

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

IN RE INVESTIGATION OF:) SUBPOENA
)
MAUI FIRES)
AUGUST 7 - 10, 2023) AG Subpoena No. 2023-107
_____)
_____)

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, Hawaii 96793, on the 12th day of January, 2024, 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, Hawaii, December 28, 2023.

Anne E. Lopez

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.: [REDACTED]
Email: [REDACTED]

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

RETURN OF SERVICE

AG Subpoena No. 2023-107

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.

EXHIBIT 1

All data (in CSV, XML, or XLS format, if available, otherwise in its native format) associated with the water supply and distribution system(s) for the island of Maui (“the system”) from August 7, 2023 up to and including August 10, 2023, including without limitation:

1. All operational records (e.g., tank levels in the system).
2. All records indicating water production rates of all treatment plants in the system.
3. Any and all system information that the Department of Water Supply obtained during the wildfires, including without limitation:
 - a. Loss of system pressure,
 - b. Empty water storage tanks, and
 - c. Lack of power at the treatment plant resulting in loss of water production.