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January 28, 2026

Mr. Franz Kraintz  
Department of Planning and Permitting  
City and County of Honolulu  
650 South King Street, 7<sup>th</sup> Floor  
Honolulu, HI 96813



Re: 2024 Annual Report to the State Land Use Commission  
Docket No. A17-804

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Dear Mr. Kraintz:

This letter is in response to Director Dawn Takeuchi Apuna's letter dated December 1, 2025, requesting additional documentation associated with the 2024 Annual Report in the above-stated docket.

Per our conversation, we are enclosing a USB flash drive containing the requested documentation, as it is our understanding that the Department of Planning and Permitting ("DPP") does not want to receive hard copies at this time.

The files and folders on the USB flash drive are named by their corresponding condition numbers that are provided in the Findings of Fact, Conclusions of Law, and Decision and Order filed on October 13, 2020 in Docket No. A17-804.

With respect to the additional information requested, which was in addition to the requested documents, we provide the following by condition numbers.

Regarding conditions 5 and 6, Petitioner Hawaiian Memorial Life Plan, Ltd. ("Petitioner") resubmitted the detention basin analysis and erosion and sedimentation control plan on December 1, 2025, and we are awaiting DPP's response.

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Regarding conditions 8, 9, 10 and 11, the Petitioner is in the process of finalizing the data recovery report and preservation plan, and the archaeological monitoring plan will be finalized based on the conditions in the preservation plan. We believe the requested information will be found in these documents when finalized and approved.

Regarding condition 12(b), the monitoring gauge is functional, and monitoring documentation is included on the USB flash drive.

Regarding condition 12(c), the buffer is in place, and the temporary water line is in place and functional.

Regarding condition 12(d), the permanent water line will be installed at such time grading of the site commences. The petitioner's civil engineer is awaiting further comments from the DPP Site Development review in order to finalize the drawings and obtain the grading permit. Any water line installed now will be temporary, as it will need to be removed as a result of grading.

Regarding condition 12(e), sticks are placed along the seep, although no damselflies have been observed at the seep since January 2023.

Regarding condition 12(f), the Department of Land and Natural Resources, Division of Forestry and Wildlife ("DOFAW") has been on-site twice for monitoring, as stated in the Steven Lee Montgomery and Anita Manning memorandum dated January 19, 2026, which is included in the USB flash drive. Both DOFAW and the United States Fish & Wildlife Service ("USFWS") have received copies of the Steven Lee Montgomery and Anita Manning memorandum dated September 25, 2023, which is also included on the USB flash drive. The fencing to limit feral pig access to the seep area is included in the grading plans and will be installed after the grading permit is issued, although we are told that DOFAW does not approve of barbed-wire topping.

Regarding condition 12(g), monitoring continues, and the monitoring data are included on the USB flash drive.

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Regarding condition 12(h), monitoring data on seep flow is included on the USB flash drive. The September 25, 2023 Montgomery Memorandum provides information relating to seep flows.

Regarding condition 12(l), the temporary water line will provide water if needed.

Regarding conditions 16 and 17, most of the infrastructure work will be performed during the grading permit and building permit work, which will include the drainage system, basins, retaining walls, and internal roadways. Intersection improvements consisting of restriping work were completed on August 2, 2023.

Please let us know if additional documents or information are required.

Very truly yours,

MATSUBARA, KOTAKE & TABATA

A handwritten signature in black ink, appearing to read "Curtis T. Tabata". The signature is fluid and cursive, with the first name "Curtis" and last name "Tabata" clearly distinguishable.

Curtis T. Tabata

cc: Land Use Commission, State of Hawai'i (with enclosure)