

**Electronically Filed  
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SCAP-20-0000487

IN THE SUPREME COURT OF THE STATE OF HAWAII

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KIA'I WAI O WAI'ALE'ALE, an unincorporated community association,  
Petitioner/Plaintiff-Appellant,

vs.

DEPARTMENT OF WATER, COUNTY OF KAUA'I, applicant and accepting  
agency of the subject Environmental Assessment,  
Respondent/Defendant-Appellee.

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APPEAL FROM THE ENVIRONMENTAL COURT OF THE FIFTH CIRCUIT  
(CAAP-20-0000487; CIV. NO. 5CC181000063)

ORDER GRANTING APPLICATION FOR TRANSFER

(By: Recktenwald, C.J., Nakayama, McKenna, Wilson, and Eddins, JJ.)

Upon consideration of petitioner's application for transfer, filed on June 1, 2021, respondent's response in opposition, filed on June 8, 2021, and the record,

IT IS HEREBY ORDERED that the application for transfer is granted. This case is transferred to the supreme court effective the date of this order.

DATED: Honolulu, Hawai'i, July 6, 2021.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Michael D. Wilson

/s/ Todd W. Eddins

