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**DEPARTMENT OF HEALTH**

**STATE OF HAWAII**

ENVIRONMENTAL HEALTH DIVISION,	)	Case No. 21-UST-EA-02
DEPARTMENT OF HEALTH, STATE OF	)	
HAWAII,	)	<b>NAVY’S WITNESS LIST</b>
	)	
Complainant,	)	<b>[AMENDED] EXHIBITS</b>
	)	
v.	)	<b>CERTIFICATE OF SERVICE</b>
	)	
UNITED STATES DEPARTMENT OF THE	)	
NAVY,	)	
	)	
Respondent.	)	
	)	

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**NAVY’S PRELIMINARY WITNESS LIST**

The Navy submits the following list of witnesses who may provide written direct testimony in support of its case in chief. The Navy reserves the right to supplement this list in accordance with the December 13, 2021, scheduling order.

**1. NAVY EMPLOYEE WITNESSES**

The following witnesses employed by the Navy will testify regarding the facts and circumstances concerning the impacts that contamination of the Red Hill shaft had on Navy’s drinking water system, and residents residing in military privatized house, the Navy’s response to the incident to include its coordination on medical, public health, engineering, and logistics actions to remedy the situation.

**Mr. James B. Balocki**

U.S. Navy

Acting Principal Deputy Assistant Secretary of the Navy

(Energy, Installations and Environment)

Navy Pentagon, Arlington, VA 20350

**Captain James G. Meyer, U.S. Navy**

Commanding Officer, Naval Facilities Engineering Command, Hawaii,

850 Ticonderoga Street, Suite 110

JBPHH, HI 96860

**Ms. Sherri Eng**

Senior Environmental Management Director

Commander, Navy Region Hawaii

850 Ticonderoga Street, Suite 110

JBPHH, HI 96860

**Captain Michael McGinnis, Medical Corps, U.S. Navy**

U.S. Pacific Fleet Surgeon and Senior Medical Advisor to Pacific Fleet

250 Makalapa Drive

Suite 251

Pearl Harbor, Hawaii 96860

The following witness employed by the Navy may be called to testify regarding the facts and circumstances concerning the impacts that contamination of the Red Hill shaft had on Navy's drinking water system, and residents residing in military privatized house, the Navy's response to the incident to include its coordination on medical, public health, engineering, and logistics actions to remedy the situation.

**Mr. Frank Kern**

Civil Engineer and Design Manager

Naval Facilities Engineering Command,

Expeditionary Warfare Center (EXWC)

Port Hueneme, CA 93043

### Navy's List of Exhibits

Exhibit	Title	Bates Range
N-1	Declaration of the Hon James Balocki	N00001 - N00007
N-1A	Command Investigation Convening Orders	N00008 - N00009
N-1B	Amended Command Investigation into 6 May 2021 and 20 November 2021 Incidents	N00010
N-1C	Memorandum - Immediate Actions	N00011 - N00012
N-2	Declaration of Captain James G. Meyer	N00013 - N00022
N-2A	Map of Navy Well Locations	N00023
N-2B	UST System Evaluation Report - June 2017	N00024 - N00148
N-2C	Michael Baker - Red Hill Testimony - Caputi	N00149 - N00171
N-2D	JBPHH – Red Hill – 2021 Semiannual BFCUST Leak Detection Testing Report – June 2021	N00172 - N00231
N-2E	JBPHH – 2021 BFCUST 5 Leak Detection Testing Report – November 2021	N00232 - N00250
N-2F	JBPHH-Red Hill HI – 2021 Annual BFCUST Leak Detection Testing Report – December 2021	N00251 - N00327
N-2G	Groundwater Monitoring Slide	N00328
N-3	Declaration of Sherri R. Eng	N00329 - N00336
N-3A	Sampling Data	N00337 - N00340
N-3B	Sampling Plan Data	N00341 - N00357
N-3C	Test Results	N00358 - N00359
N-3D	Drinking Water Sampling Plan	N00360 - N00414
N-4	Declaration of Captain Michael McGinnis	N00415 - N00422
N-5	Declaration of Marnie E. Riddle	N00423 - N00431
N-5A	Administrative Order on Consent (AOC)	N00432 - N00463
N-5B	Administrative Order on Consent (AOC) Statement of Work (SOW)	N00464 - N00486
N-5C	Section 8.2: Risk/Vulnerability Assessment Scope of Work (QRVA SOW)	N00487 - N00517
N-5D	DOH and U.S. EPA Letter re: Section 8 of Red Hill AOC SOW Approval of Section 8.3 and Requirement to Complete Additional Work (QRVA Approval)	N00518 - N00538
N-5E	33 CFR 154.105	N00539 - N00540
N-5F	Coast Guard Regulated Facility Compliance Program, COMDTINST M16600.10 (USCG Manual)	N00541 - N00550
N-5G	Memorandum from Office of Pipeline Safety (MOU)	N00551 - N00564
N-5H	Final 2016 Regulation Applicability Study of 22 Fueling Systems	N00565 - N00633
N-5I	Email exchange between John Floyd and Hugh Myers	N00634 - N00638
N-5J	December 2021 Drinking Water Distribution System Recovery Plan	N00639 - N00658
N-5K	Evaluation of Environmental Hazards at Site with	N00659 - N00671

	Contaminated Soil and Groundwater, Volume 1 2017 Excerpts	
N-6	Declaration of Marnie E. Riddle	N00672 - N00676
N-6A	Navy Application for Underground Storage Tank Permit, March 13, 2019 (Contested Case Exhibit N-033)	N00677 - N00711
N-6B	Revised Navy Application for UST Permit, May 15, 2019 (Contested Case Exhibit N-035)	N00712 - N00717
N-6C	DOH Published Notice of Draft Permit (Contested Case Exhibit N-036)	N00718
N-6D	Draft Permit (Contested Case Exhibit N-037)	N00719 - N00722
N-6E	Complaint and Contested Case Request from Sierra Club (Contested Case Exhibit B-023)	N00723 - N00726
N-6F	Complaint and Contested Case Request from BWS (Contested Case Exhibit S-8)	N00727 - N00729
N-6G	Proposed Decision and Order, Findings of Fact and Conclusions of Law on Red Hill UST Permit Application	N00730 - N00832
N-6H	Navy Opposition to Motions to Reopen Contested Case	N00833 - N00869
N-6I	Facility Environmental Report for Contested Case Hearing (FER)	N00870 - N00941
N-6J	Tank Inspection, Repair, and Maintenance Report (TIRM Report) (Contested Case Exhibit N-077)	N00942 - N01187
N-6K	Catastrophic Release Potential at Red Hill Fuel Storage Facility (Contested Case Exhibit N-002)	N01188 - N01195
N-6L	August 2020 Red Hill Fuel Storage Facility (RHFSF) Response Plan (Contested Case Exhibit N-072)	N01196 - N01411
N-6M	Fuel Release Monitoring Systems Report (Contested Case Exhibit N-022)	N01412 - N01698
N-6N	Commander, Navy Region Hawaii, Integrated Contingency Plan (Contested Case Exhibit N-029)	N01699 - N02756
N-6O	Investigation and Remediation of Releases Report (Contested Case Exhibit N-078)	N02757 - N04974
N-6P	Interim Update Red Hill Bulk Fuel Storage Facility Final Groundwater Protection Plan (Contested Case Exhibit B-373)	N04975 - N05153
N-6Q	Executive Summary of the Groundwater Flow Model Report (GWFM Executive Summary)	N05154 - N05160
N-7	Declaration of Marnie Riddle	N05161 - N05166
N-7A	Direct Testimony of Frank Kern in Dkt. No. 19-UST-EA-01	N05167 - N05224
N-7B	Supplemental Testimony of Frank Kern in Dkt. No. 19-UST-EA-01	N05225 - N05246
N-7C	Direct Testimony of Rob Jamond in Dkt. No. 19-UST-EA-01	N05247 - N05297
N-7D	Supplemental Testimony of Rob Jamond in Dkt. No. 19-UST-EA-01	N05298 - N05300
N-7E	Red Hill Groundwater Monitoring Well Locations - April	N05301

	2017	
N-7F	DOH/EPA letter re Approval of Revised MWIWP, 10 August 2016	N05302 - N05305
N-7G	DOH/EPA letter re Approval of WP/SOW, IRR & GPE, 2 December 2016	N05306 - N05309
N-7H	Monitoring Well Installation Work Plan Addendum 02, 25 August 2017	N05310 - N05489
N-7I	DOH/EPA letter re Comments on Environmental Work and Development of the Contaminant Fate and Transport Model, 22 April 2019	N05490 - N05501
N-7J	Navy letter re DOH/EPA Comments on Environmental Work and Development of the Contaminant Fate and Transport Model, 13 January 2020	N05502 - N05562
N-7K	DOH/EPA letter re Comments on Vadose Zone Modeling, 1 July 2019	N05563 - N05570
N-7L	Navy letter re DOH/EPA Comments on Vadose Zone Modeling, 13 January 2020	N05571 - N05579
N-7M	Conceptual Site Model, Investigation and Remediation of Releases and Groundwater Protection and Evaluation, 30 June 2019	N05580 - N06543

Dated: December 19, 2021

Respectfully Submitted,  
/S/ Craig D. Jensen

Marnie E. Riddle  
Jonathan C. McKay  
David Fitzpatrick 6803  
Agency Representatives

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UNITED STATES DEPARTMENT OF THE	)	
NAVY,	)	
	)	
Respondent.	)	
_____	)	

**CERTIFICATE OF SERVICE**

I hereby certify that on this date and by the methods of service noted below, a true and correct copy of the foregoing was served on the following as follows:

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Dated: December 19, 2021

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