

# MCCORRISTON MILLER MUKAI MACKINNON LLP

ATTORNEYS AT LAW

November 13, 2018

LAND USE COMMISSION  
STATE OF HAWAII

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Via Email and Hand-Delivery

Mr. Daniel Orodener  
Executive Officer  
State Land Use Commission  
235 South Beretania Street, Suite 406  
Honolulu, Hawai'i 96813

Re: In the Matter of the Petition of  
Hale Mua Properties, LLC  
Docket No. A05-755

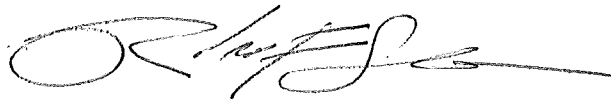
Dear Mr. Orodener:

We understand that the order which reflects the Land Use Commission's ruling on September 13, 2018 in the above-referenced matter will be scheduled for adoption on November 29, 2018. Please let this letter confirm the request of Successor Petitioner Southwest 7, LLC that the Commission's order contain language which expressly authorizes Successor Petitioner to record in the Bureau of Conveyances an appropriate instrument that cancels and releases the conditions imposed by that certain Findings of Fact, Conclusions of Law, and Decision and Order, filed on February 12, 2007, and that revokes that certain Declaration of Conditions Applicable to an Amendment of District Boundary from Agricultural to Urban, recorded in the Bureau on December 3, 2008 as Document No. 2008-182476.

We realize that under HAR Section 15-15-94, where a petitioner desires to have a D&O condition "deleted", it must file a motion with the Commission. We do not believe this section to be applicable to the instant case, as the Commission has already made a decision to revert the subject land use classification. Thank you.

Very truly yours,

MCCORRISTON MILLER MUKAI MacKINNON LLP



Randall F. Sakumoto  
Kelsey S. Yamaguchi

RFS:dkc

cc: Client