

Victoria Ward, Limited Consolidated Motion

July 22, 2015

**Waiver of Right to File Exceptions
Pursuant to HRS §91-11 and HAR
§15-219-53 to Second Proposed Order
Granting in Part and Denying in Part
Victoria Ward, Limited's Motion to
Amend Development Permit Nos. KAK
13-036, 13-037, and 13-038 to Allow
Sale and/or Rental of Reserved
Housing Units and to Extend Time of
Effective Period of Permit KAK 13-038
Issued on June 24, 2015**

RECORDED

2015 JUL 2 PM 2 44

HAWAII COMMUNITY
DEVELOPMENT
AUTHORITY

WATANABE ING LLP
A Limited Liability Partnership

J. DOUGLAS ING #1538-0
EMI L.M. KAIMULOA #7794-0
First Hawaiian Center
999 Bishop Street, 23rd Floor
Honolulu, HI 96813
Telephone No. (808)544-8300

Attorneys for VICTORIA WARD, LIMITED

BEFORE THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY
OF THE STATE OF HAWAII

In re Motion of

VICTORIA WARD, LIMITED,

Applicant,

For an Order of Amendment to Development
Permit No. KAK 13-036

File No.: PL MASP 13.1.3
PD Permit No. KAK 13-036
[Consolidated with PD Permit Nos.
KAK 13-037 and KAK 13-038]

WAIVER OF RIGHT TO FILE
EXCEPTIONS PURSUANT TO HRS §91-11
AND HAR §15-219-53 TO SECOND
PROPOSED ORDER GRANTING IN PART
AND DENYING IN PART VICTORIA
WARD, LIMITED'S MOTION TO AMEND
DEVELOPMENT PERMIT NOS. KAK 13-
036, 13-037, AND 13-038 TO ALLOW SALE
AND/OR RENTAL OF RESERVED
HOUSING UNITS AND TO EXTEND TIME
OF EFFECTIVE PERIOD OF PERMIT KAK
13-038 ISSUED JUNE 24, 2015

In re Motion of

VICTORIA WARD, LIMITED,

Applicant,

For an Order of Amendment to Development
Permit No. KAK 13-037

PD Permit No. KAK 13-037

[caption continued on next page]

In re Motion of

PD Permit No. KAK 13-038

VICTORIA WARD, LIMITED,

Applicant,

For an Order of Amendment to Development
Permit No. KAK 13-038 and to Extend Time
of Effective Period of Permit KAK 13-038

498983

WAIVER OF RIGHT TO FILE EXCEPTIONS PURSUANT TO HRS §91-11 AND HAR §15-219-53 TO SECOND PROPOSED ORDER GRANTING IN PART AND DENYING IN PART VICTORIA WARD, LIMITED'S MOTION TO AMEND DEVELOPMENT PERMIT NOS. KAK 13-036, 13-037, AND 13-038 TO ALLOW SALE AND/OR RENTAL OF RESERVED HOUSING UNITS AND TO EXTEND TIME OF EFFECTIVE PERIOD OF PERMIT KAK 13-038 ISSUED JUNE 24, 2015

COMES NOW, VICTORIA WARD, LIMITED, ("VWL"), by and through its attorneys, WATANABE ING LLP, and hereby provides notice that it is waiving its right to file Exceptions, pursuant to Hawaii Revised Statutes ("HRS") §91-11 and Hawaii Administrative Rules ("HAR") §15-219-53, to the Hawaii Community Development Authority's ("Authority") Second Proposed Order Granting in Part and Denying in Part Victoria Ward, Limited's Motion to Amend Development Permit Nos. KAK 13-036, 13-037, and 13-038 to Allow Sale and/or Rental of Reserved Housing Units and to Extend Time of Effective Period of Permit KAK 13-038, issued by the Authority on June 24, 2015 ("Second Proposed Order").

At the June 24, 2015 Authority hearing, VWL had reserved its right to file Exceptions to the Authority's Second Proposed Order. The Authority instructed VWL to file its Exceptions no later than July 8, 2015 and set the final decision-making hearing for July 22, 2015. Subsequent to the June 24, 2015 hearing, VWL has had an opportunity to review and analyze the provisions of the Second Proposed Order. VWL is now waiving its right in this proceeding to

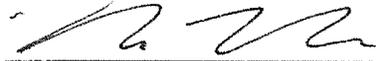
file Exceptions to the Second Proposed Order, but VWL reserves all of its other rights and stands on the current record, including all of its prior pleadings and submissions. VWL understands that this waiver will result in the Authority adopting the Second Proposed Order as its final action at the July 22, 2015 Authority hearing.

DATED: Honolulu, Hawaii, July 2, 2015.



J. DOUGLAS ING
EMI L.M. KAIMULOA
Attorneys for VICTORIA WARD, LIMITED

Reviewed and approved by:



Authorized Signatory for Victoria Ward, Limited

