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Richard J. Kiefer
444 Hana Highway, Suite 204
Kahului, Hawai'i 96732
Direct Line: (808) 871-9700
Direct Fax: (808) 871-6017
Email: rkiefer@ca-des.com

April 17, 2023

Mr. Daniel E. Orod-enker
Executive Officer
Land Use Commission
State of Hawai'i
P.O. Box 2359
Honolulu, HI 96804-2359

Re: Docket No. A84-585(a) -- Notice of Change of Ownership of a 2.297-acre portion of the Maui Research & Technology Park

Dear Mr. Orod-enker:

By its Findings of Fact, Conclusions of Law, and Decision and Order (“**D&O**”) entered November 22, 2013, the State Land Use Commission (the “**Commission**”) approved a petition by Maui R & T Partners, LLC, a Delaware limited liability company¹ (“**Petitioner**”) to reclassify certain lands at Kihei, Maui described therein (the “**Revised Petition Area**”) from the “Agricultural” to the “Urban” land use district. A portion of the Revised Petition Area, currently identified as Lot 3 of the “Maui Research and Technology Park - Phase I/Increment I-A”, as shown on File Plan Number 2461, Tax Map Key No. (2) 2-2-024-039 containing 2.297 acres, more or less (“**Lot 3**”), is owned by the Petitioner.

Condition No. 19 of the D&O requires notice to the Commission of any intent to “sell, lease, assign, place in trust, or otherwise voluntarily alter the ownership interests in the Revised Petition Area” prior to development of the Petition Area. Accordingly, the Commission is hereby notified that Petitioner intends to sell Lot 3 to DXD SS FUND II KIHEI PROPCO, LLC, a Delaware limited liability company.

Your acceptance of this notice is appreciated. Please contact me should you require any additional information.

Very truly yours,



Richard J. Kiefer
for
CADES SCHUTTE
A Limited Liability Law Partnership

RJK/jey
cc: Office of State Planning
County of Maui Planning Department
7120494.v2

¹ On April 7, 2020, Maui R & T Partners, LLC filed a Certificate of Amendment for a Delaware Limited Liability Company with the Division of Corporations of the Secretary of State of the State of Delaware, changing its name to “Lipoa Investments, LLC”.