology for the drinking water treatment, storage, and distribution system in Maui County;
3. Documentation giving a general description of the water storage and distribution system components;
4. All records showing the water levels in the storage tanks under normal operating conditions, just before the fire event and during the fire event;
5. Design and operating information for the storage system including locations of the storage tanks and distribution system pumps;
6. Available fire storage capacity in the system under normal operating conditions;
7. All documentation showing distribution system connections between the East and West sides of Maui;
8. Documentation showing the size of the distribution system pipes connected to the fire hydrants in the primary area of the Lahaina fire;
9. Documentation showing the types of pipe materials used in the distribution system;
10. Documentation showing the typical depth of the pipes in the distribution system;
11. The emergency operating plan, if any, for a major water usage event;
12. All records of how the storage and distribution system was brought back online assuming a loss of pressure during the fire event.

* Unless stated otherwise, all requests pertaining to regularly updated plans, procedures, or other documents, are for the version that was in use on August 7-9, 2023.

RETURN OF SERVICE

Received this subpoena at _____ on _____ and
on _____ at _____, I served it on
the within named by delivering a copy to _____.

Dated: _____

Signature of Serving Officer

RECIPIENT'S RIGHTS

You have been served with an investigative subpoena in an administrative investigation, issued by the Attorney General of the State of Hawaii, in accordance with section 28-2.5, Hawaii Revised Statutes, to produce certain records and information, and to appear at the time and place specified to give sworn testimony. **Please reach out to the "Contact Person" listed above if the box is checked that you are not required to appear in person for testimony.** Attendance is required only in the county in which the subpoena is served, or such other place as may be agreed upon by you and the issuing authority. If the subpoena is served in a county other than that in which you reside, are employed, or transact business, the Department of the Attorney General shall bear the expense of travel as provided by the rules of the court.

If you disobey this subpoena, the Attorney General may apply to the circuit court in the county in which you reside or are located to compel obedience. Prior to the date on which you are commanded to appear, you may move the circuit court to quash or modify the subpoena if compliance would be unreasonable or oppressive or violate any privilege you may be entitled to exercise in a court proceeding.