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ATTORNEYS FOR PETITIONER
MAUI OCEANVIEW LP

**BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII**

IN THE MATTER OF THE PETITION OF

MAUI LAND & PINEAPPLE COMPANY,
INC., a Hawaii corporation,

TO AMEND THE AGRICULTURAL
DISTRICT BOUNDARY INTO THE
URBAN LAND USE DISTRICT FOR
APPROXIMATELY 310,440 ACRES OF
LAND AT MAHINAHINA AND KAHANA,
DISTRICT OF LAHAINA, MAUI, HAWAII,
TAX MAP KEY NO. 4-3-01; POR. 31 AND
79

DOCKET NO. A04-751

SUBMISSION OF AND STIPULATION
REGARDING PROPOSED AMENDED
FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND DECISION AND ORDER;
CERTIFICATE OF SERVICE

**SUBMISSION OF AND STIPULATION REGARDING
PROPOSED AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW,
AND DECISION AND ORDER**

MAUI OCEANVIEW LP, Successor Petitioner (“Petitioner”) to Maui Land & Pineapple Company, Inc. in the above-captioned docket, by and through its attorneys, hereby submits a PROPOSED AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION AND ORDER in this proceeding.

WHEREAS, Petitioner MAUI OCEANVIEW LP, moved the LAND USE COMMISSION of the State of Hawaii (the "Commission") to amend the decision and order of June 22, 2006 ("2006 D&O") pursuant to Hawaii Administrative Rules §§15-15-70 and 15-15-94.

WHEREAS, the Commission approved the motion at its meeting on December 5, 2019, subject to submission by the parties of an amended Findings of Fact, Conclusions of Law, Decision and Order ("Proposed Order"); AND

WHEREAS, Petitioner, the County of Maui, and the State of Hawaii Office of Planning have reached an agreement regarding the Proposed Order;

The parties now stipulate to the PROPOSED AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION AND ORDER attached to this document and request that the Commission adopt said Proposed Order on this matter.

DATED: Wailuku, Maui, Hawaii, 5 June 2020.


GILBERT S.C. KEITH-AGARAN

Attorney for Petitioner/Movant MAUI OCEANVIEW, LP

IN THE MATTER OF THE PETITION OF MAUI LAND & PINEAPPLE COMPANY, INC., a Hawaii corporation, TO AMEND THE AGRICULTURAL DISTRICT BOUNDARY INTO THE URBAN LAND USE DISTRICT FOR APPROXIMATELY 310.440 ACRES OF LAND AT MAHINAHINA AND KAHANA, DISTRICT OF LAHAINA, MAUI, HAWAII, TAX MAP KEY NO. 4-3-01; POR. 31 AND 79, DOCKET NO. A04-751: SUBMISSION OF AND STIPULATION REGARDING PROPOSED AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION AND ORDER

DATED: Wailuku, Maui, Hawaii, June 5, 2020.

/s/ Michael J. Hopper
MICHAEL J. HOPPER
Deputy Corporation Counsel

Attorney for MAUI COUNTY
DEPARTMENT OF PLANNING

IN THE MATTER OF THE PETITION OF MAUI LAND & PINEAPPLE COMPANY, INC., a
Hawaii corporation, TO AMEND THE AGRICULTURAL DISTRICT BOUNDARY INTO THE
URBAN LAND USE DISTRICT FOR APPROXIMATELY 310.440 ACRES OF LAND AT
MAHINAHINA AND KAHANA, DISTRICT OF LAHAINA, MAUI, HAWAII, TAX MAP
KEY NO. 4-3-01; POR. 31 AND 79, **DOCKET NO. A04-751**: SUBMISSION OF AND
STIPULATION REGARDING PROPOSED AMENDED FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND DECISION AND ORDER

DATED: Honolulu, Hawaii, 6/5/2020.



DAWN TAKEUCHI-APUNA
Deputy Attorney General

Attorney for STATE OFFICE OF
PLANNING

IN THE MATTER OF THE PETITION OF MAUI LAND & PINEAPPLE COMPANY, INC., a
Hawaii corporation, TO AMEND THE AGRICULTURAL DISTRICT BOUNDARY INTO THE
URBAN LAND USE DISTRICT FOR APPROXIMATELY 310.440 ACRES OF LAND AT M-
AHINAHINA AND KAHANA, DISTRICT OF LAHAINA, MAUI, HAWAII, TAX MAP KEY
NO. 4-3-01; POR. 31 AND 79, DOCKET NO. A04-751: SUBMISSION OF AND
STIPULATION REGARDING PROPOSED AMENDED FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND DECISION AND ORDER

**BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII**

IN THE MATTER OF THE PETITION OF

MAUI LAND & PINEAPPLE COMPANY,
INC., a Hawaii corporation,

TO AMEND THE AGRICULTURAL
DISTRICT BOUNDARY INTO THE
URBAN LAND USE DISTRICT FOR
APPROXIMATELY 310.440 ACRES OF
LAND AT MAHINAHINA AND KAHANA,
DISTRICT OF LAHAINA, MAUI, HAWAII,
TAX MAP KEY NO. 4-3-01; POR. 031 AND
079

DOCKET NO. A04-751

CERTIFICATE OF SERVICE RE:
SUBMISSION OF AND STIPULATION
REGARDING PROPOSED AMENDED
FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND DECISION AND ORDER

CERTIFICATE OF SERVICE RE:
SUBMISSION OF AND STIPULATION REGARDING
PROPOSED AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW,
AND DECISION AND ORDER

I certify that a copy of the SUBMISSION OF AND STIPULATION REGARDING
PROPOSED AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND DECISION
AND ORDER has been duly served on the following parties at their last known address by
depositing in the U.S. mail, postage prepaid on JUN 05 2020, 2020:

Land Use Commission
State of Hawaii
235 S Beretania Street, Suite 406
Honolulu, Hawaii 96813

Michelle McLean, Director
Department of Planning
County of Maui
2200 Main Street, One Main Plaza Suite 315
Wailuku, Maui, Hawaii 96793

Rodney Funakoshi
Office of Planning
State of Hawaii
235 S Beretania Street, 6th Floor
Honolulu, Hawaii 96813

Dawn Takeuchi-Apuna, Esq.
Deputy Attorney General
Commerce and Economic Development
Department of the Attorney General
425 Queen Street
Honolulu, Hawaii 96813

Moana Lutey, Corporation Counsel
Michael Hopper, Dep. Corp. Counsel
Office of the Corporation Counsel
County of Maui
200 S. High Street, 3rd Floor
Wailuku, Maui, Hawaii 96793

Rowena Dagdag, Director
Maui County Department of Public Works
200 S. High Street
Wailuku, Maui, Hawaii 96793

Jeff Pearson, Director
Maui County Department of Water Supply
200 S. High Street
Wailuku, Maui, Hawaii 96793

I further certify that a digital copy of the SUBMISSION OF AND
STIPULATION REGARDING PROPOSED AMENDED FINDINGS OF FACT,
CONCLUSIONS OF LAW, AND DECISION AND ORDER has been duly served on the
following parties at their last known address by depositing in the U.S. mail, postage prepaid on

JUN 09 2020, 2020:

Maui Electric Company, Limited
ATTN: Corporate Secretary
PO Box 2750
Honolulu, Hawaii 96840
(DIGITAL COPY ONLY)

Maui Electric Company, Limited
c/o Susan A. Li
900 Richards Street, Room 414
Honolulu, Hawaii 96813
(DIGITAL COPY ONLY)

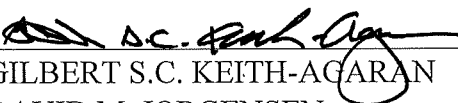
Hawaiian Telecom, Inc.
ATTN: Legal Department
1177 Bishop Street, Ste. 15
Honolulu, Hawaii 96813
(DIGITAL COPY ONLY)

Hawaiian Telecom, Inc.
c/o Owen Massiah
Legal Department
1177 Bishop Street, Ste. 15
Honolulu, Hawaii 96813
(DIGITAL COPY ONLY)

Hawaiian Airlines
c/o Corporation Service Company
1003 Bishop Street
Suite 1600 Pauahi Tower
Honolulu, Hawaii 96813
(DIGITAL COPY ONLY)

Hawaiian Airlines
3375 Koapaka St., Ste. G-350
Honolulu, Hawaii 96819
(DIGITAL COPY ONLY)

DATED: Wailuku, Maui, Hawaii, 5 June 2020.



GILBERT S.C. KEITH-AGARAN
DAVID M. JORGENSEN
Attorneys for Petitioner MAUI OCEANVIEW LP