

CARRIE K. S. OKINAGA, 5958
 Corporation Counsel
 DON S. KITAOKA, 2967
 LORI K.K. SUNAKODA, 5215
 Deputies Corporation Counsel
 City and County of Honolulu
 Honolulu, Hawaii 96813
 Telephone: 523-4096/527-5249

1ST CIRCUIT COURT
 STATE OF HAWAII
 FILED

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T. WONG
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Attorneys for Defendants
 City and County of Honolulu
 and Henry Eng

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

KEEP THE NORTH SHORE COUNTRY, a)
 Hawai'i non-profit corporation, SIERRA)
 CLUB, HAWAII CHAPTER, a foreign non-)
 profit corporation,)

Plaintiffs,)

vs.)

CITY AND COUNTY OF HONOLULU;)
 HENRY ENG, Director of Department of)
 Planning and Permitting in his official)
 capacity; KUILIMA RESORT COMPANY, a)
 Hawai'i general partnership; JOHN DOES)
 1-10; JANE DOES 1-10; DOE)
 PARTNERSHIPS 1-10; DOE)
 CORPORATIONS 1-10; DOE ENTITIES)
 1-10; and DOE GOVERNMENTAL UNITS)
 1-10,)

Defendants.)

CIVIL NO. 06-1-0867-05 (SSM)
 (Declaratory Judgment

DEFENDANTS CITY AND COUNTY OF
 HONOLULU AND HENRY ENG'S
 JOINDER IN DEFENDANT KUILIMA
 RESORT COMPANY'S FIRST MOTION
 FOR SUMMARY JUDGMENT (RE:
 STATUTE OF LIMITATIONS), FILED
 OCTOBER 11, 2006; CERTIFICATE OF
 SERVICE

DATE: November 13, 2006

TIME: 9:45 a.m.

JUDGE: Honorable Sabrina S. McKenna

(NO TRIAL DATE SET)

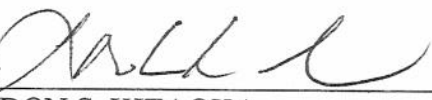
DEFENDANTS CITY AND COUNTY OF HONOLULU AND
HENRY ENG'S JOINDER IN DEFENDANT KUILIMA RESORT
COMPANY'S FIRST MOTION FOR SUMMARY JUDGMENT
(RE: STATUTE OF LIMITATIONS), FILED OCTOBER 11, 2006

COME NOW Defendants CITY AND COUNTY OF HONOLULU and HENRY ENG, in his official capacity as Director of Department of Planning and Permitting (hereinafter referred to as "CITY"), by and through their attorneys, CARRIE K.S. OKINAGA, Corporation Counsel, and DON S. KITAOKA and LORI K.K. SUNAKODA, Deputies Corporation Counsel, and hereby join in Defendant KUILIMA RESORT COMPANY's First Motion for Summary Judgment (Re: Statute of Limitations), filed herein on October 11, 2006 ("First Motion for Summary Judgment") and request that the Court enter summary judgment as to all claims contained in Plaintiffs KEEP THE NORTH SHORE COUNTRY and THE SIERRA CLUB's First Amended Complaint filed June 7, 2006. However, the CITY does not join in DEFENDANT KUILIMA RESORT COMPANY's First Motion for Summary Judgment to the extent that the facts contained in said First Motion for Summary Judgment constitute legal conclusion(s), argument or otherwise attempt to characterize the actions taken by the CITY with regard to the issuance of any land use approvals/permits.

This Joinder is made pursuant to Rule 7 of the Hawaii Rules of Civil Procedure and is based upon the records and file herein.

DATED: Honolulu, Hawaii, October 25, 2006.

CARRIE K.S. OKINAGA
Corporation Counsel

By 
DON S. KITAOKA
LORI K.K. SUNAKODA
Deputies Corporation Counsel
Attorneys for Defendants
City and County of Honolulu and
Henry Eng