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STATE OF HAWAII
LAND USE COMMISSION

Attorney for Kiahuna Mauka Partners, LLC

BEFORE THE LAND USE COMMISSION

STATE OF HAWAII


In the Matter of the Petition	)	DOCKET NO. A76-418
)	
of	)	KIAHUNA MAUKA PARTNERS,
	)	LLC'S REQUEST TO WITHDRAW
MOANA CORPORATION	)	KIAHUNA MAUKA PARTNERS,
	)	LLC'S MOTION TO DELETE
To Amend the Agricultural Land Use	)	CONDITIONS NOS. 5, AND 7
District Boundary into the Urban Land Use	)	THROUGH 22 OF DECISION
District for Approximately 457.54 Acres of	)	AND ORDER, FILED JUNE 25,
Land Situated at Poipu, Island of Kauai,	)	2008; CERTIFICATE OF
State of Hawaii, TMK: 2-8-14: 05, 07, 08,	)	SERVICE
POR. 19, 20, 21, 26-36; 2-8-15: 77; 2-8-29:)	
1-94.)	
)	

KIAHUNA MAUKA PARTNERS, LLC'S REQUEST TO WITHDRAW
KIAHUNA MAUKA PARTNERS, LLC'S MOTION TO
DELETE CONDITIONS NOS. 5, AND 7 THROUGH 22
OF DECISION AND ORDER, FILED JUNE 25, 2008

Comes now KIAHUNA MAUKA PARTNERS, LLC, herein called "KMP", by and through its undersigned attorney, and pursuant to Section 1512-15-70 of the Land Use Commission Rules, hereby requests that the Kiahuna Mauka Partners, LLC's Motion To Delete Conditons Nos. 5 And 7 Through 22 Of Decision And Order, filed herein on June 25, 2008, be withdrawn.

This request to withdraw is based on the filing of a new motion, to be filed contemporaneously hereby by KMP, to delete only Condition 9b. of the Decision and Order herein, and that the instant request to withdraw will avoid confusion as to what is being requested by KMP.

Dated: Lihue, Hawaii, this 17th day of July, 2009.



Walton D. Y. Hong
Attorney for Kiahuna Mauka Partners, LLC

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing were served on the following by depositing the same in the United States Postal Service, postage prepaid, addressed as follows, on this date:

OFFICE OF PLANNING
Attention: Abbey Seth Mayer, Director
235 South Beretania Street, 6th Floor
Honolulu, HI 96813

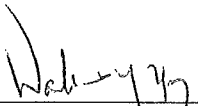
PLANNING DEPARTMENT
COUNTY OF KAUAI
Attention: Ian Costa
Planning Director
4444 Rice Street
Lihue, HI 96766

ALFRED CASTILLO
County Attorney, County of Kauai
4444 Rice Street, Suite 202
Lihue, HI 96766

STACEY T. J. WONG, Trustee
Eric A. Knudsen Trust
P. O. Box 759
Kalaheo, HI 96741

TERESA TICO, Esq.
P. O. Box 220
Hanalei, HI 96714
Attorney for Intervenors Walter Chang, et al.

Dated: Lihue, Hawaii, this 17th day of July, 2009.



Walton D. Y. Hong
Attorney for Kiahuna Mauka Partners, LLC