

STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Land Division  
Honolulu, Hawaii 96813

August 24, 2012

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

Ref. No.: GLS-5511

HAWAII

Rescind Prior Board Action of November 10, 2011, Item D-5, Consent to Sublease of General Lease No. S-5511, New Cingular Wireless PCS, LLC, Lessee/Sublessor, to SprintCom, Inc., Sublessee, Humuula, North Hilo, Hawaii, Tax Map Key: (3) 3-9-002:015.

BACKGROUND:

At its meeting of November 10, 2011, Agenda Item D-5, the Board of Land and Natural Resources approved Consent to Sublease of General Lease No. S-5511, New Cingular Wireless PCS, LLC, Lessee/ Sublessor, to SprintCom, Inc., Sublessee.

SprintCom, Inc. and New Cingular Wireless were in the process of negotiating a sublease to allow SprintCom to co-locate its equipment onto the New Cingular Wireless Humuula tower site.

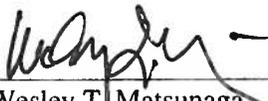
REMARKS:

As a requirement of the Land Board's approval which consented the sublease of General Lease No. S-5511, as provided under the Land Board's Sublease Rent Participation Policy, New Cingular Wireless, LLC, was required to pay an additional annual rent equivalent to twenty-five (25) percent of the sublease rent collected from SprintCom, Inc. As a result, after much consideration, New Cingular Wireless, LLC, decided to withdraw its plans to provide a sublease of its tower site to SprintCom, Inc.

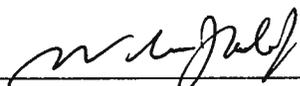
RECOMMENDATION: That the Board:

1. Rescind the prior Board action of November 10, 2011, under agenda item D-5.

Respectfully Submitted,

  
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Wesley T. Matsunaga  
Land Agent

APPROVED FOR SUBMITTAL:

  
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William J. Aila, Jr., Chairperson