

JOSH GREEN, M.D.
Governor

SYLVIA LUKE
Lt. Governor



State of Hawai'i
DEPARTMENT OF AGRICULTURE
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SHARON HURD
Chairperson, Board of Agriculture
LAND USE COMMISSION
STATE OF HAWAII

'23 JUL -7 P4:27

July 5, 2023

Mr. Peter D. Kwan
Vice President, Site Development
Haseko Royal Kunia LLC
91-1001 Kaimalie Street Suite 205
Ewa Beach, HI 96706

Dear Mr. Kwan:

**Subject: LUC Docket No. A92-683
Amendment to the Memorandum of Understanding
Royal Kunia Agricultural Park, Oahu, Hawaii**

The Hawaii Department Agriculture, Agricultural Resource Management Division (HDOA) received your April 27, 2023 version of the Fifth Amended Memorandum of Understanding (MOU) Between Haseko Royal Kunia, LLC, and the Department of Agriculture, and subdivision map dated August 10, 2022. We have reviewed your submissions.

Your proposed extension is not acceptable. The April 27, 2023 version of the MOU does not address our concerns expressed in our previous letter of March 20, 2023, changes the LUC Order requirements, and does not appear to reflect the level of urgency we expect for this very long delayed project. If you have a better alternative, please submit it soon. The HDOA is reviewing our options.

Thank you for your attention to this matter. If you have any questions regarding this letter, please contact Ms. Janice Fujimoto of my staff at 808-973-9473.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian Kau".

BRIAN KAU, P.E.
Administrator and Chief Engineer
Agricultural Resource Management Division

Copy:
Mr. Daniel W. Lum
Senior Manager of Development
Haseko Royal Kunia LLC
91-1001 Kaimalie Street Suite 205
Ewa Beach, HI 96706



Mr. Peter D. Kwan
Issue Date
Page 2 of 2

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c/o Mr. Stephen K.C. Mau
Rush Moore LLP
Pacific Guardian Center, Mauka Tower
737 Bishop Street, Suite 2400
Honolulu, HI 96813

Mr. Norman I. Tatch
Jupiter Holdings LLC
24 Corporate Plaza, Suite 100
Newport Beach, CA 92660

Mr. David Tanoue
RP2, LLC/RM Towill Corporation
2024 N. King Street
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State of Hawaii, Land Use Commission
State of Hawaii, Office of Planning
CED, Supervising Deputy Attorney General Bryan Yee