



# LAND USE COMMISSION

*Komikina Ho'ohana 'Āina*

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM

*Ka 'Oihana Ho'omōhala Pā'oihana, 'Imi Wai wai a Ho'omāka'ika'i*

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September 20, 2023

Michael Rosenfeld  
10250 Constellation Blvd. Suite 2750  
Los Angeles, California 90067

Aloha Michael,

Subject: LUC Docket A94-706 Ka'ono'ulu Ranch - Honua'ula Partners Delinquent Annual Reports

Please be apprised that according to our records, the required annual reports for 2020-2023 have not been filed with the Commission. The annual report is required to be filed with the Commission pursuant to Condition No. 17 of the Findings of Fact, Conclusions of Law, and Decision and Order issued on February 10<sup>th</sup>, 1995 (the "D&O"). Annual reports are due in February of each year.

You are hereby informed that unless we receive your updated annual reports covering the Docket mentioned above by, December 11, 2023, the Petitioner will be required to appear before the Commission to provide testimony regarding the status of the development proposed under the subject docket.

The format of the annual report should be composed of two sections. The first section should briefly discuss the general progress of the project, including any regulatory approvals pending/obtained. The second section should state verbatim, all conditions imposed by the Commission, followed by a brief report on all efforts to comply with each stated condition.

Please include, when possible, the dates of any required regulatory approval obtained or expected, the specific areas of the redistricted lands to which the compliance activity relates, and any other new information regarding the project (i.e., photos, future plans, etc.).

In addition, please provide a letter indicating when a change in ownership occurred, with up-to-date contact information.

We require that an original of the annual report be filed with the Commission. When the electronic copy is filed, please be sure the file is ADA compliant. We also note that the D&O requires the annual report to be served upon the County of Maui Planning Department and the Office of Planning and Sustainable Development.

If you should have any questions on this matter, please feel free to contact our office at 808-587-3822.

Aloha,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Daniel E. Orodener  
Executive Officer  
Land Use Commission

Cc: Katia Balassiano and Alison Kato Esq. - State of Hawai'i *Office of Planning and Sustainable Development*  
Katheen Aoki- *County of Maui Planning Department*