



LAND USE COMMISSION
Department of Business, Economic Development & Tourism
State of Hawai'i

April 18, 2016

Randall F. Sakumoto, Esq.
McCorriston Miller Mukai MacKinnon LLP
P. O. Box 2800
Honolulu, Hawaii 96803-2800

Dear Mr. Sakumoto:

Subject: Docket No. A94-706/Ka'ono'ulu Ranch

We are in receipt of your letter dated April 1, 2016, apprising our office of the plans of Maui Electric Company ("MECO") to construct a substation on the subject property¹ for which it has an easement to facilitate the preliminary engineering design and grading analysis. You represented that because MECO's existing electrical and distribution infrastructure in South Maui is operating at near capacity, MECO desires to complete development of the substation by fall 2017. You further represented that MECO intends to apply for and obtain the necessary permits to commence with the development of the substation, provided that the Land Use Commission ("Commission") has no objections.

As you know, by Order Granting Pi'ilani Promenade South, LLC, and Pi'ilani Promenade North, LLC's, Motion to Stay Phase II of the Order to Show Cause Proceeding ("Order Granting Pi'ilani's Motion to Stay Phase II") filed on July 12, 2013, the Commission ordered "...that the commencement of any construction or development activities by Pi'ilani and/or Honua'ula [Partners, LLC] on their respective parcels prior to the filing of a Motion for Order Amending the D&O by Pi'ilani, or prior to this Commission rendering a decision on such motion, or by Honua'ula at any time subsequent thereto, shall result in the immediate lifting of the stay relative to their parcels and the commencement of Phase II of the Order to Show Cause proceeding."

Given that the Order Granting Pi'ilani's Motion to Stay Phase II specifically references

¹ It is our understanding that the site of the proposed substation is located on Tax Map Key: (2) 3-9-001: 16 owned by Pi'ilani Promenade North, LLC, and Pi'ilani Promenade South, LLC (collectively "Pi'ilani").

Randall F. Sakumoto

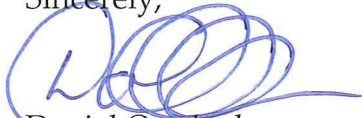
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the construction or development activities of Pi`ilani or Honua`ula, and that the substation has no connection with either Pi`ilani or Honua`ula, MECO's proposed substation is not subject to the aforementioned condition. Accordingly, the Commission does not have any objections or concerns with development of the proposed substation as it relates to the proceedings in the subject docket.

Please feel free to contact Bert Saruwatari of my office at 587-3822, should you require clarification or any further assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read 'D. Orodener', with a large, stylized flourish extending to the right.

Daniel Orodener

Executive Officer

c: Office of Planning
County of Maui Department of Planning