

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition Of

WAIKOLOA MAUKA, LLC

To Amend the Agricultural Land Use District
Boundary Into the Rural Land Use District for
Approximately 731.581 Acres in South Kohala
District, Island of Hawaii, Tax Map Key No.
(3) 6-8-02:016 (por.)

DOCKET NO. A06-767

DECLARATION OF NATALIA
BATICHTCHEVA

DECLARATION OF NATALIA BATICHTCHEVA

I, NATALIA BATICHTCHEVA, declare and state as follows:

1. I am the President of Waikoloa Highlands, Inc. ("**WHI**"), successor-in-interest to Waikoloa Mauka, LLC ("**WML**"), the original Petitioner in Docket No. A06-767. I have been the President of WHI since 2016.

2. Mr. Remington Chase is not currently the President of WHI nor involved in the management of WHI. Further, I am unaware of any documents on WHI's file that would indicate that Mr. Chase has ever been the President of WHI or involved in the management of WHI.

3. Attached hereto as **Exhibit 20** is a true and correct copy of the commitment letter from Armbusinessbfinanciank ("**ABB**") to Arch, Ltd. ("**Arch**") whereby ABB has committed to lending \$45,000,000 to Arch, and has consented to the transfer of those funds from Arch, Ltd. to WHI for the specific purpose of developing the Project on the Petition Area.

4. Attached hereto as **Exhibit 26** are English translations of court documents relating to the extradition of Mr. Stefan Martirosian from Russia to Armenia, prepared by a certified translator at a translation bureau in Moscow, Russia. The translations of the court

documents appear to be accurate translations of the original court documents in Russian language.

5. Attached hereto as Exhibit 27 is a true and correct copy of the Resolution of Board of Directors of Arch, Ltd. ("Arch"), dated December 28, 2017, whereby Arch transferred the entirety of its ownership interest in WHI to Vitoil Corporation ("Vitoil") as a capital contribution, thereby making Vitoil WHI's sole shareholder.

6. Attached hereto as Exhibit 28 is a true and correct copy of the current corporate structure of WHI, showing the directors of each entity.

7. Attached hereto as Exhibit 29 is a true and correct copy of a statement, dated October 3, 2018, made by Arch's director Mr. Ovasafyan Aykaz declaring that Mr. Martirosian is not currently and never has been involved in the management of Arch.

8. Attached hereto as Exhibit 30 is a true and correct copy of Mr. Martirosian's letter of resignation from WML, dated June 19, 2017.

9. Attached hereto as Exhibit 31 is a true and correct copy of the Resolution of Shareholders' of Vitoil, dated June 19, 2017, whereby Vitoil dismissed Mr. Martirosian from all of his positions with Vitoil and appointed me (Ms. Batichtcheva) to serve as the secretary, chief financial officer, and director of Vitoil.

10. Attached hereto as Exhibit 32 is a true and correct copy of Mr. Martirosian's letter of resignation from Vitoil, dated June 19, 2017.


11. Attached hereto as Exhibit 33 is a true and correct copy of a statement, dated October 12, 2018, made by Arch's director Mr. Ovasafyan Aykaz declaring that Valery Grigoryants is currently the Vice-President and Vitaly Grigoryants is currently the President of Arch.

12. Attached hereto as Exhibit 34 is a true and correct copy of the Certificate of Incumbency of Arch, dated July 18, 2018, showing its current directors, provided by Bahamas Ministry of Foreign Affairs.

13. I am currently in California and am unable to submit the original copy of this Declaration to the Commission by the filing of the Supplemental Statement of Position. Accordingly, this Declaration will be notarized and the original copy filed with the Commission as soon within one (1) week of the filing of the Motion.

I, NATALIA BATICHTCHEVA, do declare under the penalties of perjury that the foregoing is true and correct.

DATED: _____, October 12, 2018.



NATALIA BATICHTCHEVA

President
WAIKOLOA HIGHLANDS, INC.

STATE OF CALIFORNIA

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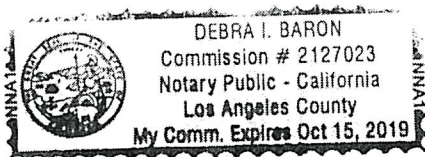
) ss.

COUNTY OF LOS ANGELES

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On this 12th day of October, 2018, before me personally appeared NATALIA BATICHTEVA, to me personally known, who, being by me duly sworn or affirmed, did say that such person executed the foregoing instrument as the free act and deed of such person, and if applicable in the capacity shown, having been duly authorized to execute such instrument in such capacity.

Debra I. Baron



My Comm. Expires Oct 15, 2018
Los Angeles County
Notary Public - California
Commission # 12345678
NOTARY

STATE OF CALIFORNIA

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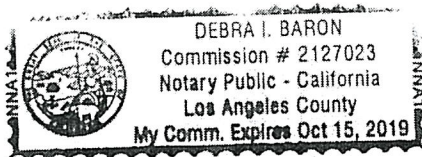
COUNTY OF LOS ANGELES

) ss.

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On this 12th day of October, 2018, before me personally appeared NATALIA BATICHTEVA, to me personally known, who, being by me duly sworn or affirmed, did say that such person executed the foregoing instrument as the free act and deed of such person, and if applicable in the capacity shown, having been duly authorized to execute such instrument in such capacity.

Debra I. Baron



NOTARY PUBLIC
Los Angeles County
My Comm. Expires Oct 12, 2018
Commission # 12345678
NOTARY