



**STATE OF HAWAII**  
DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM  
**LAND USE COMMISSION**

P.O. Box 2359  
Honolulu, HI 96804-2359  
Telephone: 808-587-3822  
Fax: 808-587-3827

March 31, 2003

Mr. Howard Kihune  
West Maui Development Corporation, LLC  
2530 Kekaa Drive, Suite B-4  
Lahaina, Hawaii 96761

Dear Mr. Kihune:

Subject: LUC Docket No. A90-658/AMFAC/JMB Hawaii LLC

We request that you or a representative of West Maui Development Corporation, LLC ("WMDC") appear before the State Land Use Commission at its meeting on April 25, 2003, to provide a status report on the progress of the project and efforts to comply with the conditions of approval imposed in the subject docket.

The State Department of Education ("DOE") has brought it to our attention that Condition No. 8, regarding a fair share contribution for school facilities, has not been complied with for a portion of the Petition Area, namely Parcel 21, conveyed to WMDC. Condition No. 8 reads as follows:

"Petitioner shall provide its pro rata share for school facilities as may be required by and to the satisfaction of the State Department of Education."

In regard to compliance with this condition, Petitioner stated, pursuant to the 2002 annual report for the subject docket, that the condition will be addressed and Petitioner will work with the DOE, if school facilities or pro rata share is required. The DOE informed us that it tried to contact you on several occasions to discuss this matter, without any response from you.

For your information, we have also requested Petitioner to appear at the meeting.

Mr. Howard Kihune

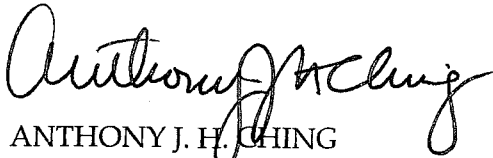
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You will be notified of the specific time and location prior to the meeting.

Should you require clarification or further assistance in this matter, please contact Russell Kumabe of my staff at 587-3822.

Sincerely,



ANTHONY J. H. CHING  
Executive Officer

c: Mike Foley, Director, Department of Planning, County of Maui  
Office of Planning  
Department of Education