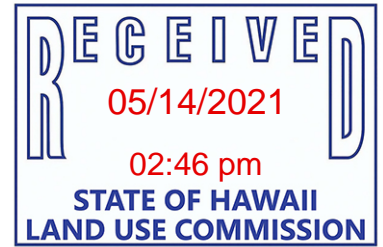


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May 13, 2021

VIA E-MAIL AND HAND-DELIVERY

Daniel E. Orodenker, Executive Officer
Land Use Commission, State of Hawai'i
Leiopapa A. Kamehameha Building
235 South Beretania Street, Room 406
Honolulu, Hawai'i 96813

Re: Recorded Notice of Imposition of Conditions
Docket No. A18-806: Barry Family Trust dated November 15, 2006

Dear Executive Office Orodenker:

Our office represents Kevin M. Barry and Monica S. Barry, Trustees of the Barry Family Trust dated November 15, 2006 ("Barrys"). The Barrys are the petitioners in Land Use Commission ("Commission") Docket No. A18-806.

On April 21, 2021, the Commission issued its Findings of Fact, Conclusions of Law, and Decision and Order ("D&O") reclassifying the Barrys' property, currently identified by Tax Map Key No. (3) 1-5-059-059 ("Petition Area"), from the State Land Use ("SLU") Agricultural District to the SLU Urban District. Condition No. 5 of the D&O required the Barrys to "record with the Bureau of Conveyances or the State of Hawai'i Land Court, as appropriate, a statement that the Petition Area is subject to conditions imposed herein by the Land Use Commission in the reclassification of the Petition Area" and to "file a copy of such recorded statement with the Commission."


Enclosed herein is a true and correct copy of the Notice of Imposition of Conditions that was recorded with the Land Court of the State of Hawai'i on May 12, 2021, as Land Court Document No. T-11454455. Due to the Bureau of Conveyances' currently modified schedule and recordation procedures (to address the COVID-19 pandemic), and the fact that the Petition Area is registered with the Land Court, the Barrys were not able to record the Notice of Imposition of Conditions within the seven (7) days required under Condition No. 5.

On behalf of the Barrys and myself, I would like to once again thank you and your staff for all of the hard work that went into this docket.

Daniel E. Orodener
May 13, 2021
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Should you have any questions, please feel free to contact me directly at (808) 523-2589 or dsimon@carlsmith.com.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Simon', written in a cursive style.

Derek B. Simon

Enclosure:
cc. Clients