

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In The Matter Of The Petition Of)	DOCKET NO. A83-549
)	
GAMREX, INC.)	ORDER GRANTING
)	MOTION TO CHANGE
For Amendment Of District)	PETITIONER'S NAME
Boundary And Reclassification Of)	AND AMEND CAPTION
Certain Lands Situated At North Kona,)	
County, Island And State Of Hawai'i)	
_____)	

ORDER GRANTING MOTION TO CHANGE
PETITIONER'S NAME AND AMEND CAPTION

This is to certify that this is a true and correct copy of the document on file in the office of the State Land Use Commission, Honolulu, Hawaii.

Jul 10 2006

Date

by

Anthony [Signature]
Executive Officer

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ORDER GRANTING MOTION TO CHANGE
PETITIONER'S NAME AND AMEND CAPTION

On May 3, 2006, Kona Vistas, LLC, a Hawai'i limited liability company ("Movant"), filed a Motion To Change Petitioner's Name And Amend Caption ("Motion"), pursuant to sections 15-15-70 and 15-15-71, Hawai'i Administrative Rules ("HAR"). A Memorandum In Support Of Motion ("Memorandum"); an Affidavit Of Robert D. Triantos, counsel to Movant; and an Exhibit "A" were attached to the Motion.

Movant stated that by Deed recorded in the Bureau of Conveyances of the State of Hawai'i on February 10, 2005, as Document No. 2005-027954 (Exhibit "A"), Gamrex, Inc. ("Petitioner"), conveyed all of its right, title, and interest in and to the lands comprised by Increment II of the Petition Area reclassified in the above-entitled docket to Movant. Movant also stated that it filed the Motion to request that

Petitioner's name and caption in this docket be changed from Gamrex, Inc., to Kona Vistas, LLC.

On May 9, 2006, the State Office of Planning ("OP") filed a Statement Of No Position To The Motion.

By letter dated June 5, 2006, Movant confirmed that the Motion applied to the entire project (Increments I and II) approved in this docket.

The Land Use Commission ("Commission") considered the Motion at its meeting on July 5, 2006, in Honolulu, Hawai'i. Tim Lui-Kwan, Esq., appeared on behalf of the Movant. Bobby Jean Leithead-Todd, Esq., and Norman Hayashi appeared on behalf of the County of Hawai'i Planning Department ("Planning Department"). Bryan C. Yee, Esq., and Abe Mitsuda appeared on behalf of the OP.

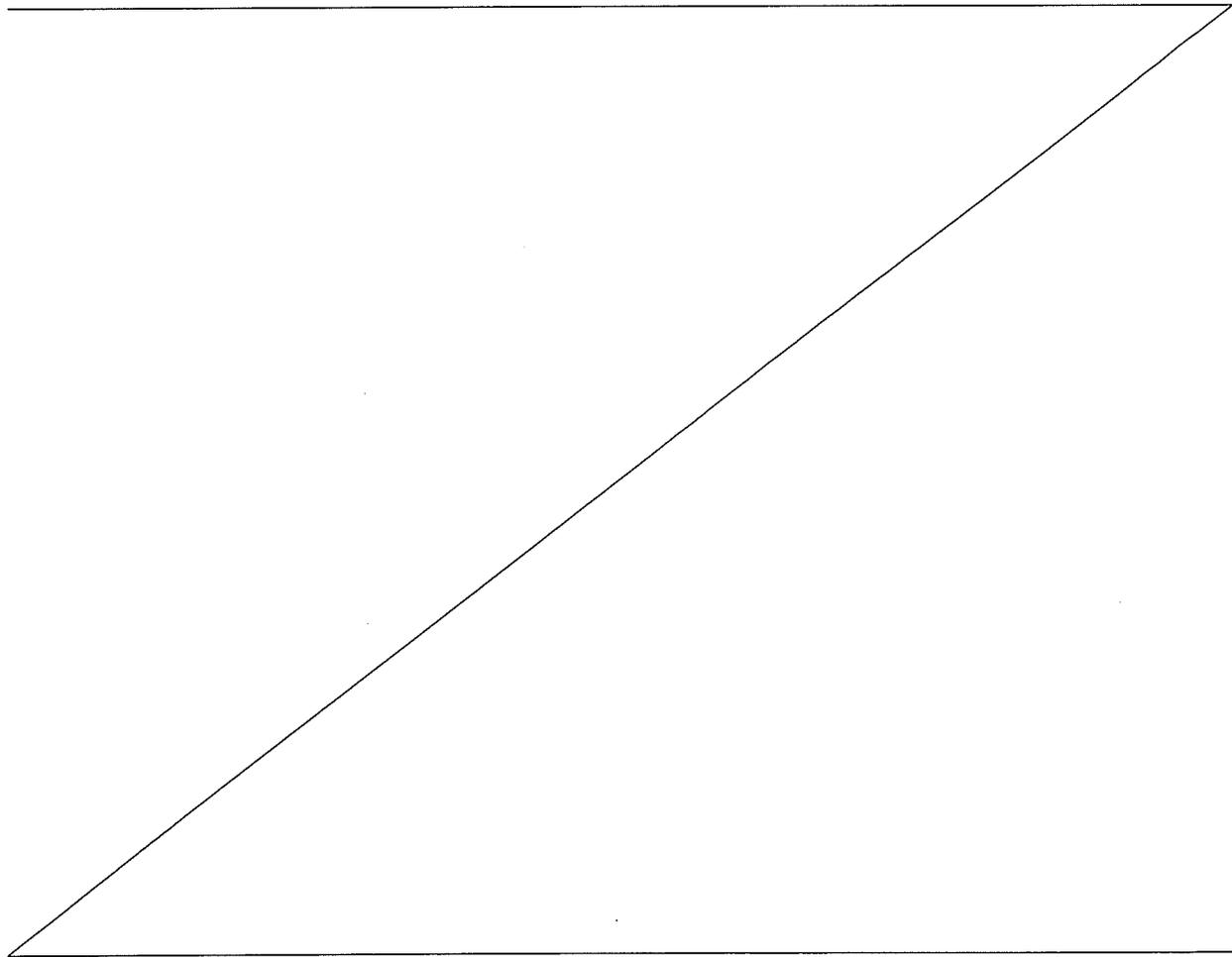
At the meeting, Movant affirmed that the Motion applied to the entire project. Movant also corrected the reference in the Memorandum to the date on which this Commission previously issued its Order Granting Motion To Approve Change Of Name Of Petition in this docket from September 1, 2006, to September 1, 1992. The Planning Department stated that it had no objection to the Motion. The OP stated that it had no comments.

Thereafter, a motion was made and seconded to grant the Motion. Following discussion by the Commissioners, a vote was taken on this motion. There being a vote tally of 8 ayes and 1 absent, the motion carried.

ORDER

Having duly considered Movant's Motion, the oral and written arguments presented by the parties in this proceeding, and a motion having been made at a meeting conducted on July 6, 2006, in Honolulu, Hawai'i, and the motion having received the affirmative votes required by section 15-15-13, HAR, and there being good cause for the motion, this Commission ORDERS as follows:

Movant's Motion is GRANTED. Petitioner in the above-entitled docket shall hereafter be identified as Kona Vistas, LLC, and the caption shall be amended accordingly.



ADOPTION OF ORDER

The undersigned Commissioners, being familiar with the record and proceedings, hereby adopt and approve the foregoing ORDER this 7th day of July, 2006, as conforming to the vote taken on Oahu on July 6, 2006. This ORDER and its ADOPTION shall take effect upon the date this ORDER is certified and filed by this Commission.

Any person aggrieved by this decision and order may seek judicial review in accordance with the provisions of HRS section 91-4.

Done at Honolulu, Hawai'i, this 7th day of July, 2006, per motion on July 6, 2006.

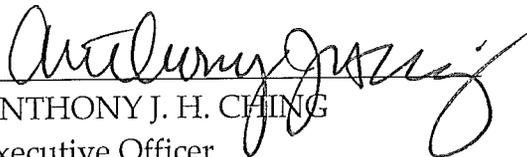
APPROVED AS TO FORM


Deputy Attorney General

LAND USE COMMISSION
STATE OF HAWAII

By 
LISA M. JUDGE
Chairperson

Filed and effective on
JUL 10 2006

Certified by:

ANTHONY J. H. CHING
Executive Officer

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In The Matter Of The Petition Of) DOCKET NO. A83-549
)
GAMREX, INC.) CERTIFICATE OF SERVICE
)
For Amendment Of District)
Boundary And Reclassification Of)
Certain Lands Situated At North Kona,)
County, Island And State Of Hawai`i)
_____)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Order Granting Motion To Change
Petitioner's Name And Amend Caption was served upon the following by either hand
delivery or depositing the same in the U. S. Postal Service by regular or certified mail as
noted:

DEL. LAURA H. THIELEN, Director
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Honolulu, Hawaii 96804-2359

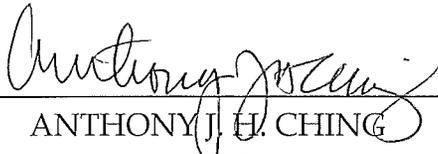
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Dated: Honolulu, Hawaii, JUL 10 2006



ANTHONY J. H. CHING
Executive Officer