

DAVID Y. IGE
GOVERNOR
STATE OF HAWAII



WILLIAM J. AILA, JR.
INTERIM CHAIRMAN
HAWAIIAN HOMES COMMISSION

JOSH GREEN
LT. GOVERNOR
STATE OF HAWAII

**STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS**

P. O. BOX 1879
HONOLULU, HAWAII 96805

September 4, 2019

Via Posting

Subject: **NOTICE OF CEASE AND DESIST**
Unauthorized Use of Hawaiian Home Lands, Humu'ula, Hawai'i,
Construction of Unpermitted, Illegal Structure(s)
TMK No.: (3) 3-8-001:021, see attached map.

TO WHOM IT MAY CONCERN,

The Department of Hawaiian Home Lands ("DHHL") has information that you have illegally accessed, entered, constructed unpermitted, illegal structure(s) and continue to occupy portions of Hawaiian Home Lands on Humu'ula, Hawai'i Island for unauthorized operations, specifically:

- Active, ongoing construction and occupation of unpermitted, illegal structure(s) on DHHL property TMK: (3) 3-8-001:021.
- Unauthorized access and trespass onto DHHL property TMK: (3) 3-8-001:021.

DHHL HEREBY GIVES YOU NOTICE that DHHL is the sole owner of the properties described above and delineated on Exhibit A. As the land owner, DHHL holds exclusive rights to exercise its authority over the subject properties as governed under the Hawaiian Homes Commission Act of 1920, as amended; Hawaii Administrative Rules Title 10, as amended; and Hawaii Revised Statutes ("HRS") Chapter 171, as amended. Under said authority, DHHL has **NOT** granted permission for use of the subject properties, in whole or in part, to you or any organization you are affiliated with. You and any other parties or groups you represent or are otherwise affiliated with are therefore trespassing on State land and in violation of HRS section 708-814(c).

DHHL DEMANDS THAT YOU:

1. **IMMEDIATELY REMOVE:** a) All structures and personal property from the subject properties. Access for removal of structures and personal property can be requested from DHHL. Be advised that any existing and/or new structure(s) remaining on the property is subject to disposal pursuant to HRS section 171-31.5.
2. **IMMEDIATELY CEASE AND DESIST** from any unauthorized use or access to the subject properties.

TO WHOM IT MAY CONCERN

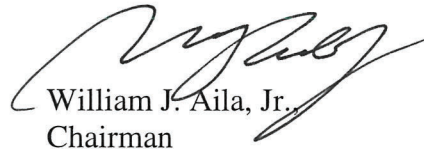
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Failure to comply may result in DHHL taking legal action against you to the fullest extent of the law, including but not limited to, pursuing civil and criminal action against you and any other affiliated parties. Your attention and cooperation in this matter is requested and appreciated.

If you have questions, contact Peter “Kahana” Albinio, Jr., Acting Administrator, Land Management Division contact me at (808) 620-9451, or email peter.k.albinio.jr@hawaii.gov.

Aloha,



William J. Aila, Jr.
Chairman

Enc.

c: DHHL Enforcement
EHDO
WHDO

EXHIBIT A – MAP

