

EXHIBIT 5



Dee Wunschel <pualaniestatesohana@gmail.com>

Dear Pualani Estates Ohana -

2 messages

Pualani Estates Ohana <pualaniestatesohana@gmail.com>

Fri, Feb 26, 2021 at 5:28 PM

To: pualaniestatesohana@gmail.com

Bcc: "BEAR CAVE HOLDINGS, LLC Co." <mliieber@superioremp.com>, BEAR CAVE-2 <PMetzer@superioremp.com>, BEAR CAVE-3 <mschardein@superioremp.com>, "BUMANGLAG, RICHARD TTEE & FARNSWORTH, ROGER TTEE" <rogerrabbit007@iakamai.com>, "JOHNSON, RALPH & GLENDA" <rcntryhm@gmail.com>, TREMBLAY-2 <maureen.simes@gmail.com>, "WALTERS, BRETT" <konacliff3@gmail.com>

Dear Pualani Ohana,

It greatly disappointed the alternative candidates running for Board positions to read the misleading email blast approved by 5 members of the current Board using your funds and mine.

In the recent email that Board majority tried to use scare tactics you into believing the current HOA documents would be too difficult to amend. What they failed to mention is that the Board itself recognized the need to amend the documents to bring them into compliance with state law. In the December Newsletter, which is posted on the website as of today, you will read the following:

"Updating Documents- Owners Involvement Needed

Did you know the 17 year old governing Community Documents that include the Declaration of Covenants, Conditions, Restriction and Easements (CC&R), and the Bylaws of the Association have never been updated or amended? Would you be interested in joining the CCR, volunteering your time and beginning the process of reviewing the Documents to update them? If so, you would be helping to revitalize this Committee while learning about the governing Documents and bringing ideas and solutions to the table. Have a voice and decide for yourself! Volunteers are needed..."

The Board knew then and knows now that changing the documents is not impossible or cost prohibitive. To contend otherwise now is disingenuous and contradictory. Any proposed changes will need to be approved by 65% of all owners. A mortgage holder's consent is only required under limited circumstances – and those circumstances would be avoided in any case.

More troubling is the statement in the letter that "any and all notices of violations" are originated by Hawaiiiana. That indeed goes to the heart of the problem, violations should be originated by the Board only after discussion with the homeowner, before they ever reach the level of a written notice. We are Ohana and it is time we are treated with the respect and caring that you would expect from your community.

The Board reference to the culvert as the need for a huge war chest of your money is misleading. One of the first acts of your new Board would be to study the necessity, condition, replacement cost and remaining useful life of the culvert. This would be used to determine whether any money should be reserved for that purpose. It defies common and economic sense that the Board spent money to paint the culvert if the Board honestly believed repair or replacement was on the near horizon.

Finally, contrary to the assertion of 5 members of the Board, **there is no "official" proxy**. Any homeowner may solicit proxies – not just the Board. Our proxy complies with state statute and Pualani By-Laws and is as valid as the one that will be contained in the owner's packet. Another copy of our proxy is attached to this email for you to submit if you have not done so already.

We encourage you to disregard the Board proxy when it arrives and to sign the attached proxy and check the box for Dee Wunschel to elect a new Board that will act with integrity and transparency and will be respectful and more protective of your rights as homeowners.

Respectfully with the deepest Aloha for our community,

Michael Tran Bill Culhane Ron Cole Dee Wunschel Rico Ventenilla

PUALANI ESTATES AT KONA COMMUNITY ASSOCIATION PROXY.pdf