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Intermediate Court of Appeals
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NO. CAAP-18-0000578

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

OCEAN RESORT VILLAS VACATION OWNERS ASSOCIATION, a domestic nonprofit corporation; OCEAN RESORT VILLAS NORTH VACATION OWNERS ASSOCIATION, a domestic nonprofit corporation; VIC H. HENRY; and PETER A. BAGATELOS,
Plaintiffs-Appellees,
v.
COUNTY OF MAUI; and MAUI COUNTY COUNCIL,
Defendants-Appellants,
and
JOHN DOES 1-10;JANE DOES 1-10;
DOE PARTNERSHIPS 1-10; DOE CORPORATIONS 1-10;
DOE GOVERNMENTAL ENTITIES 1-10; and DOE ENTITIES 1-10,
Defendants.

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CIVIL NO. 13-1-0848(2))

ORDER
(By: Ginoza, Chief Judge)

Upon consideration of the December 3, 2018 Motion for Leave to File Amicus Curiae Brief (Motion) by Proposed Amicus Curiae Tax Foundation of Hawai'i, the December 7, 2018 "Statement of No Opposition to Motion of Tax Foundation of Hawai'i for Leave to File Amicus Curiae Brief in Support of Appellees," by Defendants-Appellants County of Maui and Maui County Council (the County), the December 10, 2018 "Response to Motion of Tax Foundation of Hawaii for Leave to File Amicus Curiae Brief, Filed

on December 3, 2018," by Plaintiffs-Appellees Ocean Resort Villas Vacation Owners Association, Ocean Resort Villas North Vacation Owners Association, Vic H. Henry, and Peter A. Bagatelos, the papers in support, and the record,

IT IS HEREBY ORDERED that the Motion is granted in part as follows:

(1) Within fourteen (14) days from the date of this order, Tax Foundation of Hawai'i may file an amicus curiae brief which addresses the issues raised in the County's opening brief.

(2) Within thirty (30) days from the date the amicus curiae brief is filed, any party may file a response to the amicus curiae brief, not to exceed fifteen (15) pages in length. The response shall be limited to the matters presented in the amicus curiae brief.

(3) Tax Foundation of Hawai'i shall not be allowed to participate in oral argument, if any, in this case.

DATED: Honolulu, Hawai'i, January 16, 2019.

Chief Judge