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

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FRED A. TALON
Drafting Technician

October 16, 2018

PETER A. HOROVITZ, Esq.
2073 Wells Street, Suite 101
Wailuku, Hawaii 96793

Dear Mr. Horovitz:

Subject: A07-773 Request for Extension and Waiver of Condition

Your October 2, 2018 request to extend the six (6) month continued hearing deadline to accommodate the November 15, 2018 hearing schedule, and that the condition that the requested timeline be separately provided sixty (60) days filing prior to the continued hearing be waived is granted.

Please note that the Commission received your 3 motions filed on October 12, 2018.

Should you have any questions on this matter, please contact Riley Hakoda at this office at 587-3824.

Sincerely,

Jonathan Scheuer
Chair
Land Use Commission

c: Jennifer A. Lim, Esq., Carlsmith Ball LLP
Michele Chouteau McClean, County of Maui, Planning Dept.
Patrick Wong, Esq., Office of the Corporation Counsel, County of Maui
Leo Asuncion, State of Hawaii Office of Planning
Dawn Takeuchi-Apuna, Esq., State of Hawaii, Office of the Attorney General



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Peter A. Horovitz
2073 Wells Street, Suite 101
Wailuku, Hawaii 96793
Phone 808:242.5700
Fax 808:442.1255
pah@mhmaui.com

October 2, 2018

Via: Regular Mail

Jonathan Likeke Scheuer - Chair
Hawaii State Land Use Commission
235 S. Beretania Street, Suite 406
Honolulu, HI 96813

LAND USE COMMISSION
STATE OF HAWAII

2018 OCT 15 A 9 23

RE: In the Matter of Emmanuel Lutheran Church of Maui; Docket No. A07-773

Dear Mr. Scheuer:

At hearing on May 9, 2018, the Land Use Commission granted Intervenor status to Waikapu Development Venture LLC ("WDV") in the above referenced docket. The Commission also granted a six (6) month continuance to Emmanuel Lutheran Church of Maui ("ELC") on their request for an extension of time to complete their school/church project. One of the purposes of the extension was to allow WDV to process its HRS 201H affordable housing project with the County of Maui prior to requesting various permissions from the Commission.

The Commission ordered the parties to return for continued hearings within six (6) months and to provide timelines for their respective developments sixty (60) days prior to the continued hearings. The Commission granted the Chair authority to reasonably extend the hearing date.

Hearings on ELC's continued motion for an extension, and WDV's motions for authority to (1) purchase a portion of the petition area, (2) subdivide the petition area, (3) bifurcate its docket, and (4) to allow for its approved 201H project within the subdivided portion of the Petition Area are tentatively scheduled for hearing on November 15, 2018, just beyond the six (6) month time-frame.

On behalf of WDV, we respectfully request that you as Chair exercised your discretion to extend the six (6) month continued hearing deadline to accommodate the November 15, 2018 hearing schedule. Additionally, the requested time-line will be an exhibit to WDV's motion so we respectfully request that the condition that it be separately provided sixty (60) days prior to the continued hearing be waived. I anticipate filing the bulk of our motions, including the timeline exhibit, within a week of this letter.

I thank you for your consideration.

October 2, 2018
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Sincerely,

A handwritten signature in black ink, appearing to be 'Peter A. Horovitz', written over a large, loopy initial 'P'.

Peter A. Horovitz