

SCHLACK ITO
A Limited Liability Law Company

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Attorneys for Interested Party
RK II PARTNERS LLC

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAI'I

In the Matter of the Petition of)	DOCKET NO. A92-683
)	
HALEKUA DEVELOPMENT)	
CORPORATION, a Hawaii corporation)	RK II PARTNERS LLC'S STATEMENT OF
)	NO OBJECTION TO HASEKO ROYAL
To Amend the Agricultural Land Use)	KUNIA, LLC'S MOTION FOR ORDER
District Boundary into the Urban Land)	AMENDING THE MEMORANDUM OF
Use District For Approximately 503.886)	UNDERSTANDING'S OFFSITE
acres at Waikele and Ho'ae'ae, 'Ewa,)	INFRASTRUCTURE DATE IN CONDITION
O'ahu, City and County of Honolulu,)	A.1, RECEIVED FEBRUARY 15, 2024;
State of Hawai'i, Tax Map Key No. 9-4-)	CERTIFICATE OF SERVICE
02:01, portion of 52, 70 and 71)	
)	

**RK II PARTNERS LLC'S STATEMENT OF NO OBJECTION TO
HASEKO ROYAL KUNIA, LLC'S MOTION FOR ORDER
AMENDING THE MEMORANDUM OF UNDERSTANDING'S OFFSITE
INFRASTRUCTURE DATE IN CONDITION A.1, RECEIVED FEBRUARY 15, 2024**

RK II PARTNERS LLC ("RK II Partners"), by and through its attorneys, Schlack Ito, A Limited Liability Law Company, hereby responds to Haseko Royal Kunia, LLC's ("Haseko") Motion for Order Amending the Memorandum of Understanding's Offsite

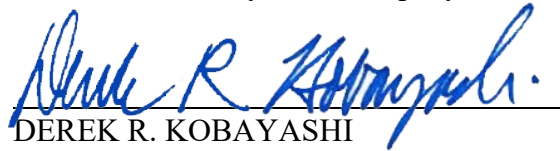
Infrastructure Date in Condition A.1, filed with the State of Hawaii Land Use Commission on February 15, 2024 (the “Motion for Order Amending the MOU”).¹

As set forth in the Motion for Order Amending MOU, RK II Partners is the current fee owner of those parcels of real property identified as TMK No. (1) 9-4-002-001 (the “Industrial Lot”) within the Petition Area. See, Memorandum In Support of Motion at p. 2. Thus, RK II Partners is a party to the instant proceedings in this Docket. Hawai‘i Revised Statutes Chapter 205; HAR Title 15, Subtitle 3, Chapter 15.

Pursuant to HAR § § 15-15-70(e) and 15-15-14(f), RK II Partners submits this Statement of No Objection in response to the Motion for Order Amending MOU, as to the limited issue and relief sought therein regarding Haseko’s request for an extension of the deadline as to condition A.1.²

DATED: Honolulu, Hawaii, March 1, 2024.

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DEREK R. KOBAYASHI
BRITTNEY M. WU
Attorneys for Interested Party
RK II PARTNERS LLC

¹ Pursuant to Hawai‘i Administrative Rules (“HAR”) § 15-15-45(b), by service of this Statement of No Objection, counsel for the parties are hereby notified of Schlack Ito’s appearance as counsel for RK II Partners, herein.

The Motion for Order Amending MOU was sent via certified mail addressed to RK II PARTNERS LLC to the attention of David K. Tanoue. However, Mr. Tanoue is not a member or manager of RK II Partners and is not a representative of RK II Partners in the instant proceedings.

² As to Exhibit 6 to the Motion for Order Amending MOU, it should be noted that negotiations and discussions are currently ongoing between Haseko and RK II Partners and, therefore, RK II Partners expects that the phasing referenced therein is likely to be modified in the near future.

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_____)	

CERTIFICATE OF SERVICE

The undersigned HEREBY CERTIFIES that on this date, an e-stamped copy of the foregoing document was duly served upon the following parties, AS INDICATED BELOW:

MARY ALICE EVANS, DIRECTOR
Office of Planning and Sustainable Development,
State of Hawaii
235 South Beretania Street, Room 600
Honolulu, HI 96813

**Via Certified Mail, Return
Receipt Requested**

ALISON S. KATO, ESQ.
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
425 Queen Street
Honolulu, HI 96813

**Via Certified Mail, Return
Receipt Requested**

DAWN TAKEUCHI-APUNA, DIRECTOR
City and County of Honolulu
Department of Planning and Permitting
650 South King Street, 7th Floor
Honolulu, HI 96813

**Via Certified Mail, Return
Receipt Requested**

ROBINSON KUNIA LAND LLC
c/o Rush Moore LLP
Attn: Stephen K. C. Mau, Esq.
Pacific Guardian Center, Mauka Tower
737 Bishop Street, Suite 2400
Honolulu, HI 96813

**Via Certified Mail, Return
Receipt Requested**

HOOHANA SOLAR 1, LLC
c/o Jennifer A. Lim, Esq.
Law Office of Jennifer A. Lim LLLC
2200 B Round Top Drive
Honolulu, HI 96822

**Via Certified Mail, Return
Receipt Requested**

RKES, LLC
Attn: Patrick K. Kobayashi
1288 Ala Moana Boulevard, Suite 201
Honolulu, HI 986814

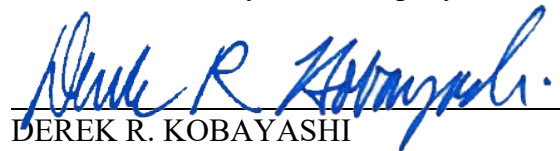
**Via Certified Mail, Return
Receipt Requested**

HASEKO ROYAL KUNIA, LLC
c/o Benjamin M. Matsubara, Esq.
Curtis T. Tabata, Esq.
Matsubara, Kotake & Tabata
888 Mililani Street, Suite 308
Honolulu, Hawaii 96813

**Via Certified Mail, Return
Receipt Requested**

DATED: Honolulu, Hawaii, March 1, 2024.

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