

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
THE THIRTY-FIRST LEGISLATURE

In the matter of the House Investigative) [] SUBPOENA
Committee to Investigate Compliance with) [X] AMENDED SUBPOENA DUCES
Audit Nos. 19-12 and 21-01) [X] TECUM
_____) [X] EXHIBIT "A"

FROM THE STATE OF HAWAII TO:

The Sergeants-at-Arms of the House of Representatives of the Thirty-First Legislature of the State of Hawaii; the sheriff or the sheriff's deputies; the chief of police of any county or the chief's deputies; any police officer of the State or any county; and any officer authorized by law to serve subpoenas in the State of Hawaii,

YOU ARE COMMANDED to subpoena the individual named below:

Phyllis Shimabukuro-Geiser, Chairperson of the Board of Agriculture, or Other
Appropriate Individual in custody of the books, records, documents, or other
evidence requested below
Office of the Chairperson
1428 South King Street
Honolulu, Hawaii 96814

THE ABOVE-NAMED INDIVIDUAL IS COMMANDED, at the place, date, and time indicated below, **TO:**

- [] Appear and testify before the above-named Investigative Committee. The above-named individual may designate any other agency representative, upon that representative's consent, to appear and testify on the individual's behalf.
- [X] Produce the documents or things described below.

PLACE: Via e-mail to Chair Della Au Belatti, House Investigative Committee to
Investigate Compliance with Audit Nos. 19-12 and 21-01
repbelatti@capitol.hawaii.gov
DATE: Wednesday, October 13, 2021
TIME: 4:30 P.M.

DESCRIPTION OF DOCUMENTS TO BE PRODUCED (Attach EXHIBIT A if necessary):

See Exhibit A.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT PURSUANT TO THE HAWAII STATE CONSTITUTION; SECTION 21-14, HAWAII REVISED STATUTES; AND THE RULES OF HOUSE INVESTIGATIVE COMMITTEE TO INVESTIGATE COMPLIANCE WITH AUDIT NOS. 19-12 AND 21-01.

Della Au Belatti

Rep. Della Au Belatti,
Chair, House Investigative Committee to Investigate
Compliance with Audit Nos. 19-12 and 21-01

Date: 10/6/2021

This subpoena is issued in the above-captioned matter under the authority of the Hawaii State Constitution; Section 21-8 of the Hawaii Revised Statutes; House Resolution No. 164 of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021; Rule 55.1 of the Rules of the House of Representatives of the Thirty-First Legislature of the State of Hawaii; and Rule 2.2 of the Rules of the House Investigative Committee to Investigate Compliance with Audit Nos. 19-12 and 21-01.

NOTICE TO WITNESS

You have been subpoenaed to produce certain books, records, documents, or other evidence to the House Investigative Committee to Investigate Compliance with Audit No. 19-12 and 21-01. The Investigative Committee was established by House Resolution No. 164, Thirty-First Legislature of the State of Hawaii, Regular Session of 2021. The Investigative Committee is authorized to follow up on the Audit of the Department of Land and Natural Resources' Special Land and Development Fund, Report No. 19-12, and Audit of the Agribusiness Development Corporation, Report No. 21-01, and to examine the recommendations made in those audits, for purposes of improving the operations and management of state agencies, their funds, and any other matters.

Together with this subpoena, you are being served with a copy of House Resolution No. 164 and a copy of the Rules of the House Investigative Committee to Investigate Compliance with Audit Nos. 19-12 and 21-01.

I certify that this is a full, true, and correct copy of
the original on file in this office.

Kim L. ...

Clerk, House of Representatives,
Legislature, State of Hawaii

Date: 10/6/21

EXHIBIT A

DOCUMENTS TO BE PRODUCED

To be produced pursuant to the Rules of the Investigative Committee with the appropriate date stamp as follows:

1. Any communications, including e-mails, with Chairperson Phyllis Shimabukuro-Geiser in her capacity as Deputy to the Chairperson, Acting Chairperson, or Current Chairperson of the Board of Agriculture discussing the division of responsibilities between the Department of Agriculture and the Agribusiness Development Corporation and recommendations made[;] during the period between 2015 to present; and
 2. The matrix of expectations for evaluating the Executive Director of the Agribusiness Development Corporation that Chair Shimabukuro-Geiser used as an Agribusiness Development Corporation Board member.
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RETURN OF SERVICE

I, Tamah-Lani S.K. Noh, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF HAWAII THAT THE FOLLOWING IS TRUE AND CORRECT:

I served the House Investigative Committee to Investigate Compliance with Audit Nos. 19-12 and 21-01's Subpoena, along with a copy of House Resolution No. 164 and a copy of the Rules of the House Investigative Committee to Investigate Compliance with Audit Nos. 19-12 and 21-01 to:

_____ Phyllis Shimabukuro-Geiser, Chairperson of the Board of Agriculture
Office of the Chairperson
1428 South King Street
Honolulu, Hawaii 96814

On another individual (explain):
AG's office

by delivering the copies personally on October 6, 2021 at 12:17 P. M.

Signature of Process Server: Tamah Lani S.K. Noh

Print Name, Address, and Telephone Number of Process Server:
Tamah-Lani S.K. Noh
415 S. Beretania Street
Honolulu, HI 96813
808-584-6500

ACKNOWLEDGMENT OF SERVICE

Signature of Person served: Kendall J. Moser

Print Name: Kendall J. Moser