

CEMETERY AND FUNERAL TRUSTS PROGRAM
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
STATE OF HAWAII

In the Matter of HAWAIIAN CEMETERY
ASSOCIATION, LIMITED doing business as
SUNSET MEMORIAL PARK

DIRECTOR'S ORDER FOR
APPOINTMENT OF A LIMITED
OWNER FOR ABANDONED
CEMETERY

DIRECTOR'S ORDER FOR APPOINTMENT OF
A LIMITED OWNER FOR ABANDONED CEMETERY

Pursuant to the authority granted the Director of the Department of Commerce and Consumer Affairs ("Director") by Hawaii Revised Statutes ("HRS") Section 662D-__ / Act 193, SLH 2024, the Director finds that the appointment of a limited owner for Hawaiian Cemetery Association dba Sunset Memorial Park is necessary as it has been determined that Sunset Memorial Park: (1) has been abandoned; (2) is in need of perpetual care or protection from wrongful acts; and (3) no owner or operator for the cemetery can be located.

Accordingly, pursuant to HRS §662D-__ / Act 193, SLH 2024, it is hereby ORDERED that the Friends for Sunset Memorial Cemetery, a 501(c)(3) non-profit corporation, is appointed the limited owner of Sunset Memorial Park located at 848 4th St, Pearl City, Hawaii, 96782. This appointment confers only such authority, powers, rights, and duties set forth in HRS Section 662D-__ / Act 193, SLH 2024 as follows:

- 1) Bringing criminal, civil, or administrative complaints, including trespass or other complaints, to secure appropriate relief against persons engaged in wrongful acts on the property;
- 2) Engage in security and perpetual activities for the cemetery, including but not limited to:
 - a) The installation of security measures, such as fencing and lighting;
 - b) The implementation of hours of operation;
 - c) Major repair work by contract, such as tree trimming, electrical and plumbing connectivity, and the integration of solar photovoltaic structures;
 - d) The generation and raising of long-term funds to support the cemetery; and
 - e) Any activities in which a volunteer may engage under section 662D-5.

Where required by law, all such work must be performed by licensed contractors, and all charitable solicitation and fund-raising activities must be conducted in accordance with state and

federal law. Additionally, the Friends for Sunset Memorial Cemetery shall designate in writing and provide to the Director the names of its officers, members or employees who are authorized to exercise the powers and authority granted herein within thirty days of the issuance of this Order.

This designation as a limited owner of Sunset Memorial Park shall vest no property rights in or entitlements to the land or property. The limited privileges granted to the limited owner may not be construed as vested rights and may be revoked at any time at the sole discretion of the Director. No action, including an action seeking damages, or appeal under HRS Chapter 91 may be brought by any person against the Director or the Department of Commerce and Consumer Affairs (“DCCA”) or against the State relating to the Friends for Sunset Memorial Cemetery’s appointment, non-appointment, or termination as the designated limited owner, or any action or omission by the limited owner. Designation as a limited owner shall entitle Friends for Sunset Memorial Cemetery to the same limited liability protections as volunteers under HRS §662D-5.

A report on the status and progress of any new and existing initiatives undertaken to improve the cemetery shall be submitted to the DCCA annually by December 31st for the duration of the Friends for Sunset Memorial Cemetery’s appointment. The Friends for Sunset Memorial Cemetery shall also update the DCCA regarding any changes to its officers or non-profit status with the Internal Revenue Service and the Attorney General’s office.

This appointment is effective upon issuance of this Order and may be terminated at any time at the sole discretion of the Director.

DATED: Honolulu, Hawaii 10/08/2024

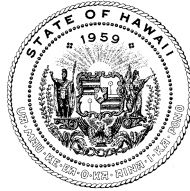


NADINE Y. ANDO
Director
Department of Commerce and Consumer Affairs

EXHIBIT “01”

of

In the Matter of Hawaiian Cemetery Association, Limited
doing business as Sunset Memorial Park
**DIRECTOR’S ORDER FOR APPOINTMENT OF A LIMITED
OWNER FOR
ABANDONED CEMETERY**



**CEMETERY AND FUNERAL TRUSTS PROGRAM
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS**

STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAI'I
PROFESSIONAL AND VOCATIONAL LICENSING DIVISION
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
KA 'OIHANA PILI KĀLEPA
P.O. BOX 3469
HONOLULU, HAWAII 96801
cca.hawaii.gov/pvl

October 8, 2024

**INDIVIDUALS AUTHORIZED BY DIRECTOR'S ORDER
TO EXERCISE POWERS GRANTED BY ACT 193,
SESSION LAWS OF HAWAII 2024**

This notice is to advise all relevant law enforcement agencies that pursuant to Act 193, Session Laws of Hawaii 2024, effective (date DFO is signed), the Director of the Department of Commerce and Consumer Affairs has appointed the Friends for Sunset Memorial Cemetery, a 501(c)(3) non-profit corporation, as the limited owner of Hawaiian Cemetery Association dba Sunset Memorial Park. The cemetery is located at 848 4th St, Pearl City, Hawaii, 96782. By law, the Friends for Sunset Memorial Cemetery as limited owner may now bring criminal, civil, or administrative complaints, including trespass or other complaints, to secure appropriate relief against persons engaged in wrongful acts on the property.

The following individuals are officers of the Friends for Sunset Memorial Cemetery and have been designated as the individuals who are authorized to exercise the powers and authority granted in the Director's Order Appointing Limited Owner for Abandoned Cemetery:

Friends for Sunset Memorial Cemetery 808-221-2503

Corporate Officers

Larry S. Veray, President
Gwen Valparaiso, Vice President
Maureen Andrade, Secretary

Accordingly, these individuals are authorized to file complaints on behalf of the limited owner and have been identified as the points of contact for issues related to trespass or other complaints as well as to assist with securing appropriate relief against persons engaged in wrongful acts on the property of Sunset Memorial Park located at 848 4th St., Pearl City, Hawaii, 96782

This authorization begins immediately from the date of this notice and remains effective unless terminated or amended by the Director of the Department of Commerce and Consumer Affairs.

Dated: Honolulu, Hawaii 10/08/2024

Nadine Y. Ando

NADINE Y. ANDO
Director
Department of Commerce and Consumer Affairs