CLIFFORD J. MILLER 1406-0 miller@m4law.com JOEL D. KAM 6052-0 kam@m4law.com JONATHAN H. STEINER 6084-0 Steiner@m4law.com 500 Ala Moana Boulevard Five Waterfront Plaza, 4th Floor Honolulu, Hawaii 96813 Telephone: (808) 529-7300 (808) 524-8293 Facsimile: JOHN S. RAPACZ 4408-0 rapacz@hawaii.rr.com P.O. Box 2776 Wailuku, HI 96793 Telephone: (808) 244-6955 Facsimile: (808) 244-6956 Attorneys for HONUA'ULA PARTNERS, LLC 60536 BEFORE THE LAND USE COMMISSION STATE OF HAWAII In the Matter of the Petition of **DOCKET NO. A-94-706** KAONOULU RANCH HONUA'ULA PARTNERS, LLC'S JOINDER TO PIILANI PROMENADE To Amend the Agricultural Land Use District ) SOUTH, LLC AND PIILANI Boundary into the Urban Land Use District PROMENADE NORTH, LLC'S for approximately 88 acres at Kaonoulu, MEMORANDUM IN OPPOSITION TO Makawao-Wailuku, Maui, Hawai'i MAUI TOMORROW FOUNDATION, INC., SOUTH MAUI CITIZENS FOR

McCORRISTON MILLER MUKAI MacKINNON LLP

HEARING: Date: Nove

Date: November 1 and 2, 2012

ON BURDEN OF PROOF, ETC.; CERTIFICATE OF SERVICE

RESPONSIBLE GROWTH AND DANIEL KANAHELE'S PRE-HEARING MOTION

277961.1

## HONUA'ULA PARTNERS, LLC'S JOINDER TO PIILANI PROMENADE SOUTH, LLC AND PIILANI PROMENADE NORTH, LLC'S MEMORANDUM IN OPPOSITION TO MAUI TOMORROW FOUNDATION, INC., SOUTH MAUI CITIZENS FOR RESPONSIBLE GROWTH AND DANIEL KANAHELE'S PRE-HEARING MOTION ON BURDEN OF PROOF, ETC.

Honua'ula Partners, LLC's ("Honua'ula"), by and through their attorneys, McCorriston Miller Mukai MacKinnon LLP, hereby submit their joinder to Piilani Promenade South, LLC, and Piilani Promenade North, LLC's Memorandum in Opposition to Maui Tomorrow Foundation, Inc., South Maui Citizens for Responsible Growth and Daniel Kanahele's Pre-Hearing Motion on Burden of Proof, etc.

Dated: Honolulu, Hawai'i, October 26, 2012.

CLIFFORD J. MILLER

JOEL D. KAM

JONATHAN H. STEINER

Attorneys for HONUA'ULA PARTNERS, LLC

## BEFORE THE LAND USE COMMISSION

## STATE OF HAWAII

In the Matter of the Petition of	)	DOCKET NO. A-94-706
KAONOULU RANCH	)	CERTIFICATE OF SERVICE
To Amend the Agricultural Land Use District Boundary into the Urban Land Use District	)	
for approximately 88 acres at Kaonoulu, Makawao-Wailuku, Maui, Hawai'i	)	
	)	

## CERTIFICATE OF SERVICE

THE UNDERSIGNED HEREBY CERTIFIES that on this date, a true and correct copy of the foregoing document was duly served upon the following party via U.S. Mail and electronic mail, addressed as follows:

TOM PIERCE, ESQ. tom@mauilandlaw.com P.O. Box 798 Makawao, Hawai'i 96768

Bryan C. Yee <u>Bryan.C.Yee@hawaii.gov</u> Deputy Attorney General Department of the Attorney General 435 Queen Street Honolulu, Hawai'i 96813

Jesse K. Souki, Director <u>Jesse.K.Souki@dbedt.hawaii.gov</u> Office of Planning State of Hawai'i Leiopapa a Kamehameha, Room 600 235 South Beretania Street Honolulu, Hawai'i 96813

William Spence, Director William.Spence@co.maui.hi.us
County of Maui, Office of Planning
250 S. High Street
Kalana Pakui Building, Suite 200
Wailuku, Hawai'i 96793

Jane Elizabeth Lovell, Esq. Jane.Lovell@co.maui.hi.us Michael Hopper, Esq. Michael.Hopper@co.maui.hi.us Corporation Counsel County of Maui 200 South High Street Kalana O Maui Building, 3<sup>rd</sup> Floor Wailuku, Hawai'i 96793

Dated: Honolulu, Hawai'i, October 26, 2012.

CLIFFORD J. MILLER

JOEL D. KAM

JONATHAN H. STEINER

Attorneys for HONUA'ULA PARTNERS, LLC