

**HOUSE OF REPRESENTATIVES  
STATE OF HAWAII  
THE THIRTY-FIRST LEGISLATURE**

In the matter of the House Investigative	)	<input type="checkbox"/>	SUBPOENA
Committee to Investigate Compliance with	)	<input checked="" type="checkbox"/>	SUBPOENA DUCES TECUM
Audit Nos. 19-12 and 21-01	)	<input checked="" type="checkbox"/>	EXHIBIT "A"
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**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:

Leslie H. Kondo, State Auditor, or Other Appropriate Individual in custody of  
the books, records, documents, or other evidence requested below  
Kekuanao'a Building  
465 South King Street, Room 500  
Honolulu, HI 96813

**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.
- 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.

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**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: 9/29/2021

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.

*M. L. Tuller*

Clerk, House of Representatives,  
Legislature, State of Hawaii

Date: 9/29/21

EXHIBIT A

DOCUMENTS TO BE PRODUCED

1. The Manual of Guides setting out the policies and procedures of the Office of the Auditor that were in use between June 2017 and March 2020 when the Audit of the Department of Land and Natural Resources' Special Land and Development Fund, Report No. 19-12, and the Audit of the Agribusiness Development Corporation, Report No. 21-01, were conducted;
2. Copies of the contracts, including any amendments, with KKDLY LLC and Accuity LLP related to the Audit of the Department of Land and Natural Resources' Special Land and Development Fund, Report No. 19-12, and the Audit of the Agribusiness Development Corporation, Report No. 21-01;
3. The complete schedule of expenditures by cost category prepared by KKDLY LLC pursuant to its contracted scope of work identified in Report No. 19-12, including the documentation of selected vendors that were paid more than \$100,000 in aggregate, and the review of invoices conducted by KKDLY LLC for proper approval, for compliance with procurement procedures, and for propriety of disbursements;
4. The complete schedule of all accounts with transfers to and from the Special Land and Development Fund prepared by KKDLY LLC pursuant to its contracted scope of work identified in Report No. 19-12, and KKDLY LLC's determination as to whether the transfers served a stated purpose of the Special Land and Development Fund; and
5. The complete schedule of cash receipts, cash disbursements, transfers, and fund balance for the accounts that comprise the Special Land and Development Fund prepared by KKDLY LLC pursuant to its contracted scope of work identified in Report No. 19-12.

RETURN OF SERVICE

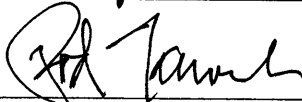
I, Rod Tanonaka, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF HAWAII THAT THE FOLLOWING IS TRUE AND CORRECT:

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:

Leslie H. Kondo, State Auditor  
Kekuanao'a Building  
465 South King Street, Room 500  
Honolulu, HI 96813


On another individual (explain): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

by delivering the copies personally on September 29, 2021 at 11:23 A.M.

Signature of Process Server: 

Print Name, Address, and Telephone Number of Process Server:  
Rod Tanonaka  
415 S. Beretania St.  
Honolulu, HI 96813  
808-596-6500

ACKNOWLEDGMENT OF SERVICE

Signature of Person served: 

Print Name: LESLIE H. KONDO