

From: Marler, Renee (FTA)
To: Biehl, Scott (FTA); Zusman, Nancy-Ellen (FTA); VanWyk, Christopher (FTA)
Sent: 1/18/2011 1:59:33 PM
Subject: Fw: TRNS SEPA Statute of Limitations Period

Redacted

From: Souki, Jesse K. [mailto:jsouki@honolulu.gov]
Sent: Tuesday, January 18, 2011 06:06 PM
To: Marler, Renee (FTA)
Cc: Takeuchi, Gary Y. <gtakeuchi@honolulu.gov>
Subject: TRNS SEPA Statute of Limitations Period

(Resending to correct "July" to "January", see below.)

Renee,

Happy New Year!

I received your phone message.

Notice of acceptance of the final EIS was published in the **January 8, 2011** edition of the state Office of Environmental Quality Control's (OEQC), *The Environmental Notice* (http://oeqc.doh.hawaii.gov/Shared%20Documents/Environmental_Notice/current_issue.pdf). This started the 60-day statute of limitations to challenge the governor's acceptance of the final EIS under Hawaii's EIS law.

In pertinent part, HRS § 343-7(c), provides as follows: "Any judicial proceeding, the subject of which is the acceptance of an environmental impact statement required under section 343-5, shall be initiated within sixty days after the public has been informed pursuant to section 343-3 of the acceptance of such statement."

Please let me know if you have any questions.

Sincerely,
Jesse K. Souki
Deputy Corporation Counsel
City and County of Honolulu
Ph: (808) 768-5135
Fax: (808) 768-1316

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