



**U.S. Citizenship  
and Immigration  
Services**

March 31, 2011

Aloha Regional Center, LLC  
Attn: Ed Cichon  
77 Hookele St. Suite 302  
Kahului, HI 96732

Application: Request for Designation as a Regional Center  
Applicant: Ed Cichon, Principal

Re: Aloha Regional Center, LLC  
RCW1031910006 (Formerly W09001540)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on March 4, 2010, Ed Cichon submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Aloha Regional Center, LLC.

USCIS hereby designates Aloha Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

**GEOGRAPHIC AREA:**

The Aloha Regional Center, LLC shall have a geographic scope which includes the entire State of Hawaii.

**FOCUS OF INVESTMENT ACTIVITY:**

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3<sup>rd</sup> Party enterprises, equity investments, construction and management, construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic cluster:

1. NAICS 112511 Aquaculture – Fish Farming

Note: If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

### **EMPLOYMENT CREATION**

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the RIMS II methodology was used.

### **Multiplier based on underlying new "direct jobs"**

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence: A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to

underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

**Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)**

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy:
  - a. Operating Agreement (None submitted)
  - b. Offering Memorandum (Sample dated May 1, 2009)
  - c. Subscription Agreement; and (Sample submitted February 25, 2011)
  - d. Limited Partnership Agreement. (Sample submitted February 25, 2011)
  - e. Escrow Agreement (Sample submitted March 4, 2010)

**DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:**

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at [www.uscis.gov](http://www.uscis.gov).

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at [USCIS.ImmigrantInvestorProgram@dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@dhs.gov).

Sincerely,



Rosemary Langley Melville  
Director  
California Service Center

Cc: Joseph C. McCarthy, Esq.

|                           |                 |  |
|---------------------------|-----------------|--|
| Receipt # W09001540       |                 | Application/Petition<br>REGIONAL CENTER PROPOSAL |
| Notice Date<br>12/02/2010 | Page<br>1 of 12 | Regional Center<br>Aloha Regional Center LLC     |

Aloha Regional Center LLC  
C/O Ed Cichon  
77 Hookele St, Suite 302  
Kahului, HI 96732

Request for Evidence

**IMPORTANT: WHEN YOU HAVE COMPLIED WITH THE INSTRUCTIONS ON THIS FORM, RESUBMIT THIS NOTICE ON TOP OF ALL REQUESTED DOCUMENTS AND /OR INFORMATION TO THE ADDRESS BELOW. THIS OFFICE HAS RETAINED YOUR PETITION/APPLICATION WITH SUPPORTING DOCUMENTS.**

**THE INFORMATION REQUESTED BELOW MUST BE RECEIVED BY THIS OFFICE NO LATER THAN EIGHTY-FOUR (84) DAYS FROM THE DATE OF THIS NOTICE. IF YOU DO NOT PROVIDE THE REQUESTED DOCUMENTATION WITHIN THE TIME ALLOTTED, YOUR APPLICATION WILL BE CONSIDERED ABANDONED PURSUANT TO 8 C.F.R. 103.2(B)(13) AND, AS SUCH, WILL BE DENIED.**

WS24065/CSC1309/DIV III

**RETURN THIS NOTICE ON TOP OF THE REQUESTED INFORMATION LISTED ON THE ATTACHED SHEET.**

**Note: You are given until 02/24/2011 in which to submit the information requested.**

**Pursuant to 8 C.F.R. 103.2(b)(11) failure to submit ALL evidence requested at one time may result in the denial of your application.**

For non-US Postal Service  
Attn: EB 5 RC Proposal  
24000 Avilla Road, 2<sup>nd</sup> Floor  
Laguna Niguel, CA 92677

**You will be notified separately about any other applications or petitions you filed. Save a photocopy of this notice. Please enclose a copy of it if you write to us about this case, or if you file another application based on this decision. Our address is:**

U.S. CITIZENSHIP AND IMMIGRATION SERVICES  
CALIFORNIA SERVICE CENTER  
Attn: EB 5 RC Proposal  
P.O. BOX 10590  
LAGUNA NIGUEL, CA 92607-0526



W09001545

61-8 5283111 CSC 003R  
AL3100621

### **Requirements for Regional Center Designation**

The Immigrant Investor Pilot Program ("Pilot Program") was created by Section 610 of Public Law 102-395 (October 6, 1992). The Pilot Program began in accordance with a Congressional mandate aimed at stimulating economic activity and creating jobs for U.S. workers, while simultaneously affording eligible aliens the opportunity to become lawful permanent residents. Through this innovative program, foreign investors are encouraged to invest funds in an economic unit known as a "Regional Center."

A Regional Center is defined as any economic unit, public or private, engaged in the promotion of economic growth, improved regional productivity, job creation and increased domestic capital investment.

**Regional Center Proposals must meet all the Requirements of 8 CFR 103.2. The proposal must be signed by a principal of the Economic Entity filing the proposal:**

(b) (4)



### **Regulatory Requirements:**

8 CFR 204.6 (m)(3) describes specific evidence that must be submitted before consideration for eligibility for this benefit may proceed. The regulation at 8 C.F.R. § 204.6(m) provides:

(3) Requirements for regional centers. Each regional center wishing to participate in the Immigrant Investor Pilot Program shall submit a proposal to the Assistant Commissioner for Adjudications, which:

(i) Clearly describes how the regional center focuses on a geographical region of the United States, and how it will promote economic growth through increased export sales, improved regional productivity, job creation, and increased domestic capital investment;

(ii) Provides in verifiable detail how jobs will be created indirectly through increased exports;

(iii) Provides a detailed statement regarding the amount and source of capital which has been committed to the regional center, as well as a description of the promotional efforts taken and planned by the sponsors of the regional center;

(iv) Contains a detailed prediction regarding the manner in which the regional center will have a positive impact on the regional or national economy in general as reflected by such factors as increased household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and without the regional center; and

(v) Is supported by economically or statistically valid forecasting tools, including, but not limited to, feasibility studies, analyses of foreign and domestic markets for the goods or services to be exported, and/or multiplier tables.

In general, 8 CFR 204.6(m)(i), 8 CFR 204.6(m)(ii), 8 CFR 204.6(m)(iv) and 8 CFR 204.6(m)(v) raise issues that are for the most part addressed by a thorough economic analysis which should predict both the economic impact of the regional center and its proposed investments and the job creation, both direct and indirect, that will result from the planned investments. (b) (4)

It is always best to start with a cover letter that acts as an executive summary followed by a table of contents of the various tabbed sections to follow.

The purpose of a Regional Center is to stimulate economic activity and create jobs, which is the same as the I-526 program in general. The Regional Center has responsibilities to do a due diligence process to establish that all sources of capital used by the EB-5 immigrant investors can be fully explained and clearly shown to have been lawfully obtained. The Regional Center must also monitor and coordinate I-526 created businesses and report annually to USCIS.

Explain how the proposed Regional Center intends to fulfill its responsibilities. An Operational Plan for the regional center, similar to a business plan, may include this explanation.

In addition, please provide business plans, actual or sample plans, for businesses anticipated to be within the defined economic zones (industry types) within the regional center. The 13 economic zones you have named (business sectors) are: (1) Waste Management, (2) Alternative Energy, (3) Hotel, (4) Manufacturing, (5) Retail Center, (6) Restaurant, (7) Biotechnology, (8) Performing Arts, (9) Call Center, (10) Aquacenter, (11) Agriculture, (12) Senior Care Facilities and (13) Medical Office Buildings. Please provide the NAICS codes for each kind of business or project planned within the regional center.

(b) (4)



(b) (4)



Section 610 of the Departments of Commerce, Justice and State, the Judiciary, and Related Agencies Appropriations Act of 1993, Pub. L. 102-395, (8 USC 1153 note), as amended by Section 402 of the Visa Waiver Permanent Program Act of 2000, Pub. L. 106-396, provides:

... The establishment of a regional center may be based on general predictions, contained in the proposal, concerning the kinds of commercial enterprises that **will receive** capital from aliens, the jobs that **will be created directly** or indirectly as a result fo such capital investments, and the other positive economic effects such capital investment **will have**. (Emphasis added)

(b) (4)



Matter of Ho 22 I&N Dec. 206 (Assoc. Comm., 1998), contains the following guidelines on acceptable business plans:

The plan should contain a market analysis, including the names of competing businesses and their relative strengths and weaknesses, a comparison of the competition's products and pricing structures, and a description of the target market/prospective customers of the new commercial enterprise. The plan should list the required permits and licenses obtained. If applicable, it should describe the manufacturing or production process, the materials required, and the supply sources. The plan should detail any contracts executed for the supply of materials and/or the distribution of products. It should discuss the

marketing strategy of the business, including pricing, advertising, and servicing. The plan should set forth the business's organizational structure and its personnel's experience. It should explain the business's staffing requirements and contain a timetable for hiring, as well as job descriptions for all positions. It should contain sales, cost, and income projections and detail the bases therefor. Most importantly, the business plan must be credible.

While highly detailed plans are not required for Regional Center approval, *Matter of Ho*, supra, does describe the kinds of business plans that are required to accompany each I-526 that is filed and associated with the Regional Center.

(b) (4)



**Indirect Job Creation (8 CFR 204.6(m)(3)(ii)):**

Under the provisions of the INA which apply to the Immigrant Investor Pilot Program and specific amendments to the statute, especially in the 2002 amendment Per Public Law 107-273, enacted November 2, 2002, which clearly states:

A regional center shall have jurisdiction over a limited geographic area, which shall be described in the proposal and consistent with the purpose of concentrating pooled investment in defined economic zones. The establishment of a regional center may be based on general predictions, contained in the proposal, concerning the kinds of commercial enterprises that will receive capital from aliens, the jobs that will be created directly or indirectly as a result of such capital investments and the other positive economic effects such capital investments will have.

Also 8 CFR 204.6(m)(3) requires you to:

(ii) Provide in verifiable detail how jobs will be created indirectly; ... and

(v) Is supported by economically or statistically valid forecasting tools, including, but not limited to, feasibility studies, analyses of foreign and domestic markets for the goods or services to be exported, and/or multiplier tables.

In reference to 8 CFR 204.6(m)(3)(ii) as stated above for a Regional Center it is imperative to fully explain indirect job creation, as well as the direct and induced jobs, if any. The requirement of creating at least 10 new full-time (35 hours per week) jobs per each individual alien investor may be satisfied by showing that, as a result of the investment and the activities of the new enterprise, at least 10 jobs per alien investor will be created directly or indirectly through an employment creation multiplier effect. An economic analysis and model that shows and describes job creation for each category of economic activity (for example, manufacturing, food production/processing, warehousing, tourism and hospitality, transportation, power generation, agriculture, etc.) is required.

An economic analysis and model, such as IMPLAN, must show and describe job creation for each category of economic activity. The economic activities identified by Aloha Regional Center as economic clusters that are targets of investment are (1) Waste Management, (2) Alternative Energy, (3) Hotel, (4) Manufacturing, (5) Retail Center, (6) Restaurant, (7) Biotechnology, (8) Performing Arts, (9) Call Center, (10) Aquacenter, (11) Agriculture, (12) Senior Care Facilities and (13) Medical Office Buildings. (b) (4)

[REDACTED]

[REDACTED]

[REDACTED]

For each economic activity described in the economic analysis, it is also necessary to list the actual job creating activities that could be shown on an organizational chart for a business in any particular economic activity. These are direct jobs. The job creating activities are separate from economic activities. For example, in manufacturing the job creating activities might include construction, maintenance, administrative and clerical occupations, as well as the actual assembly jobs normally associated with manufacturing.

It is imperative to fully explain indirect job creation, as well as the direct and induced jobs, if any. The requirement of creating at least 10 new full-time (35 hours per week) jobs per each individual alien investor may be satisfied by showing that, as a result of the investment and the activities of the new enterprise, at least 10 jobs per alien investor will be created directly or indirectly through an employment creation multiplier effect. Aspects of this element of the proposal may be combined with Regional or National Impact analysis in a single economic analysis and job creation model. When relying on econometric models for indirect job creation<sup>1</sup> it is important to be aware that "direct jobs" will be real

<sup>1</sup> USCIS does not accept or credit creation of direct temporary "construction jobs" within a business plan or economic job creation forecasts activities which involve a limited duration construction phase of less than 2 years unless the scope, complexity, and the ongoing construction phase must be fully sustained for all the construction

identifiable jobs supported by wage reports, Forms 941, and I-9 forms when the investor files his I-829. Some econometric models predict jobs based on the dollar amount invested in the overall project and this too must be made clear. This distinction will be critical at the I-829 removal of condition stage of the immigration process.

Other factors to be considered to assess job creation and economic impact include the descriptions of the organizational structures e.g., LLP, LLC, corporations, partnerships, etc., of the enterprises participating in the proposed Regional Center and sample or representative business plans and subscription agreements. While sample copies of a partnership agreement, escrow agreement, private placement memorandum and subscription agreement were provided, these had the appearance of documents purchased at an office supply store or downloaded from a legal forms website.

(b) (4)



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phase jobs for 2 years or more with respect to the size, scope, nature, engineering/technology challenges and breadth of the project--for example a massive-scale nuclear power facility, or major Dam or a giant oil refinery, or similar type of massive and expansive and major engineering project. Shorter term construction jobs less than two years in duration have been determined to be of such a short term in nature as to not be sustained and to decrease and disappear as the initial construction activities wind down to completion. Such shorter term construction jobs in many locations are seasonal at best. Nevertheless, for all capital investment expenditures for the construction phase, all capital-induced "down-stream" support activities and "indirect" jobs impacted and associated with the construction activities such as suppliers, transportation, engineering and architectural services, maintenance and repair services, interior design services, manufacturing of components and materials, etc., may be factored into the calculations for creation of indirect jobs.

**Regional Center's Operational Plan- Amount and Source of the Regional Center's Operating Capital (8 CFR 204.6(m)(3)(iii)):**

A proposal must include a detailed statement regarding the amount and source of the capital that has been committed to the Regional Center. USCIS has interpreted the words, "amount and source of capital that has been committed to the Regional Center" to mean the capital sufficient to sustain the Regional Center distinct from immigrant investors' required capital investment in a new commercial enterprise within the Regional Center.

The detailed statement that is required to meet the regulatory requirement relating to the amount and source of capital committed to the Regional Center should include:

- The exact amount of funds that have been dedicated to the Regional Center to accomplish the goals of the Immigrant Investor Pilot Program;
- The source of such funds;
- Whether the amount is sufficient to sustain the Regional Center; and

(b) (4)



Certain expenses, such as document preparation and economic analyses, that have been incurred prior to filing the application for regional center designation, should be included in the detailed statement regarding the amount and source of funds committed to the regional center. Money already spent should also be included in the detailed statement of funds committed to the Regional Center. Money placed in the corporate bank account could be considered committed to the regional center. The statement should also show evidence the regional center has sufficient funds, assets and resources committed to regional center for its continued operation until such time as it becomes self-sustaining through investor fees or other sources. (b) (4)



None of the capital sustaining the Regional Center can come from immigrant investors' required threshold capital investment (as distinct from the new commercial enterprises' revenues). This separation of funds is necessary to enable the alien entrepreneur to qualify for the conditional EB-5 immigrant investor classification at the I-526 petitioning stage of the immigration process

**Regional Center's Operational Plan- Recruitment and Due Diligence (8 CFR 204.6(m)(3)(iii)):**

Also, for any individual alien investor who will be solicited by a Regional Center to invest the requisite capital into a Regional Center commercial activity, it will be incumbent on the Regional Center to engage in a due diligence process to establish that all sources of capital can be fully explained and clearly shown to have been lawfully obtained.

Submit a plan of proposed Regional Center operation which addresses how investors will be recruited and how the Regional Center will conduct its due diligence to accommodate the requirement that all immigrant investor funds will be lawfully obtained and describe what measures will be taken by the Regional Center to ensure and validate this. (b) (4)

**Regional Center's Operational Plan-Promotional Efforts (8 CFR 204.6(m)(3)(iii)):**

Under 8 CFR 204.6(m)(3)(iii), USCIS interprets the words "promotional efforts" to mean an advertising or marketing program planned by the sponsors of the Regional Center that is designed to attract immigrant investors to the Regional Center. Regional Center proposals require a full description of the past, current and future promotional activities for the Regional Center. This shall include a description of the budget for this activity as well as a statement as to the source of those funds used to accomplish this necessary task. Again, if the promotional efforts will be subcontracted, and if any contracts or memorandums of understanding have been made with such firms, please provide copies of them. It is considered a dangerous practice to use the same company to promote or market investment plans that also verifies the lawful source of funds as it creates an inherent conflict of interest. Ultimately, the regional center is responsible for the qualifications of potential investors as part of due diligence.

**Regional or National impact of the Regional Center (8 CFR 204.6 (m)(3)(iv)):**

Regulations at 8 CFR 204.6(m)(3)(iv) require that the proposal contain:

...a detailed prediction regarding the manner in which the regional center will have a positive impact on the regional or national economy in general as reflected by such factors as increased

household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and without the regional center;

A detailed prediction must be provided which includes the topics of regional or national impact on household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and outside the Regional Center (Note the regulation above states "will have a positive impact" not may have). This can be combined with job creation analysis.

The proposal should not makes vague references to regional economic impacts but should provide actual monetary predictions and address the elements listed in USCIS regulations. The economic model and analysis requested under job creation will also need to address these specific points as listed here.

**The Business Approach and Structure of the Regional Center (Section 610 of Public Law 102-395(October 6, 1992)):**

The business aspects of the Regional Center must be fully explained as to its structure. This aspect of a proposal includes, but is not limited to, the following basic elements or samples of them as applicable to the business approach and structure to be used by the Regional Center:

- An overall Business Plan for the Regional Center
- Draft Operating Agreement
- Draft Partnership Agreement
- Draft Subscription Agreement
- Draft Escrow Agreements and Instructions (one for capital and one for any service fees), if any.
- List of proposed reputable financial institutions to serve as the Escrow Agent(s), if any.
- Draft of an Offering Letter, Memorandum, Confidential Private Placement Memorandum, or similar offering made in writing to an immigrant investor through the Regional Center.
- Draft Memorandum of Understanding, Interagency Agreement, Contract, Letter of Intent, Advisory Agreement, or similar agreement to be entered into with any other party, agency or organization to engage in activities on behalf of or in the name of the Regional Center.
- Articles of Incorporation from the State for the Regional Center

**Administrative Oversight (8 CFR 204.6)):**

The regulations at 8 CFR 204.6(m)(6), require that an approved Regional Center in order to maintain the validity of its approval and designation, must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether an approved and designated Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS

approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year<sup>2</sup>, commencing with the initial year as follows:

Submit a description of your plans to administer, oversee, and manage the proposed Regional Center, including but not limited to such things as to identify, assess and evaluate proposed immigrant investor projects and enterprises; how the proposed Regional Center would perform "due diligence" as to whether investment capital to be sought will consist solely of alien investor capital or a combination of alien investor capital and domestic capital; how to monitor all investment activities affiliated, through or under the sponsorship of the proposed Regional Center, and to maintain records, data and information on projects, investors, business activities, etc., in order to report to USCIS for each Federal Fiscal Year. This is known as "due diligence" and is coupled with "oversight reporting responsibilities" to be fully explained if approved and designated.

**Translations:**

Any document containing a foreign language submitted to USCIS shall be accompanied by a full English translation that the translator has certified as complete and accurate, and by the translator's certification that he or she is competent to translate from the foreign language into English.

**Copies:**

Unless specifically required that an original document be filed with an application or petition, an ordinary legible photocopy may be submitted. Original documents submitted when not required will remain part of the record, even if the submission was not required. Please do not submit duplicates.

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<sup>2</sup> A Federal Fiscal Year runs for twelve consecutive months from October 1<sup>st</sup> to September 30<sup>th</sup>.

MCADAM & MCCARTHY

A LAW FIRM

JOSEPH C. MCCARTHY, MS JD  
1850 Industrial St. #604, Los Angeles, CA 90021 | (206) 898-0133 |  
[jmccarthy@mc2firm.com](mailto:jmccarthy@mc2firm.com)

**SUBMISSION CONTAINS "CONFIDENTIAL COMMERCIAL INFORMATION." PER THE FREEDOM OF INFORMATION ACT, 5 U.S.C. § 552 (b)(4), SUBMITTER REQUESTS PRE-DISCLOSURE NOTIFICATION PER PRESIDENTIAL EXECUTIVE ORDER NO 12600, 52 FED. REG. 23781 (JUNE 23, 1987)**

United States Citizenship and Immigration Service | California Service Center  
Attn: EB-5 Regional Center Proposal  
24000 Avila Road, 2<sup>nd</sup> Floor  
Laguna Niguel, CA 92677

February 21<sup>st</sup>, 2011

Sent Via Messenger

**RE: Response to Request for Evidence  
Aloha Regional Center Proposal (W09001540)**

Dear USCIS Adjudication Officer:

**I. INTRODUCTION**

The Aloha Regional Center, LLC ("Company") respectfully submits the following information and documents in response to the December 2, 2010 Request for Evidence ("RFE"), for the proposed Aloha Regional Center ("ARC"), under the EB-5 Immigration Program (8 U.S.C. §1153(b)(5), 8 C.F.R. §204.6), and Immigrant Investor Pilot Program ("EB-5 Regional Center Program") (hereinafter, the "RFE Response").<sup>1</sup> This RFE Response is intended to draw the USCIS Officer's attention to relevant information requested by USCIS in satisfaction of 8 C.F.R. § 204.6(m). The initial ARC application, this RFE Response and all corresponding exhibits constitute a single, comprehensive submission pursuant to 8 C.F.R. 103.2(b)(11).

**A. Jurisdiction**

The California Service Center is the USCIS office with appropriate jurisdiction to consider this RFE Response pursuant to the January 9, 2009 USCIS Memo published in the *Federal Register*<sup>2</sup>, 8 C.F.R. 204.6(b) and 8 C.F.R. 216.6(a)(2).

**B. Protection of Confidential Commercial Information**

This RFE Response and the initial ARC application contain "confidential commercial information" that is entitled to the protections accorded by the Freedom of Information Act, 5 U.S.C. 552 ("FOIA") and

<sup>1</sup> Section 610 Department of Commerce, Justice, and State, the Judiciary, and Related Agencies Act

<sup>2</sup> Federal Register: January 9, 2009 (Volume 74, Number 6, pgs 912-913), U.S. Citizenship and Immigration Services (CIS No. 2462-08; DHS Docket No. USCIS-2008-0076)

# MCADAM & MCCARTHY

## A LAW FIRM

Executive Order No. 12600 (June 1987). Specifically, 5 U.S.C. 552(b)(4) of the FOIA provides that "trade secrets and commercial or financial information obtained from a person [that is] privileged or confidential" are exempt from disclosure under FOIA. In addition, Executive Order No. 12600 requires the Department of Homeland Security (and, therefore, USCIS) to promulgate regulations that afford pre-disclosure notification procedures for all persons or entities that submit "confidential commercial information." FOIA defines "confidential commercial information" as "records provided to the government by a submitter that arguably contain material exempt from release under Exemption 4 of the Freedom of Information Act...because disclosure could reasonably be expected to cause substantial competitive harm."

### **II. Proposal Must Be Signed by a Principal of the Economic Entity**

Title 8, Section 103.2(a)(2) requires that the applicant or petitioner must sign their petition or application. The principal and point of contact for the Company, Ed Cichon, has provided his signature to the proposal in **Exhibit A**.

Ms. Kim Vanderlaan has withdrawn as a principal for the Company and will no longer be involved with the Regional Center.

### **III. Regional Center Proposal Must be Accompanied by an Update G-28**

**Exhibit A** includes an updated G-28 signed by Company principal, Ed Cichon.

### **IV. Promotion of Economic Growth within the Selected Geographic Area (8 CFR 204.6(m)(3)(i))**

8 CFR 204.6(m)(3)(i) requires that a regional center proposal clearly describe how the regional center focuses on a geographic region of the United States and how it will promote economic growth through improved regional productivity, job creation, and increased domestic capital investment...

The RFE requests that the Company submit an economic analysis showing how the regional center will promote economic growth through improved productivity, job creation, and increased capital investment within the regional. Instead of dividing the regional center separate geographic sub regions, however, the economic analysis should focus on the aggregated region that encompasses the entire regional center geography.

In response, Wright Johnson submitted an updated economic analysis, entitled Economic Analysis For A Regional Center encompassing the State of Hawaii, Final Report Prepared for Aloha Regional Center (February 11<sup>th</sup>, 2011) (hereinafter referred to as the "Wright Johnson report"). The new analysis reports the impact of the aggregated regional center on such measures as worker output & employee compensation (Section 1-4); increases in household earnings (Section 1-6); increases in utilities, maintenance, and business services (Section 1-7), and job creation (Section 4-2). **Exhibit B**. A complete summary of these impacts is offered in Section 1 of the Wright Johnson Report.

Wright Johnson's study examines the economic impact of one (1) target industry economic sectors:

- (1) Aquaculture - Fish Farming (NAICS Code 112511)

Previously, the Company sought approval for thirteen (13) target economic industry sectors. Instead, the Company now wishes to relinquish all other industry sectors except for the item above.

**V. Regional or National Impact of the Regional Center (8 CFR 204.6(m)(3)(iv))**

Regulations at 8 CFR 204.6(m)(3)(iv) require that a proposal contain:

... a detailed prediction regarding the manner in which the regional center will have a positive impact on the regional or national economy in general as reflected by such factors as increased household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and without the regional center;

(b) (4)

As described in Section IV of this cover letter above, Wright Johnson performed a new economic analysis to address the deficiencies identified by USCIS in the December RFE, including the factors described in 8 CFR 204.6(m)(3)(iv). Please refer to **Section 1 Executive Summary** of the Wright Johnson Report for a synopsis of the positive economic impact.

**VI. Indirect Job Creation (8 CFR 204.6(m)(3)(ii))**

Regulations at 8 CFR 204.6(m) (3) (ii) requires you to:

Provide in verifiable detail how jobs will be created indirectly;

It is imperative to fully explain indirect job creation, as well as the direct and induced jobs, if any. The requirement of creating at least 10 new full-time (35 hours per week) jobs per each individual alien investor may be satisfied by showing that, as a result of the investment and the activities of the new enterprise, at least 10 jobs per alien investor will be created directly or indirectly through an employment creation multiplier effect. For example, Wright Johnson used IMPLAN as the econometric model.

(b) (4)

USCIS requests, the business plan includes details with respect to the completion timeframe (in years and months) which include projected milestones.

The business plan that was used as the input for the IMPLAN model in the updated Wright Johnson report is provided in Exhibit C. (b) (4)

**VII. Regional Center Structure**

(b) (4)

Pursuant to previous USCIS decisions, in order to demonstrate the investor is sufficiently engaged in the management of the commercial enterprise, the investors will serve as limited partners, and thereby satisfy the "policy formulation" requirements of 8 C.F.R. § 204.6(j)(5). A sample copy of the limited partnership agreement is included in Exhibit D, which states that the limited partners are endowed with the rights under the Uniform Limited Partnership Act as adopted by the state of Hawaii (HRS Chapter 425E).

Furthermore, the Company retained outside counsel to draft a subscription agreement and private placement memorandum. Exhibit D. (b) (4)

Please add the following to the list of financial institutions:

NES Financial/Sun Trust Bank  
161 North Clark Street, Suite # 4900  
Chicago, Illinois 60601  
t: 312-803-7518 | f: 312-803-7534

**VIII. Regional Center Operational Plan – Amount and Source of Regional Center Operating Capital (8 C.F.R. 204.6(m)(3)(iii))**

**A. Capital Committed**

Under 8 CRF 204.6(m)(3)(iii), a proposal must include a detailed statement regarding the amount and source of the capital that has been committed to the Regional Center. USCIS has interpreted the words, “amount and source of capital committed to the Regional Center” to mean the capital sufficient to sustain the Regional Center distinct from the immigrant investors’ required capital investment in a new commercial enterprise within the Regional Center.

The detailed statement that is required to meet the regulatory requirement relating to the amount and source of capital committed to the Regional Center should include:

- The exact amount of funds that have been dedicated to the Regional Center to accomplish the goals of the Immigrant Investor Pilot Program;
- The source of funds;
- Whether the amount is sufficient to sustain the Regional Center.

(b) (4)

Located within **Exhibit E**, the USCIS examiner will find the executed contracts between the principals Aloha Regional Center and the law firm of McAdam and McCarthy for their services in the preparation of the Regional Center proposal and response to the RFE ((b) (4) ). Additionally, the examiner will find contract between the principals of the Aloha Regional Center and Wright Johnson, LLC, for economic analyses performed for the Regional Center proposal ((b) (4) ). The total amount spent in preparation of the Regional Center proposal is (b) (4) .

The total capital committed to the Aloha Regional Center is (b) (4) . Of that, (b) (4) has been allocated to the Aloha Regional Center. A letter from First Hawaiian Bank is located in **Exhibit E** to evidence the funds located in the company account. Additionally, Maui Fresh Fish, LLC has provided an additional (b) (4) to support Regional Center operation, business operation, and overseas marketing to solicit foreign investment capital. A letter from First Hawaiian Bank confirms the amount currently in the Maui Fresh Fish account. **Exhibit E**. The source of these funds comes from Regional Center principal and businessmen Ed Cichon.

(b) (4)

(b) (4)

None the capital sustaining the Regional Center will come from immigrant investors' required threshold capital investment (as distinct from the new commercial enterprises' revenues).

**B. Promotional Efforts**

USCIS interprets the words "promotional efforts" under 8 C.F.R. 204.6(m)(3)(iii) to mean an advertising or marketing program planned by the sponsors of the regional center that is designed to attract immigrant investors. This requires a full description of the past, current, and future promotional activities, which includes a budget for each activity. (b) (4)

ARC acknowledges the inherent conflict of interest from using any marketing firm who both promotes an investment and also verifies the lawful source of funds.

**IX. Regional Center's Operational Plan – Investor Recruitment and Due Diligence (8 CFR 204.6(m)(3)(iii))**

ARC has an obvious interest in ensuring that an EB-5 investor's I-526 petition will not be denied, as well as an interest in maintaining the integrity and reputation of the EB-5 regional center program. ARC will encourage investors to complete questionnaires and provide documentation regarding, among other things, the source of EB-5 investment funds, financial documents (such as bank records and tax returns), investment documents, business documents, and personal identity documentation.

As part of the preparation of the Source of Funds, ARC will require the investor to submit to both the immigration attorney and a 3<sup>rd</sup> party consultant the following documents described, but not limited to, under 8 CFR 204.6(j)(2):

(b) (4)

# MCADAM & MCCARTHY

## A LAW FIRM

ARC will also encourage EB-5 investors to provide to the investor's immigration attorney documentation necessary to properly file an I-526 petition. ARC is confident that its investor funds will be lawfully obtained based on:

- ARC's due diligence questionnaires and documentation requests;
- Escrow bank obligation to comply with 31 U.S.C. 5318(i) "Due Diligence for United States Private Banking and Correspondent Bank Accounts Involving Foreign Persons";
- Immigration attorney's source and path of funds analysis submitted with individual I-526 petitions; and
- The USCIS's own background check conducted on all I-526 petitioners.

The initial information gathering will occur through the sample investor questionnaire included within the ARC proposal. As part of the preparation of the I-526 application, the ARC will encourage investors to utilize a credible 3<sup>rd</sup> party professional – such as accounting firms or qualified consulting firms (e.g. PKF Consulting) – to prepare a detailed financial profile of the investor and to verify the legitimacy of the source of funds. ARC has identified several 3<sup>rd</sup> party professional, such as:

- (1) PKF Consulting Inc. - Beijing Office  
Suite 1208, Zhuzong Tower, 25 Dongsanhuan Zhonglu  
Chaoyang District, Beijing 100020, China
- (2) BDO China  
25/F. Wing on Centre 111 Connaught Road Central  
Hong Kong  
Email: [bdo@bdo.com.hk](mailto:bdo@bdo.com.hk)
- (3) Kingson Law Firm:  
20/F. Guangfa Finance Center  
83 Nonglixia Road  
Guangzhou, PR China 510080

ARC will also require its escrow banks to comply with 31 U.S.C. 5318(i), "Due Diligence for United States Private Banking and Correspondent Bank Accounts Involving Foreign Persons." Based on discussions with various prospective banks, they require a copy of the investor's passport, a W-8 tax form, and they will perform their own independent Office of Foreign Assets Control (OFAC) check. Any potential concerns regarding an individual investor's funds will be followed-up through various background channels.

### **X. Posting Regional Center Information on the USCIS Website:**

Please use the following contact information for the USCIS website:

MCADAM & MCCARTHY

A LAW FIRM

**Name of Regional Center**

Aloha Regional Center

**Public Address**

77 Hookele Street, Suite 302 | Kahului, HI 96732

**Point of Contact**

Ed Cichon

**Phone/Fax**

T: (808) 268-9000 | F: (808) 270-1072

**Email/Webpage**

Email: [edcichon@gmail.com](mailto:edcichon@gmail.com)

**XI. CONCLUSION**

The Company hopes that they have provided a simple, clear, and satisfactory response to USCIS's RFE requests. They look forward to participating in the Regional Center Pilot Program in 2011 to create much needed jobs in Hawaii.

Kindest Regards,



Joseph McCarthy, MS JD

**EXHIBITS**

**Exhibit A:** Aloha Regional Center Signature Page

**Exhibit B:** Economic Analysis For A Regional Center encompassing the State of Hawaii. Final Report Prepared for Aloha Regional Center (February 11, 2011)

**Exhibit C:** Maui Fresh Fish, LLC Business Plan

**Exhibit D:** Sample Regional Center Offering Documents

Sample Limited Partnership, Maui Fresh Fish, LP

Sample Private Placement Memorandum: Maui Fresh Fish

Sample Subscription Agreement: Maui Fresh Fish

**Exhibit E:** Executed Contracts for the Preparation of the ARC Proposal

Letter from First Hawaiian Bank

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# ALOHA

REGIONAL CENTER

February 22<sup>nd</sup>, 2011

United States Citizenship and Immigration Service | California Service Center

Attn: EB-5 Regional Center Proposal

24000 Avila Road, 2<sup>nd</sup> Floor

Laguna Niguel, CA 92677

RE: ALOHA REGIONAL CENTER

To whom it may concern:

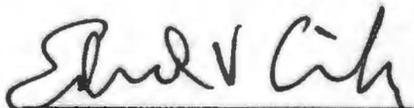
Title 8, Section 103.1(a)(2) requires that an applicant or petitioner must sign his or her application or petition, and that by signing the application or petition, the applicant or petitioner, or parent or guardian certifies under penalty of perjury that the application or petition, and all evidence submitted with it, either at the time of filing or thereafter, is true and correct.

While no specific form is required for a Regional Center proposal, USCIS has declared that the proposal must include a signature of a principal and a point of contact of the proposed Regional Center, generally found on the letter requesting the benefit.

As such, in my capacities as a principal and the point of contact for the Aloha Regional Center, we do hereby sign the instant petition for designation as an EB-5 Regional Center under the EB-5 Immigration Program (8 U.S.C. §1153(b)(5), 8 C.F.R. §204.6), and Immigrant Investor Pilot Program (Section 610 of the Department of Commerce, Justice and State, the Judiciary, and Related Agencies Appropriates Act of 1993), Pub. L. 102-395).

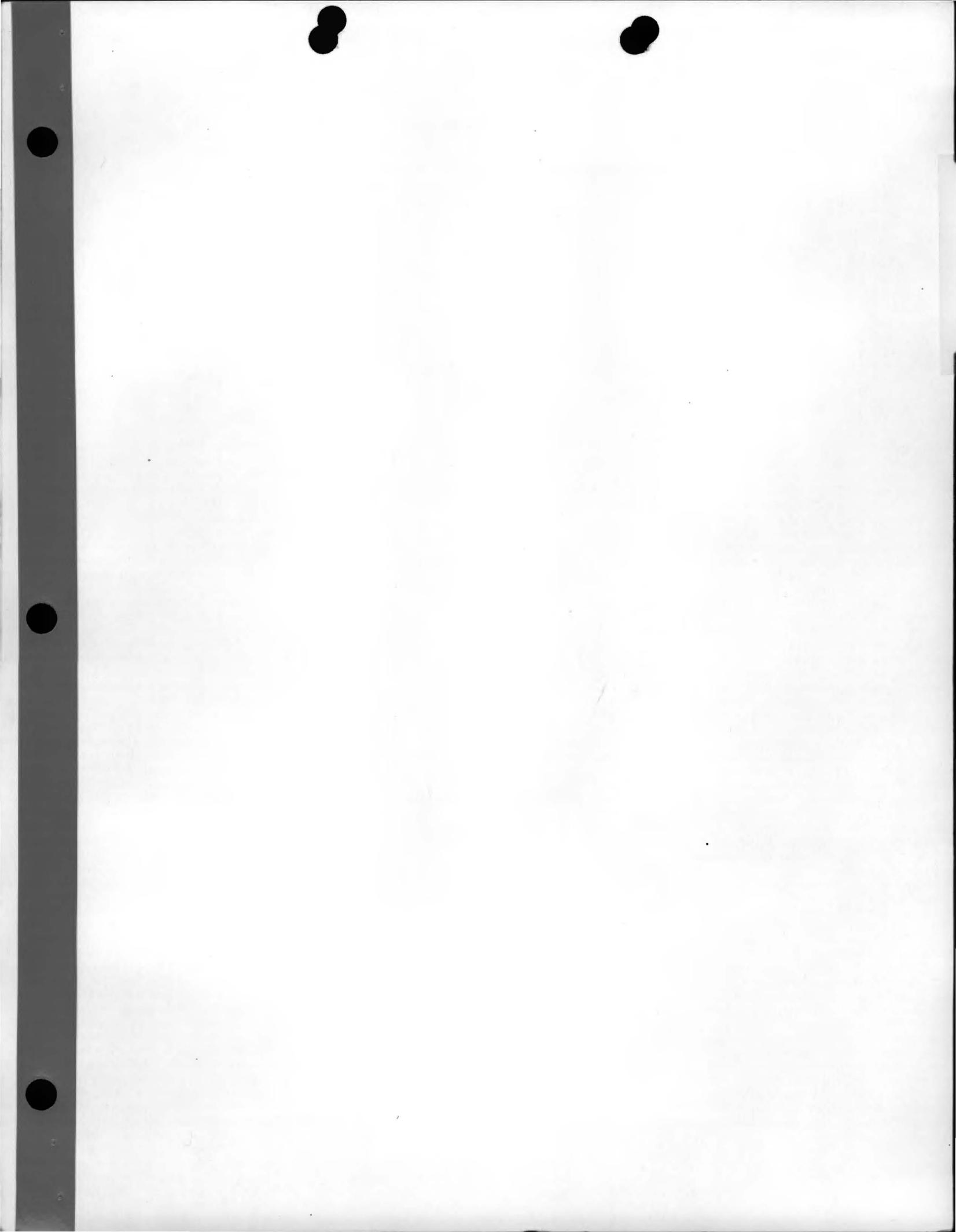
This letter also certifies that the capital commitment outlined in both our Regional Center proposal and subsequent responses to the RFE is hereby irrevocably pledged to the operation and promotion of the Aloha Regional Center in its first year.

Sincerely,

  
Ed Cichon

2/22/11  
Date

Principal | Aloha Regional Center





**WRIGHT JOHNSON**

---

*professional authors and analysts*

**Economic Analysis  
for a Regional Center Encompassing  
the State of Hawaii**

---

**Final Report**

Prepared for

**Aloha Regional Center**

by

**Wright Johnson, LLC**

**February 11, 2011**

205 Worth Avenue, Suite 201, Palm Beach, FL 33480

Telephone: (561) 602-1992

Email: [info@wrightjohnsonllc.com](mailto:info@wrightjohnsonllc.com)

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## I. EXECUTIVE SUMMARY

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(b) (4)

































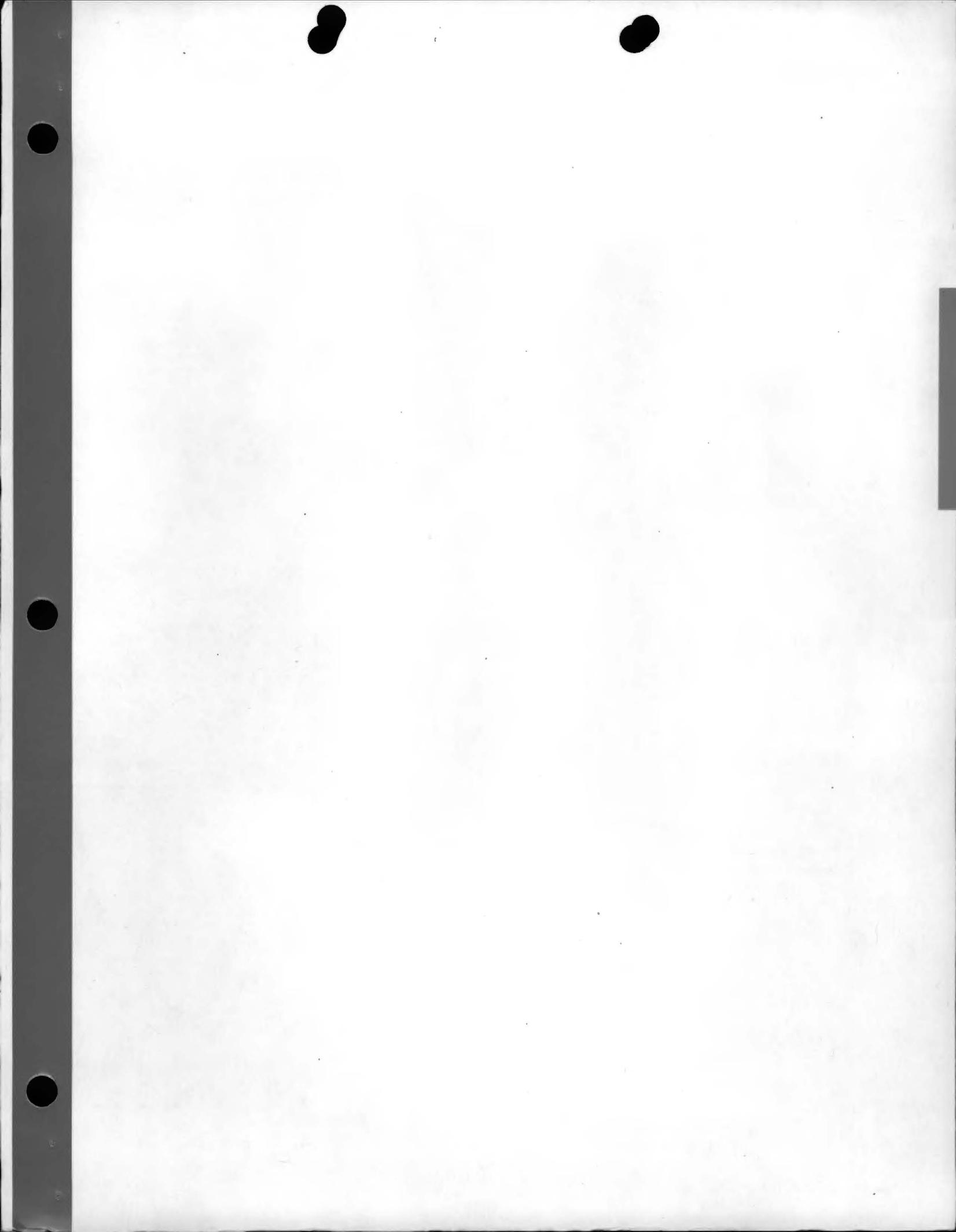












**LP 1—Business Plan for EB-5 Investment**  
**Maui Fresh Fish**

**ALOHA REGIONAL CENTER**  
3400-C Kahekili Highway  
Wailuku, Hawaii 96793  
Tel: 808-268-9000  
[info@mauifreshfish.com](mailto:info@mauifreshfish.com)

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**Executive Summary**

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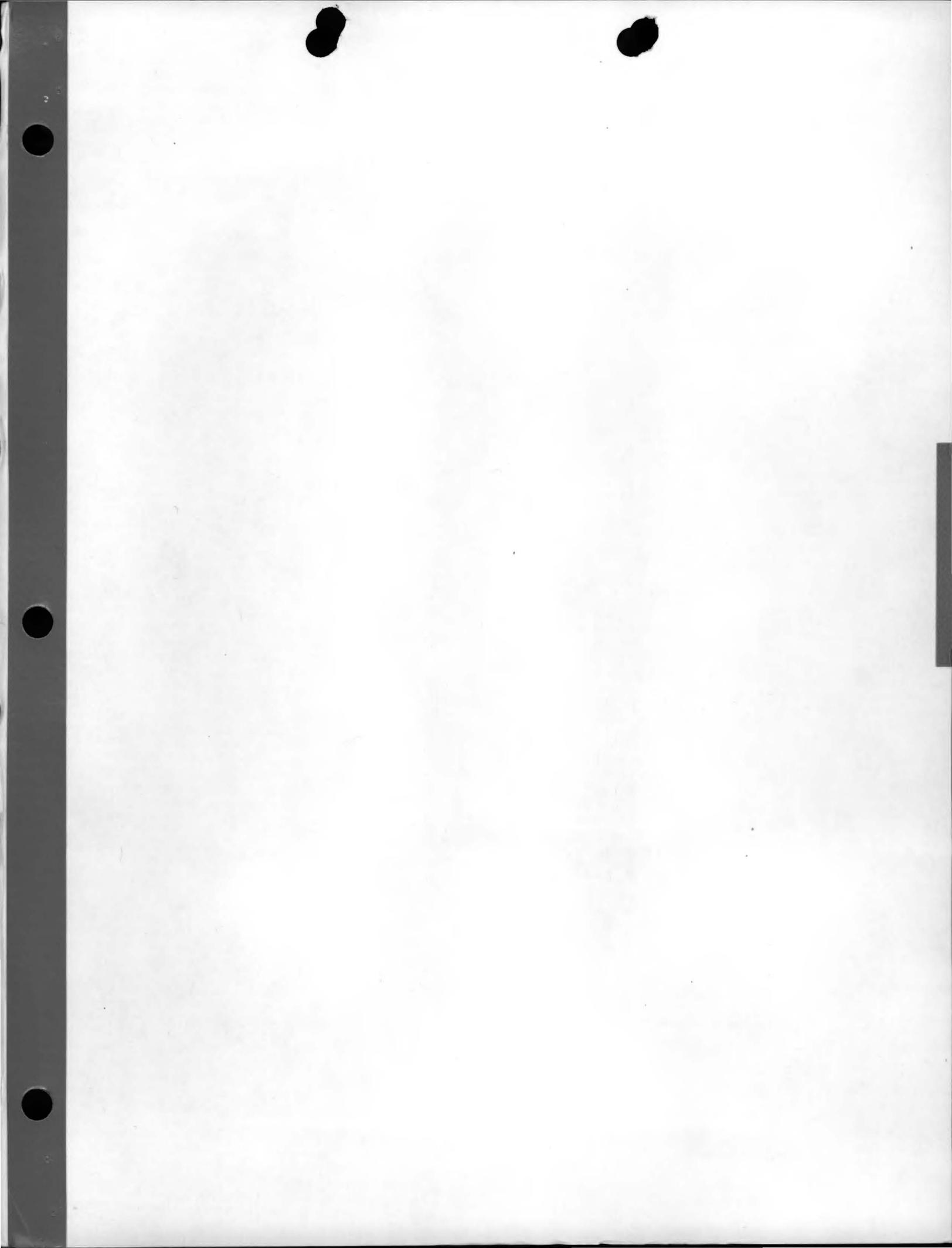












**LIMITED PARTNERSHIP AGREEMENT**

**OF**

**MAUI FRESH FISH, LP**

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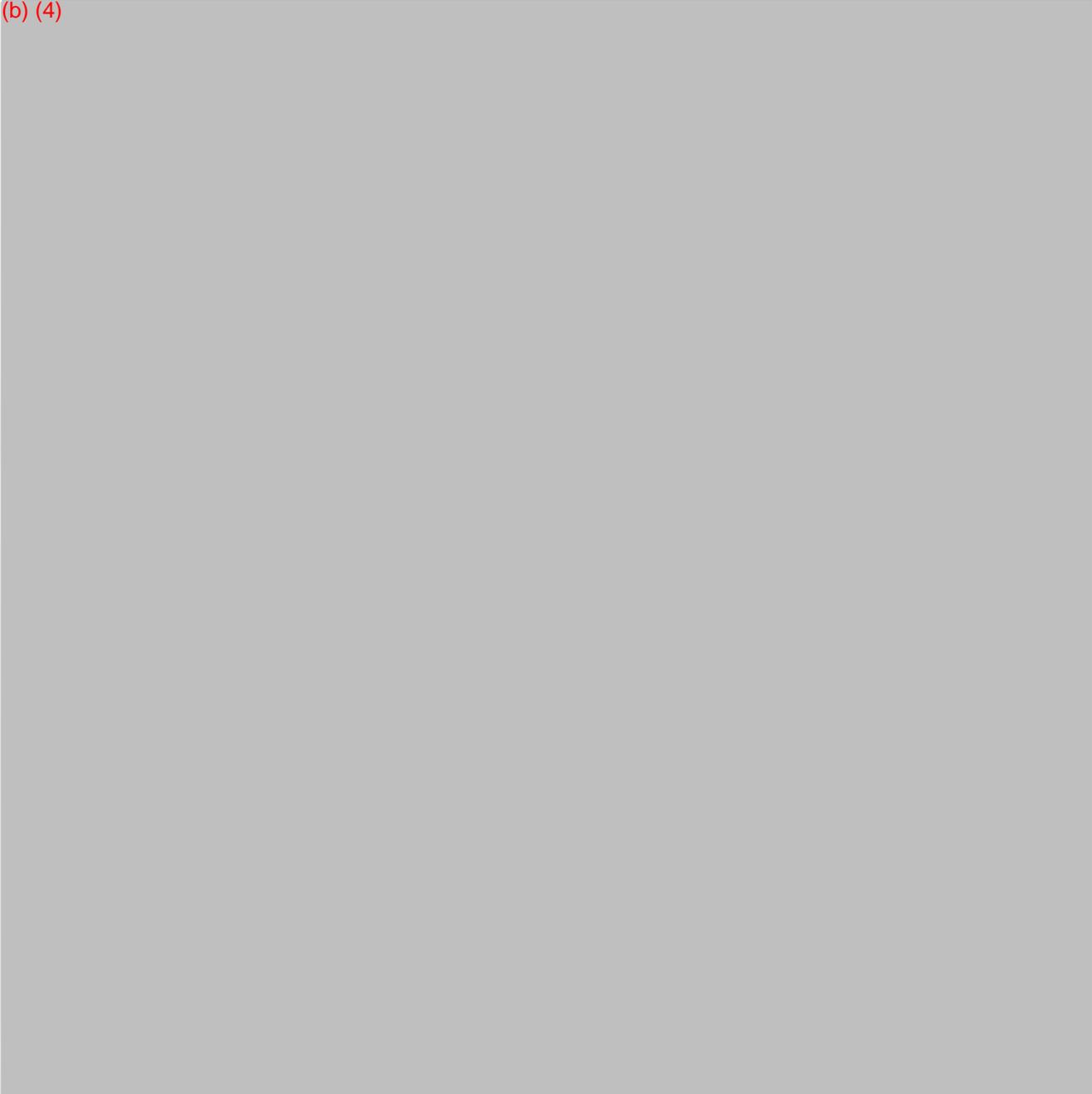
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**LIMITED PARTNERSHIP AGREEMENT**

**OF**

**MAUI FRESH FISH, LP**

(b) (4)























































































**Confidential Private Offering Memorandum**

(b) (4)



\_\_\_\_\_  
**Name of Recipient**

**DATE: May 1, 2009**

**The date of this Confidential Private Offering Memorandum is May 1, 2009.**

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SAMPLE

**APPENDICES**

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Exhibit B    QHTB Ruling dated December 22, 2008

Exhibit C    Financial Statements

**SAMPLE**

**MAUI FRESH FISH, LLC**

**CONFIDENTIAL PRIVATE OFFERING MEMORANDUM**

(b) (4)





































































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**ADDITIONAL INFORMATION**

A prospective investor is strongly encouraged to ask questions of and receive answers from the Company regarding the terms and conditions of this Offering, the Units, the business and activities of the Company, and to obtain additional information to the extent the Company possesses the information requested or can acquire it without unreasonable effort or expense.

**Maui Fresh Fish, LLC**

Edward V. Cichon  
3400-C Kahekili Highway, Wailuku, Hawaii 96793, (808) 268-9000.

Mitchell Redlo  
82 Chelsea Meadows Drive, West Henrietta, New York 14586 (585) 472-5700

Chad Yokouchi  
730 Kakalina Place, Wailuku, Hawaii 96793 (808) 357-0410

---

**SAMPLE**

LIST OF EXHIBITS

- |           |   |
|-----------|---|
| Exhibit A | Amended and Restated Operating Agreement (" <b>Operating Agreement</b> ") |
| Exhibit B | QHTB Ruling dated December 22, 2008                                       |
| Exhibit C | Financial Statements  |

SAMPLE

**MAUI FRESH FISH LLC  
CONFIDENTIAL PRIVATE OFFERING MEMORANDUM**

**APPENDIX I  
FORM OF SUBSCRIPTION AGREEMENT**

**SAMPLE**

**Maui Fresh Fish LLC**  
**Subscription Agreement**

(b) (4)





















**Maui Fresh Fish LLC**

**EXHIBIT A**

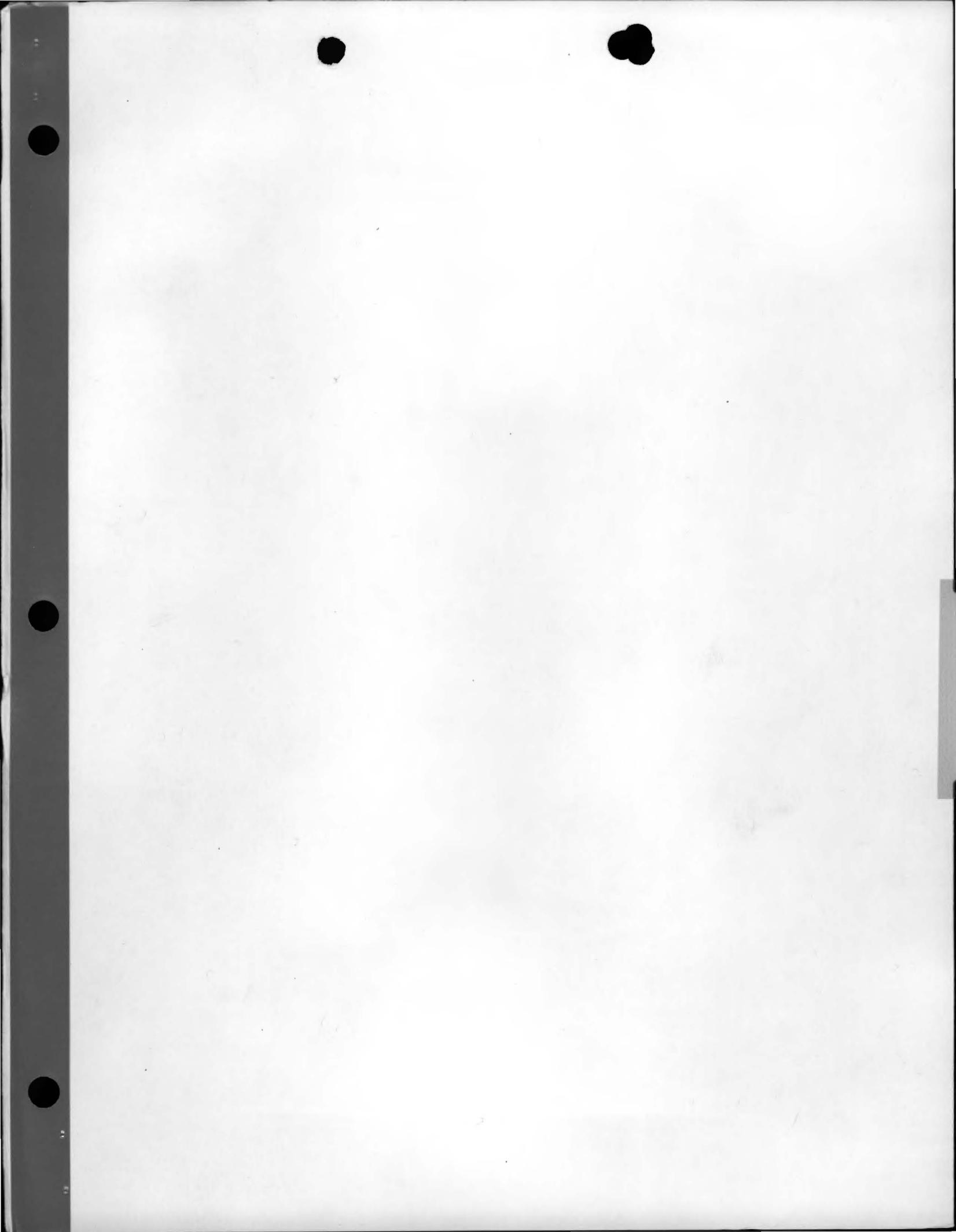
**INVESTOR INFORMATION QUESTIONNAIRE**

(b) (4)









MCADAM & MCCARTHY  
A LAW FIRM

*Creating and Implementing Effective Legal Solutions, One Client at a Time*

TM

P.O. Box 59 Seal Beach, California 90740

**ATTORNEY/CLIENT FEE AGREEMENT**

(b) (4)







**WRIGHT JOHNSON**

*professional research and author company*

CONSULTING AGREEMENT

November 24, 2009

Dear Mr. Cichon:

This will confirm the arrangements, terms and conditions pursuant to which Wright Johnson LLC ("Consultant") has been retained to serve as a consultant and advisor to the Hawaii Regional Center ("Client"). The undersigned hereby agree to the following terms and conditions:

(b) (4)







 **First Hawaiian Bank**

**Brian M. Kakihara**  
Senior Vice President &  
Branch Manager

February 23, 2011

United States Citizenship  
And Immigration Service  
California Service Center  
24000 Avila Road, 2<sup>nd</sup> Floor  
Laguna Niguel, CA 92677

Attn: EB-5 Regional Center Proposal

Gentlemen:

This letter is to confirm that Maui Fresh Fish, LLC and Aloha Regional Center, LLC maintain accounts with First Hawaiian Bank. The balances in the following accounts as of this date are:

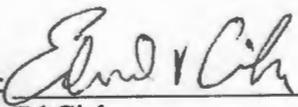
1. Maui Fresh Fish, LLC - \$(b) (4)
2. Aloha Regional Center - \$

Please contact the undersigned at 808-873-2235 should you have any questions concerning this matter.

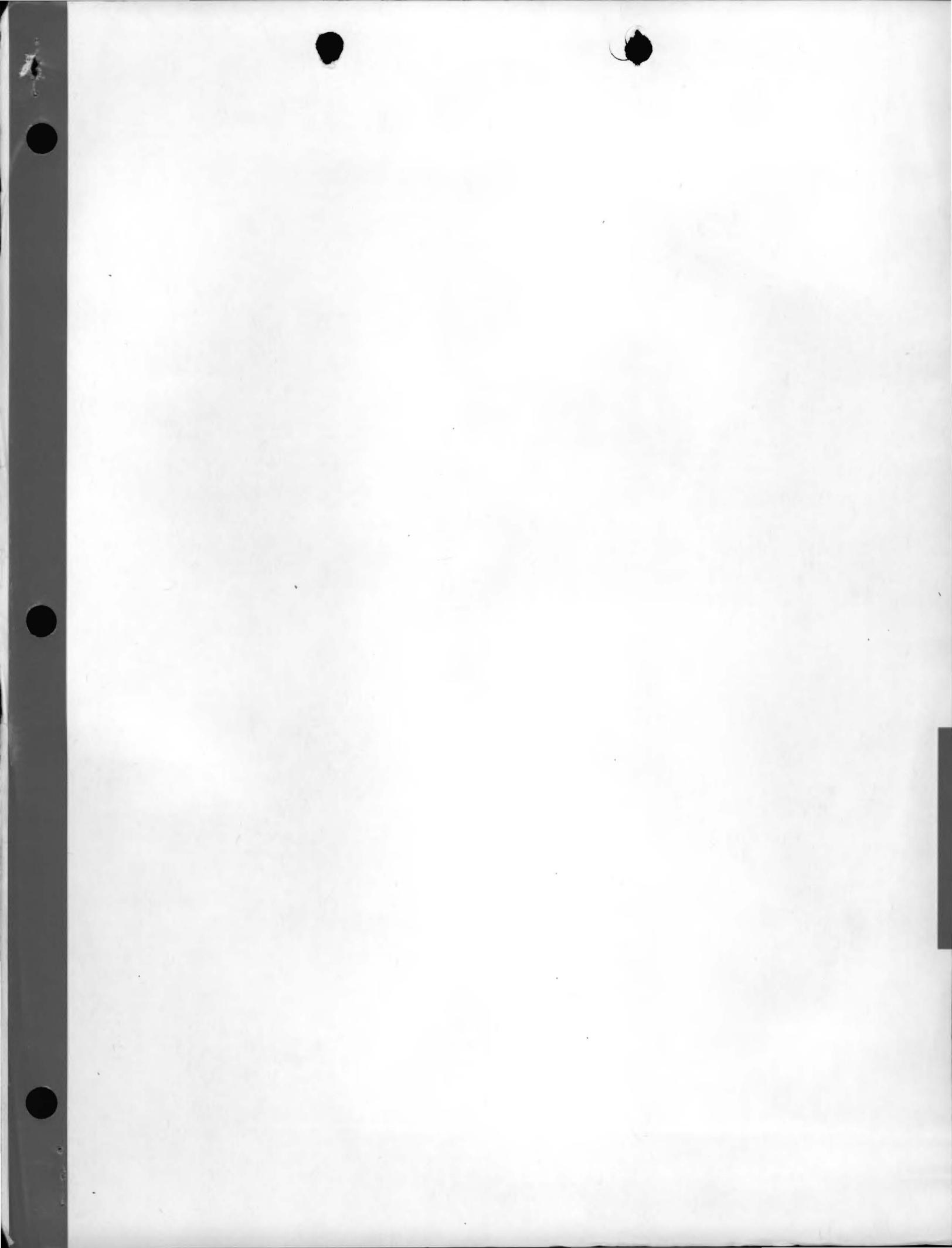


Brian M. Kakihara  
Senior Vice President & Branch Manager

BMK: mk

Authorized by: 

Ed Cichon



**SUBMISSION CONTAINS CONFIDENTIAL COMMERCIAL INFORMATION PER THE FREEDOM INFORMATION ACT (FOIA) (5 U.S.C. § 552(b)(4)), SUBMITTER REQUESTS PREDISCLOSURE NOTIFICATION PER EXECUTIVE ORDER NO. 12,600, 52 FED. REG. 23871 (JUNE 23, 1987)**

**Response to Request for Evidence (RFE)**

# **ALOHA REGIONAL CENTER**

**Submitted to:**

**United States Citizenship & Immigration Services | California Service Center  
Attn: EB-5 Regional Center Proposal  
24000 Avila Road, 2<sup>nd</sup> Floor  
Laguna Niguel, CA 92677**

**Prepared by:**

**Joseph C. McCarthy, MS JD  
1850 Industrial Street # 604  
Los Angeles, CA 90021**

# DDS

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FAX 619.263.3301

### CUSTOMER INFORMATION

ORDERED BY: McAdam & McCarthy - Joseph McCarthy

DELIVER TO

ATTN: EB-5 Regional Center Proposal

COMPANY NAME: USCIS

ADDRESS: 24000 Avila Rd St 2302

2nd Floor

CITY: Laguna Niguel

PHONE:

COMPANY NAME: McAdam & McCarthy

ADDRESS: 1850 Industrial St. #604

CITY: Los Angeles

PHONE: 206-898-0133

DATE: 2/23/11

BILLING REF: 2092727

### SPECIAL INSTRUCTIONS

File with EB-5 Regional Center Proposal, 2nd Floor

*RFE / O  
6129*

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AM FEB 25 2011  
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| <b>We shall make all reasonable effort for prompt delivery but assume no responsibility for loss arising from late delivery. DDS's liability for any direct economic damage incurred as a result of any breach, failure, act or omission of DDS and employees shall not exceed \$250.00 per invoice. Under no circumstances shall DDS be liable for incidental or consequential damages.</b> | CHARGES         |          |      |
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|                           |                 |  |
|---------------------------|-----------------|--|
|                           |                 | Application/Petition<br>REGIONAL CENTER PROPOSAL |
| Receipt # W09001540       |                 |  |
| Notice Date<br>12/02/2010 | Page<br>1 of 12 | Regional Center<br>Aloha Regional Center LLC     |

Aloha Regional Center LLC  
C/O Ed Cichon  
77 Hookele St, Suite 302  
Kahului, HI 96732

Request for Evidence

**IMPORTANT: WHEN YOU HAVE COMPLIED WITH THE INSTRUCTIONS ON THIS FORM, RESUBMIT THIS NOTICE ON TOP OF ALL REQUESTED DOCUMENTS AND /OR INFORMATION TO THE ADDRESS BELOW. THIS OFFICE HAS RETAINED YOUR PETITION/APPLICATION WITH SUPPORTING DOCUMENTS.**

**THE INFORMATION REQUESTED BELOW MUST BE RECEIVED BY THIS OFFICE NO LATER THAN EIGHTY-FOUR (84) DAYS FROM THE DATE OF THIS NOTICE. IF YOU DO NOT PROVIDE THE REQUESTED DOCUMENTATION WITHIN THE TIME ALLOTTED, YOUR APPLICATION WILL BE CONSIDERED ABANDONED PURSUANT TO 8 C.F.R. 103.2(B)(13) AND, AS SUCH, WILL BE DENIED.**

WS24065/CSC1309/DIV III

**RETURN THIS NOTICE ON TOP OF THE REQUESTED INFORMATION LISTED ON THE ATTACHED SHEET.**

**Note: You are given until 02/24/2011 in which to submit the information requested.**

**Pursuant to 8 C.F.R. 103.2(b)(11) failure to submit ALL evidence requested at one time may result in the denial of your application.**

For non-US Postal Service  
Attn: EB 5 RC Proposal  
24000 Avilla Road, 2<sup>nd</sup> Floor  
Laguna Niguel, CA 92677

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You will be notified separately about any other applications or petitions you filed. Save a photocopy of this notice. Please enclose a copy of it if you write to us about this case, or if you file another application based on this decision. Our address is:

U.S. CITIZENSHIP AND IMMIGRATION SERVICES  
CALIFORNIA SERVICE CENTER  
Attn: EB 5 RC Proposal  
P.O. BOX 10590  
LAGUNA NIGUEL, CA 92607-0526



W09001545

### **Requirements for Regional Center Designation**

The Immigrant Investor Pilot Program (“Pilot Program”) was created by Section 610 of Public Law 102-395 (October 6, 1992). The Pilot Program began in accordance with a Congressional mandate aimed at stimulating economic activity and creating jobs for U.S. workers, while simultaneously affording eligible aliens the opportunity to become lawful permanent residents. Through this innovative program, foreign investors are encouraged to invest funds in an economic unit known as a “Regional Center.”

A Regional Center is defined as any economic unit, public or private, engaged in the promotion of economic growth, improved regional productivity, job creation and increased domestic capital investment.

**Regional Center Proposals must meet all the Requirements of 8 CFR 103.2. The proposal must be signed by a principal of the Economic Entity filing the proposal:**

(b) (4)



### **Regulatory Requirements:**

8 CFR 204.6 (m)(3) describes specific evidence that must be submitted before consideration for eligibility for this benefit may proceed. The regulation at 8 C.F.R. § 204.6(m) provides:

(3) Requirements for regional centers. Each regional center wishing to participate in the Immigrant Investor Pilot Program shall submit a proposal to the Assistant Commissioner for Adjudications, which:

(i) Clearly describes how the regional center focuses on a geographical region of the United States, and how it will promote economic growth through increased export sales, improved regional productivity, job creation, and increased domestic capital investment;

(ii) Provides in verifiable detail how jobs will be created indirectly through increased exports;

(iii) Provides a detailed statement regarding the amount and source of capital which has been committed to the regional center, as well as a description of the promotional efforts taken and planned by the sponsors of the regional center;

(iv) Contains a detailed prediction regarding the manner in which the regional center will have a positive impact on the regional or national economy in general as reflected by such factors as increased household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and without the regional center; and

(v) Is supported by economically or statistically valid forecasting tools, including, but not limited to, feasibility studies, analyses of foreign and domestic markets for the goods or services to be exported, and/or multiplier tables.

In general, 8 CFR 204.6(m)(i), 8 CFR 204.6(m)(ii), 8 CFR 204.6(m)(iv) and 8 CFR 204.6(m)(v) raise issues that are for the most part addressed by a thorough economic analysis which should predict both the economic impact of the regional center and its proposed investments and the job creation, both direct and indirect, that will result from the planned investments. (b) (4)

[REDACTED]

It is always best to start with a cover letter that acts as an executive summary followed by a table of contents of the various tabbed sections to follow.

The purpose of a Regional Center is to stimulate economic activity and create jobs, which is the same as the I-526 program in general. The Regional Center has responsibilities to do a due diligence process to establish that all sources of capital used by the EB-5 immigrant investors can be fully explained and clearly shown to have been lawfully obtained. The Regional Center must also monitor and coordinate I-526 created businesses and report annually to USCIS.

Explain how the proposed Regional Center intends to fulfill its responsibilities. An Operational Plan for the regional center, similar to a business plan, may include this explanation.

In addition, please provide business plans, actual or sample plans, for businesses anticipated to be within the defined economic zones (industry types) within the regional center. The 13 economic zones you have named (business sectors) are: (1) Waste Management, (2) Alternative Energy, (3) Hotel, (4) Manufacturing, (5) Retail Center, (6) Restaurant, (7) Biotechnology, (8) Performing Arts, (9) Call Center, (10) Aquacenter, (11) Agriculture, (12) Senior Care Facilities and (13) Medical Office Buildings. Please provide the NAICS codes for each kind of business or project planned within the regional center.

(b) (4)



(b) (4)



Section 610 of the Departments of Commerce, Justice and State, the Judiciary, and Related Agencies Appropriations Act of 1993, Pub. L. 102-395, (8 USC 1153 note), as amended by Section 402 of the Visa Waiver Permanent Program Act of 2000, Pub. L. 106-396, provides:

... The establishment of a regional center may be based on general predictions, contained in the proposal, concerning the kinds of commercial enterprises that **will receive** capital from aliens, the jobs that **will be created directly** or indirectly as a result fo such capital investments, and the other positive economic effects such capital investment **will have**. (Emphasis added)

(b) (4)



Matter of Ho 22 I&N Dec. 206 (Assoc. Comm., 1998), contains the following guidelines on acceptable business plans:

*MOUI FISH FARM*

The plan should contain a market analysis, including the names of competing businesses and their relative strengths and weaknesses, a comparison of the competition's products and pricing structures, and a description of the target market/prospective customers of the new commercial enterprise. The plan should list the required permits and licenses obtained. If applicable, it should describe the manufacturing or production process, the materials required, and the supply sources. The plan should detail any contracts executed for the supply of materials and/or the distribution of products. It should discuss the

marketing strategy of the business, including pricing, advertising, and servicing. The plan should set forth the business's organizational structure and its personnel's experience. It should explain the business's staffing requirements and contain a timetable for hiring, as well as job descriptions for all positions. It should contain sales, cost, and income projections and detail the bases therefor. Most importantly, the business plan must be credible.

While highly detailed plans are not required for Regional Center approval, *Matter of Ho*, supra, does describe the kinds of business plans that are required to accompany each I-526 that is filed and associated with the Regional Center.

(b) (4)



**Indirect Job Creation (8 CFR 204.6(m)(3)(ii)):**

Under the provisions of the INA which apply to the Immigrant Investor Pilot Program and specific amendments to the statute, especially in the 2002 amendment Per Public Law 107-273, enacted November 2, 2002, which clearly states:

A regional center shall have jurisdiction over a limited geographic area, which shall be described in the proposal and consistent with the purpose of concentrating pooled investment in defined economic zones. The establishment of a regional center may be based on general predictions, contained in the proposal, concerning the kinds of commercial enterprises that will receive capital from aliens, the jobs that will be created directly or indirectly as a result of such capital investments and the other positive economic effects such capital investments will have.

Also 8 CFR 204.6(m)(3) requires you to:



identifiable jobs supported by wage reports, Forms 941, and I-9 forms when the investor files his I-829. Some econometric models predict jobs based on the dollar amount invested in the overall project and this too must be made clear. This distinction will be critical at the I-829 removal of condition stage of the immigration process.

Other factors to be considered to assess job creation and economic impact include the descriptions of the organizational structures e.g., LLP, LLC, corporations, partnerships, etc., of the enterprises participating in the proposed Regional Center and sample or representative business plans and subscription agreements. While sample copies of a partnership agreement, escrow agreement, private placement memorandum and subscription agreement were provided, these had the appearance of documents purchased at an office supply store or downloaded from a legal forms website.

(b) (4)



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phase jobs for 2 years or more with respect to the size, scope, nature, engineering/technology challenges and breadth of the project--for example a massive-scale nuclear power facility, or major Dam or a giant oil refinery, or similar type of massive and expansive and major engineering project. Shorter term construction jobs less than two years in duration have been determined to be of such a short term in nature as to not be sustained and to decrease and disappear as the initial construction activities wind down to completion. Such shorter term construction jobs in many locations are seasonal at best. Nevertheless, for all capital investment expenditures for the construction phase, all capital-induced "down-stream" support activities and "indirect" jobs impacted and associated with the construction activities such as suppliers, transportation, engineering and architectural services, maintenance and repair services, interior design services, manufacturing of components and materials, etc., may be factored into the calculations for creation of indirect jobs.

**Regional Center's Operational Plan- Amount and Source of the Regional Center's Operating Capital (8 CFR 204.6(m)(3)(iii)):** ✓

A proposal must include a detailed statement regarding the amount and source of the capital that has been committed to the Regional Center. USCIS has interpreted the words, "amount and source of capital that has been committed to the Regional Center" to mean the capital sufficient to sustain the Regional Center distinct from immigrant investors' required capital investment in a new commercial enterprise within the Regional Center.

The detailed statement that is required to meet the regulatory requirement relating to the amount and source of capital committed to the Regional Center should include:

- The exact amount of funds that have been dedicated to the Regional Center to accomplish the goals of the Immigrant Investor Pilot Program;
- The source of such funds;
- Whether the amount is sufficient to sustain the Regional Center; and

(b) (4)



✓  
Certain expenses, such as document preparation and economic analyses, that have been incurred prior to filing the application for regional center designation, should be included in the detailed statement regarding the amount and source of funds committed to the regional center. Money already spent should also be included in the detailed statement of funds committed to the Regional Center. Money placed in the corporate bank account could be considered committed to the regional center. The statement should also show evidence the regional center has sufficient funds, assets and resources committed to regional center for its continued operation until such time as it becomes self-sustaining through investor fees or other sources. (b) (4)



None of the capital sustaining the Regional Center can come from immigrant investors' required threshold capital investment (as distinct from the new commercial enterprises' revenues). This separation of funds is necessary to enable the alien entrepreneur to qualify for the conditional EB-5 immigrant investor classification at the I-526 petitioning stage of the immigration process

**Regional Center's Operational Plan- Recruitment and Due Diligence (8 CFR 204.6(m)(3)(iii)):** ✓

Also, for any individual alien investor who will be solicited by a Regional Center to invest the requisite capital into a Regional Center commercial activity, it will be incumbent on the Regional Center to engage in a due diligence process to establish that all sources of capital can be fully explained and clearly shown to have been lawfully obtained.

Submit a plan of proposed Regional Center operation which addresses how investors will be recruited and how the Regional Center will conduct its due diligence to accommodate the requirement that all immigrant investor funds will be lawfully obtained and describe what measures will be taken by the Regional Center to ensure and validate this. (b) (4)

**Regional Center's Operational Plan-Promotional Efforts (8 CFR 204.6(m)(3)(iii)):** ✓

Under 8 CFR 204.6(m)(3)(iii), USCIS interprets the words "promotional efforts" to mean an advertising or marketing program planned by the sponsors of the Regional Center that is designed to attract immigrant investors to the Regional Center. Regional Center proposals require a full description of the past, current and future promotional activities for the Regional Center. This shall include a description of the budget for this activity as well as a statement as to the source of those funds used to accomplish this necessary task. Again, if the promotional efforts will be subcontracted, and if any contracts or memorandums of understanding have been made with such firms, please provide copies of them. It is considered a dangerous practice to use the same company to promote or market investment plans that also verifies the lawful source of funds as it creates an inherent conflict of interest. Ultimately, the regional center is responsible for the qualifications of potential investors as part of due diligence.

**Regional or National impact of the Regional Center (8 CFR 204.6 (m)(3)(iv)):** ✓

Regulations at 8 CFR 204.6(m)(3)(iv) require that the proposal contain:

...a detailed prediction regarding the manner in which the regional center will have a positive impact on the regional or national economy in general as reflected by such factors as increased

household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and without the regional center;

A detailed prediction must be provided which includes the topics of regional or national impact on household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and outside the Regional Center (Note the regulation above states "will have a positive impact" not may have). This can be combined with job creation analysis.

The proposal should not makes vague references to regional economic impacts but should provide actual monetary predictions and address the elements listed in USCIS regulations. The economic model and analysis requested under job creation will also need to address these specific points as listed here.

**The Business Approach and Structure of the Regional Center (Section 610 of Public Law 102-395(October 6, 1992)):**

The business aspects of the Regional Center must be fully explained as to its structure. This aspect of a proposal includes, but is not limited to, the following basic elements or samples of them *as applicable to the business approach and structure to be used by the Regional Center:*

- An overall Business Plan for the Regional Center
- Draft Operating Agreement
- Draft Partnership Agreement
- Draft Subscription Agreement
- Draft Escrow Agreements and Instructions (one for capital and one for any service fees), if any.
- List of proposed reputable financial institutions to serve as the Escrow Agent(s), if any.
- Draft of an Offering Letter, Memorandum, Confidential Private Placement Memorandum, or similar offering made in writing to an immigrant investor through the Regional Center.
- Draft Memorandum of Understanding, Interagency Agreement, Contract, Letter of Intent, Advisory Agreement, or similar agreement to be entered into with any other party, agency or organization to engage in activities on behalf of or in the name of the Regional Center.
- Articles of Incorporation from the State for the Regional Center

**Administrative Oversight (8 CFR 204.6)):**

The regulations at 8 CFR 204.6(m)(6), require that an approved Regional Center in order to maintain the validity of its approval and designation, must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether an approved and designated Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS

approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year<sup>2</sup>, commencing with the initial year as follows:

Submit a description of your plans to administer, oversee, and manage the proposed Regional Center, including but not limited to such things as to identify, assess and evaluate proposed immigrant investor projects and enterprises; how the proposed Regional Center would perform "due diligence" as to whether investment capital to be sought will consist solely of alien investor capital or a combination of alien investor capital and domestic capital; how to monitor all investment activities affiliated, through or under the sponsorship of the proposed Regional Center, and to maintain records, data and information on projects, investors, business activities, etc., in order to report to USCIS for each Federal Fiscal Year. This is known as "due diligence" and is coupled with "oversight reporting responsibilities" to be fully explained if approved and designated.

**Translations:**

Any document containing a foreign language submitted to USCIS shall be accompanied by a full English translation that the translator has certified as complete and accurate, and by the translator's certification that he or she is competent to translate from the foreign language into English.

**Copies:**

Unless specifically required that an original document be filed with an application or petition, an ordinary legible photocopy may be submitted. Original documents submitted when not required will remain part of the record, even if the submission was not required. Please do not submit duplicates.

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<sup>2</sup> A Federal Fiscal Year runs for twelve consecutive months from October 1<sup>st</sup> to September 30<sup>th</sup>.

MCCADAM & MCCART

A LAW FIRM

JOSEPH C. MCCARTHY, MS JD  
P.O. Box 59 Seal Beach, CA 9074 | (206) 898-0133 | [jmccarthy@mc2firm.com](mailto:jmccarthy@mc2firm.com)

**SUBMISSION CONTAINS CONFIDENTIAL COMMERCIAL INFORMATION.**

**PER THE FREEDOM OF INFORMATION ACT (FOIA) (5 U.S.C. § 552 (b)(4)), SUBMITTER REQUESTS  
PREDISCLOSURE NOTIFICATION PER PRESIDENTIAL EXECUTIVE ORDER NO 12,600, 52 FED. REG. 23781  
(JUNE 23, 1987)**

United States Citizenship and Immigration Service | California Service Center  
Attn: EB-5 Regional Center Proposal  
24000 Avila Road, 2<sup>nd</sup> Floor  
Laguna Niguel, CA 92677

February 14<sup>th</sup>, 2010

**RE: Aloha Regional Center Proposal**

Dear USCIS Adjudication Officer:

The Aloha Regional Center, LLC ("Aloha" or "Company") respectfully submits the following attached documents for a proposed Aloha Regional Center ("ARC") under the EB-5 Immigration Program (8 U.S.C. §1153(b)(5), 8 C.F.R. §204.6) and Immigrant Investor Pilot Program ("EB-5 Regional Center Program").<sup>1</sup> Per the January 9<sup>th</sup>, 2009 USCIS Memo published in the *Federal Register*<sup>2</sup>, the California Service Center is the USCIS office with suitable jurisdiction as required by 8 C.F.R. 204.6(b).

This cover letter and included exhibits constitute a proposal within the meaning of 8 C.F.R. 204.6(m)(3) ("Regional Center Proposal"). Under Executive Order No. 12,600 (June 1987), all departments and agencies subject to the Freedom of Information Act (FOIA) are directed to promulgate specific regulations that afford basic procedural protections to all persons or entities who submit "confidential commercial information." FOIA defines this term as "records provided to the government...that arguably contain material exempt from release under Exemption, because disclosure could reasonably be expected to cause substantial competitive harm." This Regional Center Proposal contains confidential commercial information, thereby warranting the protections accorded.

This cover letter is intended to draw the USCIS Officer's attention to the relevant information that satisfies the requirements of the EB-5 Regional Center Program outlined in 8 C.F.R. § 204.6(m). Additional, more detailed information is provided within the accompanying exhibits. The proposal was prepared by Joseph C. McCarthy, MS JD; a G-28 Notice of Entry of Appearance is included in **EXHIBIT A**.

<sup>1</sup> Section 610 Department of Commerce, Justice, and State, the Judiciary, and Related Agencies Act

<sup>2</sup> Federal Register: January 9, 2009 (Volume 74, Number 6, pgs 912-913), U.S. Citizenship and Immigration Services (CIS No. 2462-08; DHS Docket No. USCIS-2008-0076)

REC'D CSC 18 MAR 4 10:45

AL3100621

MCCADAM & MCCARTHY  
A LAW FIRM

**Communication**

All USCIS communication and published contact information may be addressed to the following individual:

Aloha Regional Center  
Ed Cichon  
Aloha Regional Center, LLC  
77 Hookele Street, Suite 302 | Kahului, HI 96732  
Telephone: (808) 268-9000 | Fax: (808) 270-1072 | Email: [edcichon@gmail.com](mailto:edcichon@gmail.com)

A complete list of the managers of Aloha, as well as the certificates from the Hawaii Department of Commerce and Consumer Affairs, is included in **EXHIBIT B**.

**Promotion of Economic Growth with the Select Geographic Area (8 CFR § 204.6(m)(3)(i))**

The geographic boundary of the ARC is the entire **state of Hawaii**, including the four (4) contiguous counties in Hawaii, which are examined individual within the economic impact study :

- |               |                    |
|---------------|--------------------|
| (1) Hawaii,   | (3) Maui, Kalawao, |
| (2) Honolulu, | (4) Kauai.         |

The attached documents provide an overview map of the proposed regional center (**FIGURE 1**) and the legal description of the individual counties as set forth in Hawaii statutes (**EXHIBIT C**).

**Indirect Job Creation (8 CFR § 204.6(m)(ii)); Regional or National Impact of the Regional Center (8 CFR § 204.6(m)(iv)); and Overall Economic Impact of the Regional Center ((8 CFR § 204.6(m)(iv))**

The Company retained an experienced EB-5, economic consulting firm, Wright Johnson, LLC. Included in the attached application materials, USCIS will find the econometric study performed by Wright Johnson that (i.) identifies the indirect job creation, (ii.) the regional and national impact of the regional center, as well as the (iii.) overall economic impact of the Aloha Regional Center (**EXHIBIT D**). Wright Johnson's study examines the economic impact of thirteen (13) target industry economic sectors:

- |                       |                              |
|-----------------------|------------------------------|
| 1. Waste Management;  | 8. Performing Arts           |
| 2. Alternative Energy | 9. Call Center               |
| 3. Hotel              | 10. Aquaculture              |
| 4. Manufacturing      | 11. Agriculture              |
| 5. Retail Center      | 12. Senior Care Facilities   |
| 6. Restaurant;        | 13. Medical Office Buildings |
| 7. Biotechnology      |                              |

Presently, the Company has not yet identified specific projects within any of the above business sectors. As such, the Wright Johnson report utilizes project exemplars ("hypotheticals") IMPLAN input-output

models for each targeted industry economic sector to show how each EB-5 investment by an immigrant investor will directly or indirectly create at least 10 jobs within the regional center and positively impact regional and national economy. Input-output models use “direct” impact estimates, typically measured as new jobs created at the site of investment by employers who occupy space made useful by the investment. Input-output models also are used to estimate potential “indirect” employment impacts resulting from a multiplier process. IMPLAN has long been accepted by the USCIS (and many other governmental agencies) as a valid economic methodology that satisfies the requirements of 8 CFR § 204.6(j)(4), 8 CFR § 204.6(m)(3)(iv) and 8 CFR § 204.6(m)(3)(v).

**Administrative Oversight (8 CFR § 204.6)**

(b) (4)



The Company will follow applicable U.S. Securities and Exchange Commission rules for classifying an EB-5 investor as an “Accredited Investor,” according to the definitions provided in Rules 501 of Regulation D. Each prospective EB-5 Investor will be required to complete a questionnaire that provides adequate supporting information to verify compliance with regulatory definitions. In addition to the securities or financial-related questions, the Company has provided a copy of its due diligence questionnaire which serves as early due-diligence to a pre-screen interested EB-5 investors for possible immigration issues.

Finally, Aloha Regional Center will adhere to all USCIS rules and regulations relating to confirming the legal source of funds used for investments in ARC projects. The Company’s designated escrow banks will comply with 31 U.S.C. 5318(i), “Due Diligence for United States Private Banking and Correspondent Bank Accounts Involving Foreign Persons.” A list of banks intended to serve as escrow agents is provided.

**The Business Approach and Structure of the Regional Center (INC § 610(a))**

The Company will sponsor projects that will involve one or multiple targeted industry economic clusters identified above. (b) (4)

Separate confidential offering memoranda, business plans, econometric analyses, and other offering memoranda will be prepared for each investment project (EXHIBIT F).

Aloha Regional Center will organize a special purpose entity, such as a limited partnership (LP) or a limited liability company (LLC), in which immigrant investors will make their qualifying EB-5 investment for a share of the equity of such entity. (b) (4)

Investors must invest \$1,000,000 or \$500,000 (if the project is located within a Target Employment Areas). For Aloha Regional Center projects located in a Targeted Employment Area (“TEA”), the ARC will require a (b) (4) administrative fee. (b) (4)

Pursuant to previous USCIS decisions, the alien investors will be granted the rights normally accorded to limited partners under the Uniform Limited Partnership Act or to members under the Uniform Limited Liability Company Act, while the principals of the Company will perform the day-to-day management decisions of ARC and the target enterprise.

The attached application includes sample legal documents (e.g. subscription agreements, private placement memoranda, etc.) to illustrate the investment structure for prospective EB-5 investors.

**Regional Center Capital Commitment and Marketing (8 CFR § 204.6(m)(3)(iii))**

(b) (4)

**TEA Designations (8 C.F.R. § 204.6)**

The Hawaii Department of Business, Economic Development, & Tourism is the state agency designated by the Governor of Hawaii, in compliance with 8 C.F.R. § 204.6(i), as the agency authorized to identify the cities, counties, metropolitan statistical areas (MSAs) and geopolitical subdivisions (census tracts) that meet the “high unemployment” definition. These high unemployment areas qualify as Targeted Employment Areas (TEAs), which reduce the minimum EB-5 investment required under the regulations

to \$500,000. A letter from the Hawaii State Chief Economist and Economics Research Administrator, Dr. Pearl Imada Iboshi, provided the census tracts eligible for TEA status using 2008 annual unemployment data (**EXHIBIT H**). The census tracts located within the proposed Aloha Regional Center have been included with this application. This information should be sufficient for USCIS to identify whether a proposed EB-5 investment opportunity is located in a TEA, and therefore, qualified for the \$500,000 investment amount permitted under 8 CFR 204.6(f)(2).

**Post-Approval Amendment (USCIS 12/11/2009 Memo, Donald Neufeld)**

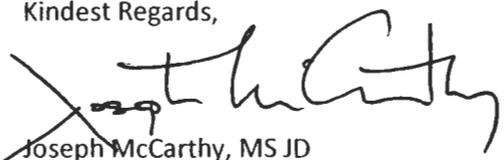
The included Regional Center proposal petitions for prospective investment based on hypothetical EB-5 investment models in order to demonstrate how an actual EB-5 project will create new direct & indirect jobs and positively impact the economy. Section IV and V of the December 11<sup>th</sup>, 2009 USCIS Neufeld Memo amends the EB-5 Adjudicators Field Manual (AFM) to permit post-approval Regional Center amendments or I-526 exemplars to be used for specific Regional Center investment projects. The amended AFM Chapter 22.4(a)(2)(C)-(E)(ii) outlines the procedures and benefits of amending the (1) Regional Center application, to ensure uniformity between I-526, and (2) the Regional Center Proposal, and an exemplar I-526, in order that USCIS may identify any potential issues before bona fide EB-5 Investor I-526 applications are submitted (**EXHIBIT F**).

(b) (4)

**Conclusion**

The proposed Aloha Regional Center application satisfies the requirements of 8 C.F.R. § 204.6; therefore, we respectfully request USCIS approval in order to begin EB-5 investment into the declining Hawaii economy as quickly as possible.

Kindest Regards,

  
Joseph McCarthy, MS JD

## Figures

**Figure 1:** Aloha Regional Center (ARC) Boundary Map (located in Exhibit C)

## Appendices

**Exhibit A:** Joseph C. McCarthy, MS JD, G-28 Notice of Entry of Appearance

**Exhibit B:** Organization Documents & Member Resumes

Attachments: Aloha Regional Center, LLC Articles of Organization (10/21/2009)  
Aloha Regional Center, LLC: Hawaii Department of Commerce and Consumer Affairs Certificate of Good Standing (1/20/2010)  
Kimberly Vanderlaan Letter to Hawaii DCCA modifying Aloha Regional Center managers (12/14/09)  
Kimberly Vanderlaan Letter to Hawaii DCCA adding Mimi Hu to the Aloha Regional Center managers (2/11/10)

**Exhibit C:** Regional Center Geography

Attachments: Figure 1 Aloha Regional Center (ARC) Boundary Map

**Exhibit D:** Regional Center Economic Impact Analysis

Attachments: Wright-Johnson, Economic Analysis For A Regional Center encompassing the following State of Hawaii: Hawaii, Kauai, Maui/Kalawao and Honolulu. Final Report (January 28<sup>th</sup>, 2010)

**Exhibit E:** Regional Center Administrative Plan

Attachments: June 2007, USCIS Chief Adjudications Officer Maurice Berez Administration: Letter to the Metropolitan Milwaukee Association of Commerce  
Aloha Investor Questionnaire

**Exhibit F:** Regional Center Structure & Business Approach

Attachments: Sample Subscription Agreement  
Sample Limited Partnership Agreement  
Sample Escrow Agreement  
Sample Private Placement Memorandum

**Exhibit G:** Regional Center Capital Commitment & Marketing Plan

**Exhibit H:** Regional Center TEA Designations

Attachments: TEA Letter from Dr. Pearl Imadba Iboshi, Hawaii State Chief Economist and Economics Research Administrator, (June 23<sup>rd</sup>, 2008).

**SUBMISSION CONTAINS CONFIDENTIAL COMMERCIAL INFORMATION PER THE FREEDOM OF INFORMATION ACT (FOIA) (5 U.S.C. § 552(b)(4)), SUBMITTER REQUESTS PREDISCLOSURE NOTIFICATION PER EXECUTIVE ORDER NO. 12,600, 52 FED. REG. 23871 (JUNE 23, 1987)**

Proposal for:

# **ALOHA REGIONAL CENTER**

**Submitted to:**

United States Citizenship & Immigration Services | California Service Center  
Attn: EB-5 Regional Center Proposal  
24000 Avila Road, 2<sup>nd</sup> Floor  
Laguna Niguel, CA 92677

**Submitted by:**

Ed Cichon  
Aloha Regional Center, LLC  
77 Hookele Street, Suite 302 | Kahului, HI 96732

**Prepared by:**

Joseph C. McCarthy, MS JD  
PO BOX 59, Seal Beach CA 90740

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## EXHIBIT B ORGANIZATION DOCUMENTS & MEMBER RESUMES

Aloha Regional Center, LLC ("Company") is Hawaiian limited liability company with its principal place of business and agent to receive service of process at:

Kimberly Vanderlaan  
Levin & Hu, LLP  
77 Hookele Street, Suite 302  
Kahului, HI 96732

Aloha Regional Center, LLC filed its Articles of Organization with the State of Hawaii Department of Commerce and Consumer Affairs (DCCA) on October 21st, 2009. A Certificate of Good Standing from the Hawaii DCCA, dated January 20th, 2010, is attached to this Exhibit. As shown in the attached December 14th, 2009 and February 11<sup>th</sup>, 2010 letters to the DCCA, Kimberly Vanderlaan, Mimi Hu, and Edward Cichon are the Managers of Aloha Regional Center, LLC. Their biographies are discussed below.

### Company Managers

**Kimberly Vanderlaan:** Kimberly Vanderlaan is a Partner with Levin & Hu, LLP and a licensed Certified Public Accountant in the State of Hawaii and the State of Nevada. Ms. Vanderlaan has over 18 years professional experience in public accounting and private industry.

Ms. Vanderlaan has a Bachelor of Science degree in Business Administration from the University of Nevada and began her public accounting career with Ernst and Young, LLP. She has provided audit, accounting, tax planning, compliance, and business consulting services to clients in a variety of industries including waste management, alternative energies, high technology, manufacturing, construction, wholesale-distribution, aquaculture, hospitality, entertainment, health care, non-profit, insurance, telecommunications and governmental agencies. She has also performed and managed a range of special project engagements including break even analysis, process mapping, contract review and compliance, use of funds audits, escheatment of funds audits, vendor price audits, and governmental internal control audits.

In private industry Ms. Vanderlaan held Senior Management positions ranging from Controller to Chief Financial Officer with "hands on" management experience in all aspects of accounting, taxation, compliance, finance, budgeting, strategic planning, treasury management, human resource, risk management, logistics, operations, system conversions, and project management.

Ms. Vanderlaan is a member of the American Institute of Certified Public Accountants, the Hawaii Society of Certified Public Accountants, and the Hawaii Association of Public Accountants.

**Mimi Hu:** Mimi S. J. Hu is a partner and principal with Levin & Hu, LLP, a full service public accounting firm providing accounting, tax planning, financial advisement, and business consulting services to clients based in the Hawaiian Islands. Ms. Hu has been a licensed Certified Public Accountant in the State of Hawaii since 1989 and has been in the public accounting profession for over twenty years.

Ms. Hu has a broad base of knowledge and experience in auditing, accounting, income tax planning, compliance, financial advisement, and business consultation. Ms. Hu has a Bachelor's degree from Chaminade University, a Master of Accounting degree majoring in taxation from the University of Hawaii, and is fluent in Chinese. In addition to her public accounting experience, Ms. has been a managing member of numerous real estate investment companies with real estate holdings and developments of commercial projects as well as residential real estate. She has also been an investor in a number of businesses ventures including biotech, renewable energy, farming, food production, restaurant, prefab homes, entertainment and real estate investments.

In the past she has held a Hawaii Real estate license, Securities licenses series 6, 63, 24, 26 and 55, and Insurance licenses. She is currently a member of the American Institute of Certified Public Accountants, the Hawaii Society of Certified Public Accountants, the Hawaii Association of Public Accountants, and serves on the Board of Directors in a number of organizations in the local community.

**Edward V. Cichon:** Edward Cichon, an economist and business entrepreneur, is the founder and managing member of Maui Fresh Fish, LLC, an open ocean aquaculture business venture, and Maui Aquaponics, LLC, an "aqua" agriculture business venture.

As an advanced scuba diver and licensed commercial fisherman, Mr. Cichon is especially conscious of the growing world shortage of seafood supplies due to increased demand and fast depletion of resources. Open ocean aquaculture is currently the only viable solution to this problem and Maui Fresh Fish has an environmentally and socially responsible business model to achieve this goal. Poised to become the largest aquaculture business in the United States and in Hawaii specifically, Maui Fresh Fish, LLC will pursue foreign EB-5 investment to fund the aquaculture project through the Aloha Regional Center.

Mr. Cichon has a Bachelor of Science Degree in Economics from the Rochester Institute of Technology with a minor in Chinese language. He has lectured at various universities sharing his knowledge in economics and professional experience as a "career" business entrepreneur. He is also a former Series 7 and Series 63 registered representative, former licensed general contractor and operator of a homebuilding company in Rochester, New York, and has over twenty years experience in the residential and commercial real estate development industry.

**Attachments:** Aloha Regional Center, LLC Articles of Organization (10/21/2009)

Aloha Regional Center, LLC: Hawaii Department of Commerce and Consumer Affairs (DCCA) Certificate of Good Standing (1/20/2010)

Kimberly Vanderlaan Letter to Hawaii DCCA modifying Aloha Regional Center managers (12/14/09)

Kimberly Vanderlaan Letter to Hawaii DCCA adding Mimi Hu to the Aloha Regional Center managers (2/11/10)

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FILED 10/21/2009 05:37 PM  
Business Registration Division  
DEPT. OF COMMERCE AND  
CONSUMER AFFAIRS  
State of Hawaii

STATE OF HAWAII  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
Business Registration Division  
335 Merchant Street  
Mailing Address: P.O. Box 40, Honolulu, Hawaii 96810  
Phone No.(808) 586-2727

Internet FORM LLC-1  
1021200947309 7/2008



**ARTICLES OF ORGANIZATION FOR LIMITED LIABILITY COMPANY**  
(Section 429-203 Hawaii Revised Statutes)

PLEASE TYPE OR PRINT LEGIBLY IN BLACK INK

The undersigned, for the purpose of forming a limited liability company under the laws of the State of Hawaii, do hereby make and execute these Articles of Organization:

I

The name of the company shall be:  
**Aloha Regional Center, LLC**

(The name must contain the words *Limited Liability Company*, *Limited Liability Law Company*, or the abbreviation *L.L.C.*, *L.L.L.C.*, *LLC*, or *LLLC*)

II

The mailing address of the initial principal office is:  
**77 Hookele Street, Suite 302, Kahului, HI 96732 USA**

III

The company shall have and continuously maintain in the State of Hawaii an agent and street address of the agent for service of process on the company. The agent may be an individual resident of Hawaii, a domestic entity, or a foreign entity authorized to transact business or conduct affairs in this State, whose business office is identical with the registered office.

a. The name of the company's initial agent for service of process is:

836 K5

**Levin & Hu, LLP**

**HI**

(Name of Registered Agent)

(State or Country)

b. The street address of the initial registered office in this State is:

**77 Hookele Street, Suite 302, Kahului, HI 96732 USA**

IV

The name and address of each organizer is:

**Kimberly Vanderlaan**

**77 Hookele Street, Suite 302, Kahului, HI 96732 USA**

10/21/2009 05:37 PM

V

The period of duration is (check one):

At-will

For a specified term to expire on:

\_\_\_\_\_  
(Month Day Year)

VI

The company is (check one):

a.  Manager-managed, and the names and addresses of the initial managers are listed in paragraph "c", and the number of initial members are: 1

b.  Member-managed, and the names and addresses of the initial members are listed in paragraph "c".

c. List the names and addresses of the initial managers if the company is Manager-managed, or List the names and addresses of the initial members if the company is Member-managed.

**Kimberly Vanderlaan**

**77 Hookele Street, Suite 302, Kahului, HI 96732 USA**

VII

The members of the company (check one):

Shall not be liable for the debts, obligations and liabilities of the company.

Shall be liable for all debts, obligations and liabilities of the company.

Shall be liable for all or specified debts, obligations and liabilities of the company **as stated below**, and have consented in writing to the adoption of this provision or to be bound by this provision.

\_\_\_\_\_  
\_\_\_\_\_

We certify, under the penalties set forth in the Hawaii Uniform Limited Liability Company Act, that we have read the above statements, I am authorized to sign this Articles of Organization, and that the above statements are true and correct to the best of our knowledge and belief.

**21**

**October 2009**

Signed this \_\_\_\_\_ day of \_\_\_\_\_

**Kimberly Vanderlaan**

(Type/Print Name of Organizer)

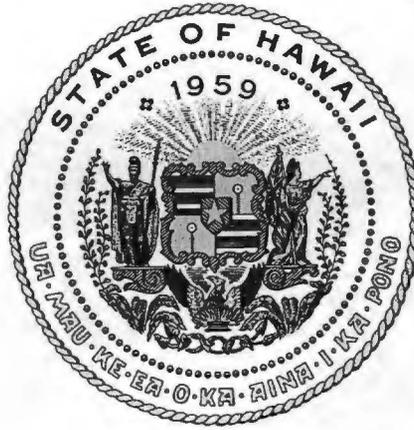
**Kimberly Vanderlaan**

(Signature of Organizer)

(Type/Print Name of Organizer)

(Signature of Organizer)

10/21/2009 10:17:20



**Department of Commerce and Consumer Affairs**

**CERTIFICATE OF GOOD STANDING**

I, the undersigned Director of Commerce and Consumer Affairs of the State of Hawaii, do hereby certify that according to the records of this Department,

**ALOHA REGIONAL CENTER, LLC**

was organized under the laws of the State of Hawaii on 10/21/2009 ; that it is an existing limited liability company in good standing and is duly authorized to transact business.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Department of Commerce and Consumer Affairs, at Honolulu, Hawaii.

Dated: January 20, 2010

*Lawrence M. Rejzette*

Director of Commerce and Consumer Affairs



December 14, 2009

Dept. of Commerce & Consumer Affairs  
Business Registration Division  
P.O. Box 40  
Honolulu, HI 96810

RE: Aloha Regional Center, LLC

To Whom It May Concern:

Below are the current manager(s) for the above mentioned LLC:

Name: Kimberly Vanderlaan  
Address: 77 Hookele Street, Suite 302  
Kahului, HI 96732

Name: Edward Cichon  
Address: 3400-C Kahekili Hwy  
Wailuku, HI 96793

I certify under the penalties of the Hawaii Revised Statutes that I am authorized to make this change for the entity and the statements herein are true and correct in all material respects.

Sincerely,

  
(Signature)

Kimberly Vanderlaan MANAGER  
(Print name & title)

February 11, 2010

Dept. of Commerce & Consumer Affairs  
Business Registration Division  
P.O. Box 40  
Honolulu, HI 96810

RE: Aloha Regional Center, LLC

To Whom It May Concern:

Below are the current manager(s) for the above mentioned LLC:

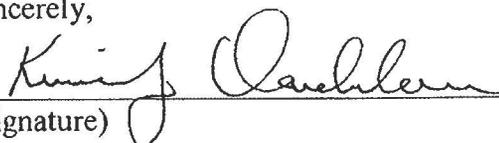
Name: Kimberly Vanderlaan  
Address: 77 Hookele Street, Suite 302  
Kahului, HI 96732

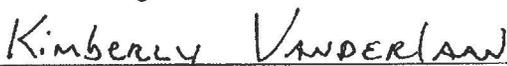
Name: Edward Cichon  
Address: 3400-C Kahekili Hwy  
Wailuku, HI 96793

Name: Mimi S.J. Hu  
77 Hookele Street, Suite 302  
Kahului, HI 96732

I certify under the penalties of the Hawaii Revised Statutes that I am authorized to make this change for the entity and the statements herein are true and correct in all material respects.

Sincerely,

  
\_\_\_\_\_  
(Signature)

  
\_\_\_\_\_  
(Print name & title)

## EXHIBIT C REGIONAL CENTER GEOGRAPHY

Title 8 Section 204.6(m)(i) of the Code of Federal Regulations requires that a regional center application “[c]learly describes how the regional center focuses on a geographical region of the United States....” The boundary for the proposed regional center is the **state of Hawaii**. A map of the Aloha Regional Center is provided in **Figure 1** (attached).

The Constitution of Hawaii described the legal boundaries of the state, and by default, the Aloha Regional Center. Article 15, Section 1 provides “[t]he State of Hawaii shall consist of all the islands, together with their appurtenant reefs and territorial and archipelagic waters, included in the Territory of Hawaii on the date of enactment of the Admission Act, except the atoll known as Palmyra Island, together with its appurtenant reefs and territorial waters; but this State shall not be deemed to include the Midway Islands, Johnston Island, Sand Island (offshore from Johnston Island) or Kingman Reef, together with their appurtenant reefs and territorial waters.”

The economic analysis submitted in **Exhibit D** further subdivides Hawaii into its four counties:

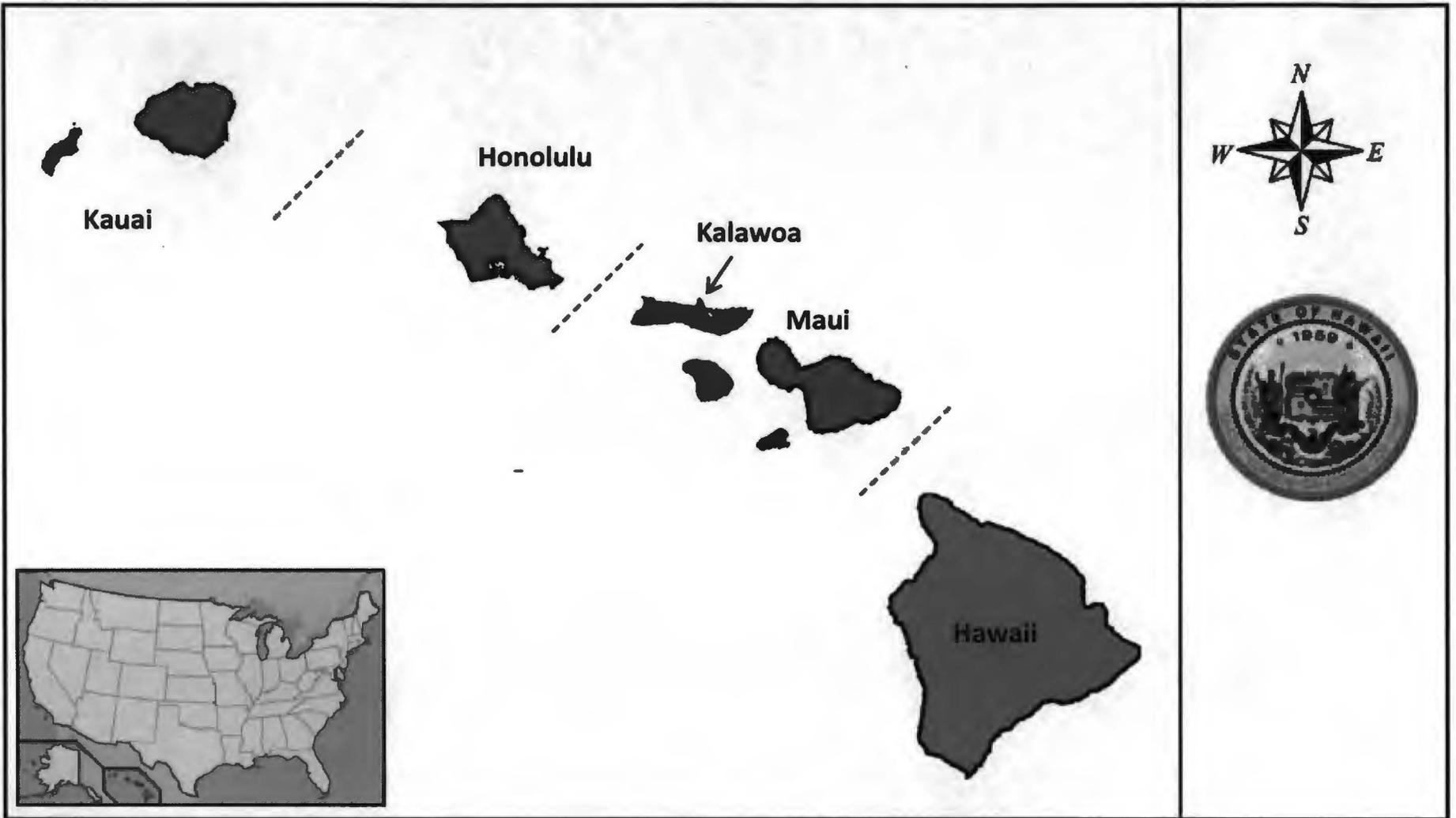
- |               |                    |
|---------------|--------------------|
| (1) Hawaii,   | (3) Maui, Kalawao, |
| (2) Honolulu, | (4) Kauai.         |

Article 8, Section 1 of the Hawaii Constitution authorizes the Legislature to create and define counties and other political subdivisions. It states, “[t]he legislature shall create counties, and may create other political subdivisions within the State, and provide for the government thereof. Each political subdivision shall have and exercise such powers as shall be conferred under general laws.” These county definitions appear the individual county charters, as follows:

- **Article I Section 2 Hawaii County Charter: Geographical Limits.** The island of Hawaii and all other islands within the shores thereof and the waters adjacent thereto shall be the county of Hawaii.
- **Article I, Section 2 Kauai County Charter: Geographical Limits.** The islands of Kauai and Niihau and all other islands lying within three nautical miles off the shore thereof, and the waters adjacent thereto, shall constitute the county of Kauai with its county seat at Lihue.
- **Article I, Section 2 Maui County Charter: Geographical Limits.** The Islands of Maui, Moloka`i, Lāna`i, and Kaho`olawe and all other islands lying within three nautical miles off the shores thereof and the waters adjacent thereto, except that portion of the Island of Moloka`i known as Kalaupapa, Kalawao and Waikolu, and commonly known and designated as the Kalaupapa Settlement, shall constitute the county.
- **Article I, Section Honolulu County Charter: Geographical Limits.** The island of Oahu and all other islands in the State of Hawaii, not included in any other county and waters adjacent thereto, shall constitute the City and County of Honolulu.

**Attachments:** Figure 1 Aloha Regional Center Map

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**Figure 1: Aloha Regional Center (ARC) Map**

 ORC Boundaries

This map is an illustration of the Aloha Regional Center boundary in satisfaction of 8 CFR § 204.6(m)(3)(iii)

**Wright Johnson Economic Impact Study**

The Company retained Wright-Johnson, LLC to address the requirements set forth in USCIS procedures (AFM) and the Code of Federal Regulations (8 CFR § 204.6(m)(3)(i),(iv), and (v)). Wright-Johnson’s report, entitled, Economic Analysis For A Regional Center encompassing the following Hawaii Counties: Hawaii, Kauai, Maui/Kalawao and Honolulu. Final Report (February 4<sup>th</sup>, 2010) is attached to this Exhibit (“Wright Johnson Study” or “Economic Impact Study”).

Wright-Johnson is an economic and research consulting firm located in North Palm Beach, FL. The Aloha Regional Center selected Wright-Johnson based on their experience with EB-5 econometric impact studies. The firm has successfully prepared economic studies, using complex software such as IMPLAN, to evaluate and summarize the job-creation and economic benefits attributed to regional center designation. Based on prior government projects and peer-review, including EB-5 job-creation studies, Wright Johnson’s methodologies and economic research is well-vetted and considered to be in accordance with the practices and standards of professional economists nationwide.

**Target Industry Economic Sectors**

Attached to EXHIBIT D, USCIS will find the econometric study performed by Wright Johnson that (i.) identifies the indirect job creation, (ii.) the regional and national impact of the regional center, as well as the (iii.) overall economic impact of the Aloha Regional Center (**attachment**). Wright Johnson’s study examines the economic impact of thirteen (13) target industry economic sectors:

- |                       |                              |
|-----------------------|------------------------------|
| 1. Waste Management;  | 8. Performing Arts           |
| 2. Alternative Energy | 9. Call Center               |
| 3. Hotel              | 10. Aquaculture              |
| 4. Manufacturing      | 11. Agriculture              |
| 5. Retail Center      | 12. Senior Care Facilities   |
| 6. Restaurant;        | 13. Medical Office Buildings |
| 7. Biotechnology      |                              |

As the regional center grows, the number of sectors, and accompanying econometric studies, may be submitted for USCIS approval to amend the current list. Each of the above target industry sectors was separately evaluated for each of the four (4) counties designated for the regional center.

**Economic Impact of Project Exemplars (“Hypotheticals”)**

In accordance with the Congressional intent of the 2002 Amendment to the EB-5 Regional Center Pilot Program, and USCIS AFM procedures, the Wright Johnson Report evaluated the impact of the Aloha Regional Center be based on *general predictions concerning the kinds of commercial enterprises* that will receive capital from aliens, the jobs that will be created directly or indirectly as a result, and the other positive economic effects of such capital investments.

(b) (4)

### Job Creation Results

A summary of the job creation results is provided in Sections 1-2 thru 1-4 of the Wright Johnson Report.

The Wright Johnson study utilizes IMPLAN to identify the 3 categories of job-creation:

(1) **Direct jobs** are those jobs that establish an employer-employee relationship between the commercial enterprise and the persons that they employ.

Section 203(b)(5) of the Immigration & Naturalization Act requires that the investment in a new commercial enterprise will create full-time employment for not fewer than 10 qualified employees. The INA further defines full-time employment as “employment in a position that requires at least 35 hours or service per week at any time, regardless of who fills the position.” Full-time employment relating to the creation of direct jobs as defined in 8 CFR 204.6(e) means year-round employment and not seasonal full-time employment. Full-time employment consists of 35 hours a week; neither seasonal, intermittent, or temporary positions nor do independent contractors qualify for purposes of the full-time employment requirement for direct jobs.<sup>3</sup> Historically, construction jobs have not been counted toward job creation because they are seen as intermittent, temporary, seasonal and transient rather than permanent. USCIS, however, now interprets that direct construction jobs may now count as permanent jobs if they: (1) are created by the petitioner’s investment; and (2) are expected to last at least two years, inclusive of when the petitioner’s Form I-829 is filed.

(2) **Indirect jobs** are the jobs held by persons who work for the producers of materials, equipment, and services that are used in a commercial enterprise’s capital investment project, but who are not directly employed by the commercial enterprise, such as steel producers or outside firms that provide accounting services. Regional centers typically use the RIMS II or IMPLAN economic models to determine the number of indirect jobs that will be created through investments in the regional center’s investment projects.

(3) **Induced jobs** are a sub-set of indirect jobs that are calculated using economic models that are known as induced jobs. Induced jobs are those jobs created when direct and indirect employees go out and spend their increased incomes on consumer goods and services.

---

<sup>3</sup> Spencer Enterprises v. U.S., 229 F.Supp.2d 1025 (E.D. Cal. 2001)

Economic input/output (I/O) models, such as RIMS II or IMPLAN, used to evaluate the calculation of the number of indirect jobs\_(including induced jobs\_) created through a commercial enterprise affiliated with a regional center do not distinguish between full-time and part-time jobs. In other words, the job creation results of the multipliers in the economic I/O models do not distinguish between the full-time and part-time nature of the positions. Therefore, according to the USCIS AFM, the number of indirect jobs\_quantified through the I/O model analysis will be considered to be full-time and qualifying for EB-5 purposes. Accordingly, determinations regarding whether jobs qualify as “full-time” are only relevant to the analysis of direct jobs created by a commercial enterprise claiming the creation of direct jobs as a result of the EB-5 capital investment.

#### General Economic Impacts

**Sections 4-1 thru 4-4 and Sections 5-1 thru 5-4** of the Wright Johnson Report **summarize the short and long-term economic impacts** resulting from the creation of, and the investment through, the Aloha Regional Center.

The econometric analysis will calculate the permanent increase in employment, output, and labor income by industry classifications for each of these thirteen (13) industry economic clusters. Result Charts list the economic and fiscal impacts of the various phases. The tables are arranged by project phase. Each table contains a set of case characteristic and impact result types. The set of case characteristics functions like a map key by providing information on items such as project expenditure, market conditions, geography, type of development and simulation period. The difference between the two phases is described as follows.

(b) (4)



These evaluations provide a complete analysis of the positive employment and economic impact as set forth in requirements of 8 CFR § 204.6(j)(4), and 8 CFR § 204.6(m)(3)(i),(iv), and (v).

**Attachments:** Wright-Johnson, Economic Analysis For A Regional Center encompassing the following Hawaii Counties: Hawaii, Kauai, Maui/Kalawao and Honolulu. Final Report (February 4<sup>th</sup>, 2010)

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**WRIGHT JOHNSON**

**Economic Analysis  
For A Regional Center Encompassing the  
Following Counties of the State of Hawaii:  
Hawaii, Kauai, Maui/Kalawao and Honolulu**

**Final Report**

Prepared for

**Aloha Regional Center, LLC**

By

**Wright Johnson, LLC**

**February 4, 2010**

631 US Highway One, Suite 412., North Palm Beach, FL 33408

Telephone: (561) 602-1992

Email: [info@wrightjohnsonllc.com](mailto:info@wrightjohnsonllc.com)

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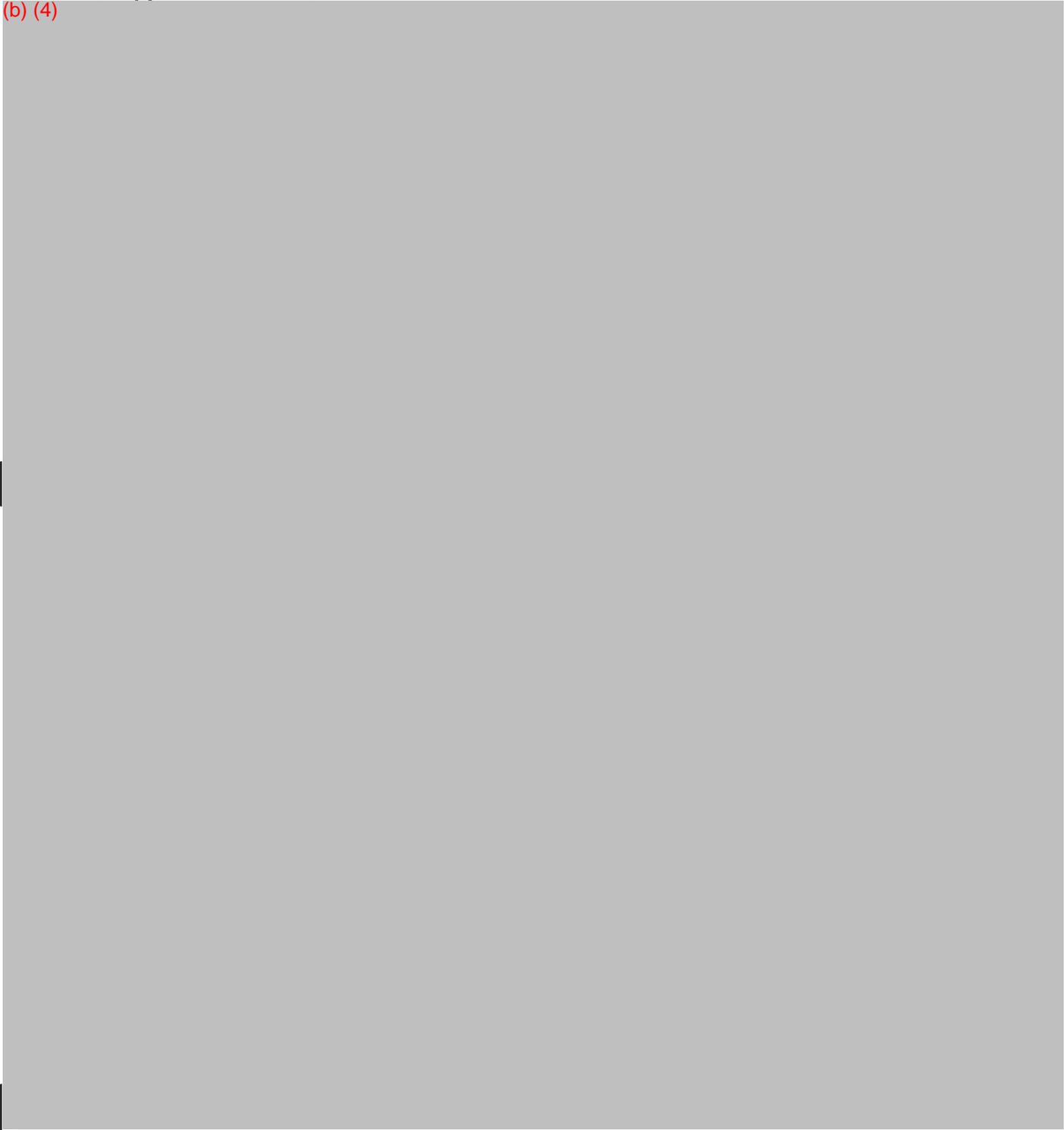
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# 1. Executive Summary

## 1-1 Introduction of Industry Economic Impacts Exemplars ("Hypotheticals")

(b) (4)



WJ examined the above hypothetical-scenarios using a multi-industry sector, segregated-region model. Using this model, WJ was able to develop independent forecasts for each of the proposed hypothetical projects. This segregation of forecasts allowed WJ/IMPLAN to capture the total net effects of each proposed target industry. Usage multiplier data was segregated to reflect the unique characteristics of each region (county) in the proposed regional center. By analyzing these individual regional developments with different underlying assumptions for the specific counties and industries, WJ established a realistic prediction of potential outcomes.

Detailed analysis within this report (Sections 4 and 5), confirms the charts (1-5 thru 1-14) summarizing the total number of ongoing jobs created by each of the industry economic clusters.

# 1-2 Hawaii County

|              | Direct       | Indirect    | Induced      | Total        |
|--------------|--------------|-------------|--------------|--------------|
| Construction | 144.4        | 43.1        | 68.0         | 111.1        |
| Operations   | 148.5        | 43.9        | 55.8         | 248.2        |
| <b>Total</b> | <b>148.5</b> | <b>87.0</b> | <b>123.8</b> | <b>359.3</b> |

|              | Direct      | Indirect     | Induced      | Total        |
|--------------|-------------|--------------|--------------|--------------|
| Construction | 34.8        | 8.7          | 16.0         | 24.7         |
| Operations   | 83.3        | 144.9        | 230.9        | 459.1        |
| <b>Total</b> | <b>83.3</b> | <b>153.6</b> | <b>246.9</b> | <b>483.8</b> |

|              | Direct      | Indirect    | Induced     | Total       |
|--------------|-------------|-------------|-------------|-------------|
| Construction | 9.4         | 2.8         | 4.4         | 7.2         |
| Operations   | 51.9        | 8.2         | 10.6        | 70.7        |
| <b>Total</b> | <b>51.9</b> | <b>11.0</b> | <b>15.0</b> | <b>77.9</b> |

|              | Direct      | Indirect    | Induced     | Total        |
|--------------|-------------|-------------|-------------|--------------|
| Construction | 34.8        | 8.7         | 16.0        | 24.7         |
| Operations   | 83.3        | 22.1        | 22.0        | 127.4        |
| <b>Total</b> | <b>83.3</b> | <b>30.8</b> | <b>38.0</b> | <b>152.1</b> |

|              | Direct       | Indirect    | Induced     | Total        |
|--------------|--------------|-------------|-------------|--------------|
| Construction | 49.5         | 14.8        | 23.3        | 38.1         |
| Operations   | 131.8        | 9.7         | 34.1        | 175.6        |
| <b>Total</b> | <b>131.8</b> | <b>24.5</b> | <b>57.4</b> | <b>213.7</b> |

|              | Direct      | Indirect    | Induced     | Total        |
|--------------|-------------|-------------|-------------|--------------|
| Construction | 34.8        | 8.7         | 16.0        | 24.7         |
| Operations   | 83.3        | 25.4        | 36.5        | 145.2        |
| <b>Total</b> | <b>83.3</b> | <b>34.1</b> | <b>52.5</b> | <b>169.9</b> |

|              | Direct       | Indirect    | Induced     | Total        |
|--------------|--------------|-------------|-------------|--------------|
| Construction | 31.8         | 9.5         | 15.0        | 24.5         |
| Operations   | 110.1        | 23.3        | 24.1        | 157.5        |
| <b>Total</b> | <b>110.1</b> | <b>32.8</b> | <b>39.1</b> | <b>182.0</b> |

|              | Direct       | Indirect    | Induced     | Total        |
|--------------|--------------|-------------|-------------|--------------|
| Construction | 54.1         | 16.2        | 25.5        | 41.7         |
| Operations   | 120.2        | 48.0        | 65.9        | 234.1        |
| <b>Total</b> | <b>120.2</b> | <b>64.2</b> | <b>91.4</b> | <b>275.8</b> |

|              |             |             |             |             |
|--------------|-------------|-------------|-------------|-------------|
| Construction | 62.8        | 20.1        | 29.8        | 49.9        |
| Operations   | 18.5        | 4.0         | 14.2        | 36.7        |
| <b>Total</b> | <b>18.5</b> | <b>24.1</b> | <b>44.0</b> | <b>86.6</b> |

|              |             |             |             |              |
|--------------|-------------|-------------|-------------|--------------|
| Construction | x           | x           | x           | x            |
| Operations   | 76.8        | 53.0        | 15.1        | 144.9        |
| <b>Total</b> | <b>76.8</b> | <b>53.0</b> | <b>15.1</b> | <b>144.9</b> |

|              | Direct    | Indirect    | Induced     | Total       |
|--------------|-----------|-------------|-------------|-------------|
| Construction | 6.8       | 1.7         | 3.1         | 4.8         |
| Operations   | 30        | 43.3        | 13.3        | 86.6        |
| <b>Total</b> | <b>30</b> | <b>45.0</b> | <b>16.4</b> | <b>91.4</b> |

|              | Direct      | Indirect    | Induced     | Total        |
|--------------|-------------|-------------|-------------|--------------|
| Construction | 35.4        | 10.6        | 16.7        | 27.3         |
| Operations   | 90.8        | 23.2        | 12.7        | 126.7        |
| <b>Total</b> | <b>90.8</b> | <b>33.8</b> | <b>29.4</b> | <b>154.0</b> |

| <b>CALL CENTER EMPLOYMENT</b> |        |          |         |             |
|-------------------------------|--------|----------|---------|-------------|
|                               | Direct | Indirect | Induced | Total       |
| Construction                  | 5.9    | 1.8      | 2.8     | 4.6         |
| Operations                    | 50.0   | 9.4      | 12.6    | 72.0        |
| Total                         | 50.0   | 11.2     | 15.4    | <b>76.6</b> |

| <b>WASTE MANAGEMENT EMPLOYMENT</b> |        |          |         |              |
|------------------------------------|--------|----------|---------|--------------|
|                                    | Direct | Indirect | Induced | Total        |
| Construction                       | 785.5  | 250.9    | 372.5   | 623.4        |
| Operations                         | 139.1  | 70.6     | 57.9    | 267.6        |
| Total                              | 139.1  | 321.5    | 430.4   | <b>891.0</b> |

| <b>MEDICAL OFFICE EMPLOYMENT</b> |        |          |         |              |
|----------------------------------|--------|----------|---------|--------------|
|                                  | Direct | Indirect | Induced | Total        |
| Construction                     | 19.7   | 7.1      | 12.7    | 19.8         |
| Operations                       | 68.8   | 13.9     | 30.0    | 112.7        |
| Total                            | 68.8   | 21.0     | 42.7    | <b>132.5</b> |

# 1-3 Honolulu County

## HONOLULU COUNTY EMPLOYMENT IMPACTS

| HOTEL EMPLOYMENT |              |              |              |              |
|------------------|--------------|--------------|--------------|--------------|
|                  | Direct       | Indirect     | Induced      | Total        |
| Construction     | 132.9        | 48.2         | 85.6         | 133.8        |
| Operations       | 148.5        | 57.8         | 76.7         | 283          |
| <b>Total</b>     | <b>148.5</b> | <b>106.0</b> | <b>162.3</b> | <b>416.8</b> |

| METAL FABRICATION EMPLOYMENT |             |              |              |              |
|------------------------------|-------------|--------------|--------------|--------------|
|                              | Direct      | Indirect     | Induced      | Total        |
| Construction                 | 31.9        | 10.6         | 20.4         | 31.0         |
| Operations                   | 83.3        | 143.1        | 244.9        | 471.3        |
| <b>Total</b>                 | <b>83.3</b> | <b>153.7</b> | <b>265.3</b> | <b>502.3</b> |

| RESTAURANT EMPLOYMENT |             |             |             |             |
|-----------------------|-------------|-------------|-------------|-------------|
|                       | Direct      | Indirect    | Induced     | Total       |
| Construction          | 8.7         | 3.1         | 5.6         | 8.7         |
| Operations            | 55.7        | 8.8         | 12.4        | 76.9        |
| <b>Total</b>          | <b>55.7</b> | <b>11.9</b> | <b>18.0</b> | <b>85.6</b> |

| PRINTING FACILITY EMPLOYMENT |             |             |             |              |
|------------------------------|-------------|-------------|-------------|--------------|
|                              | Direct      | Indirect    | Induced     | Total        |
| Construction                 | 31.9        | 10.6        | 20.4        | 31.0         |
| Operations                   | 83.3        | 24.6        | 18.3        | 126.2        |
| <b>Total</b>                 | <b>83.3</b> | <b>35.2</b> | <b>38.7</b> | <b>157.2</b> |

| NURSING HOME EMPLOYMENT |            |             |             |              |
|-------------------------|------------|-------------|-------------|--------------|
|                         | Direct     | Indirect    | Induced     | Total        |
| Construction            | 45.6       | 16.5        | 29.3        | 45.8         |
| Operations              | 143        | 10.5        | 38.2        | 191.7        |
| <b>Total</b>            | <b>143</b> | <b>27.0</b> | <b>67.5</b> | <b>237.5</b> |

| MACHINE SHOP EMPLOYMENT |             |             |             |              |
|-------------------------|-------------|-------------|-------------|--------------|
|                         | Direct      | Indirect    | Induced     | Total        |
| Construction            | 31.9        | 10.6        | 20.4        | 31.0         |
| Operations              | 83.3        | 30.5        | 44.4        | 158.2        |
| <b>Total</b>            | <b>83.3</b> | <b>41.1</b> | <b>64.8</b> | <b>189.2</b> |

| RETAIL CENTER EMPLOYMENT |              |             |             |            |
|--------------------------|--------------|-------------|-------------|------------|
|                          | Direct       | Indirect    | Induced     | Total      |
| Construction             | 29.3         | 10.6        | 18.8        | 29.4       |
| Operations               | 112.3        | 25.5        | 28.8        | 166.6      |
| <b>Total</b>             | <b>112.3</b> | <b>36.1</b> | <b>47.6</b> | <b>196</b> |

| BIOTECHNOLOGY EMPLOYMENT |              |             |              |              |
|--------------------------|--------------|-------------|--------------|--------------|
|                          | Direct       | Indirect    | Induced      | Total        |
| Construction             | 49.8         | 18.1        | 32.1         | 50.2         |
| Operations               | 120.2        | 53.4        | 71.9         | 245.5        |
| <b>Total</b>             | <b>120.2</b> | <b>71.5</b> | <b>104.0</b> | <b>295.7</b> |

| ALTERNATIVE ENERGY EMPLOYMENT |             |             |             |             |
|-------------------------------|-------------|-------------|-------------|-------------|
|                               | Direct      | Indirect    | Induced     | Total       |
| Construction                  | 58.1        | 21.5        | 37.3        | 58.8        |
| Operations                    | 12.8        | 3.5         | 11.9        | 28.2        |
| <b>Total</b>                  | <b>12.8</b> | <b>25.0</b> | <b>49.2</b> | <b>87.0</b> |

| AGRICULTURE EMPLOYMENT |             |             |             |              |
|------------------------|-------------|-------------|-------------|--------------|
|                        | Direct      | Indirect    | Induced     | Total        |
| Construction           | x           | x           | x           | x            |
| Operations             | 79.0        | 26.8        | 14.6        | 120.4        |
| <b>Total</b>           | <b>79.0</b> | <b>26.8</b> | <b>14.6</b> | <b>120.4</b> |

| AQUACULTURE EMPLOYMENT |             |            |            |             |
|------------------------|-------------|------------|------------|-------------|
|                        | Direct      | Indirect   | Induced    | Total       |
| Construction           | 6.1         | 2.0        | 3.9        | 5.9         |
| Operations             | 36.8        | 1.9        | 1.9        | 40.6        |
| <b>Total</b>           | <b>36.8</b> | <b>3.9</b> | <b>5.8</b> | <b>46.5</b> |

| PERFORMING ARTS EMPLOYMENT |             |             |             |              |
|----------------------------|-------------|-------------|-------------|--------------|
|                            | Direct      | Indirect    | Induced     | Total        |
| Construction               | 32.6        | 11.8        | 21.0        | 32.8         |
| Operations                 | 98.2        | 26.1        | 14.7        | 139.0        |
| <b>Total</b>               | <b>98.2</b> | <b>37.9</b> | <b>35.7</b> | <b>171.8</b> |

| <b>CALL CENTER EMPLOYMENT</b> |               |                 |                |              |
|-------------------------------|---------------|-----------------|----------------|--------------|
|                               | <b>Direct</b> | <b>Indirect</b> | <b>Induced</b> | <b>Total</b> |
| <b>Construction</b>           | 5.4           | 2.0             | 3.5            | 5.5          |
| <b>Operations</b>             | 50.0          | 10.1            | 14.2           | 74.3         |
| <b>Total</b>                  | 50.0          | 12.1            | 17.7           | 79.8         |

| <b>WASTE MANAGEMENT EMPLOYMENT</b> |               |                 |                |              |
|------------------------------------|---------------|-----------------|----------------|--------------|
|                                    | <b>Direct</b> | <b>Indirect</b> | <b>Induced</b> | <b>Total</b> |
| <b>Construction</b>                | 726           | 269.3           | 465.9          | 735.2        |
| <b>Operations</b>                  | 116.6         | 83.4            | 81.0           | 281.0        |
| <b>Total</b>                       | 116.6         | 352.7           | 546.9          | 1,016.20     |

| <b>MEDICAL OFFICE EMPLOYMENT</b> |               |                 |                |              |
|----------------------------------|---------------|-----------------|----------------|--------------|
|                                  | <b>Direct</b> | <b>Indirect</b> | <b>Induced</b> | <b>Total</b> |
| <b>Construction</b>              | 21.8          | 6.5             | 10.2           | 16.7         |
| <b>Operations</b>                | 68.8          | 16.9            | 40.0           | 125.7        |
| <b>Total</b>                     | 68.8          | 23.4            | 50.2           | 142.4        |

# 1-4 Maui/Kalawao County

## MAUI/KALAWAO COUNTY EMPLOYMENT IMPACTS

| HOTEL EMPLOYMENT |              |             |              |              |
|------------------|--------------|-------------|--------------|--------------|
|                  | Direct       | Indirect    | Induced      | Total        |
| Construction     | 141.8        | 36.0        | 57.8         | 93.8         |
| Operations       | 148.5        | 45.6        | 54.6         | 248.7        |
| <b>Total</b>     | <b>148.5</b> | <b>81.6</b> | <b>112.4</b> | <b>342.5</b> |

| METAL FABRICATION EMPLOYMENT |             |             |              |              |
|------------------------------|-------------|-------------|--------------|--------------|
|                              | Direct      | Indirect    | Induced      | Total        |
| Construction                 | 34.2        | 7.7         | 13.7         | 21.4         |
| Operations                   | 83.3        | 84.6        | 149.7        | 317.6        |
| <b>Total</b>                 | <b>83.3</b> | <b>92.3</b> | <b>163.4</b> | <b>339.0</b> |

| RESTAURANT EMPLOYMENT |             |            |           |             |
|-----------------------|-------------|------------|-----------|-------------|
|                       | Direct      | Indirect   | Induced   | Total       |
| Construction          | 9.4         | 2.4        | 3.8       | 6.2         |
| Operations            | 46.2        | 5.5        | 9.2       | 60.9        |
| <b>Total</b>          | <b>46.2</b> | <b>7.9</b> | <b>13</b> | <b>67.1</b> |

| PRINTING FACILITY EMPLOYMENT |             |             |             |              |
|------------------------------|-------------|-------------|-------------|--------------|
|                              | Direct      | Indirect    | Induced     | Total        |
| Construction                 | 34.2        | 7.7         | 13.7        | 21.4         |
| Operations                   | 83.3        | 21.3        | 23.5        | 128.1        |
| <b>Total</b>                 | <b>83.3</b> | <b>29.0</b> | <b>37.2</b> | <b>149.5</b> |

| NURSING HOME EMPLOYMENT |              |             |             |              |
|-------------------------|--------------|-------------|-------------|--------------|
|                         | Direct       | Indirect    | Induced     | Total        |
| Construction            | 14.1         | 23.3        | 9.4         | 32.7         |
| Operations              | 156.2        | 8.9         | 28.3        | 193.4        |
| <b>Total</b>            | <b>156.2</b> | <b>32.2</b> | <b>37.7</b> | <b>226.1</b> |

| MACHINE SHOP EMPLOYMENT |             |             |             |              |
|-------------------------|-------------|-------------|-------------|--------------|
|                         | Direct      | Indirect    | Induced     | Total        |
| Construction            | 34.2        | 7.7         | 13.7        | 21.4         |
| Operations              | 83.3        | 22.4        | 14.3        | 120.0        |
| <b>Total</b>            | <b>83.3</b> | <b>30.1</b> | <b>28.0</b> | <b>141.4</b> |

| RETAIL CENTER EMPLOYMENT |              |             |             |              |
|--------------------------|--------------|-------------|-------------|--------------|
|                          | Direct       | Indirect    | Induced     | Total        |
| Construction             | 31.2         | 7.9         | 12.7        | 20.6         |
| Operations               | 100.9        | 17.6        | 20.6        | 139.1        |
| <b>Total</b>             | <b>100.9</b> | <b>25.5</b> | <b>33.3</b> | <b>159.7</b> |

| BIOTECHNOLOGY EMPLOYMENT |              |             |             |              |
|--------------------------|--------------|-------------|-------------|--------------|
|                          | Direct       | Indirect    | Induced     | Total        |
| Construction             | 53.2         | 13.5        | 21.7        | 35.2         |
| Operations               | 120.2        | 41.9        | 49.5        | 211.6        |
| <b>Total</b>             | <b>120.2</b> | <b>55.4</b> | <b>71.2</b> | <b>246.8</b> |

| ALTERNATIVE ENERGY EMPLOYMENT |             |             |             |             |
|-------------------------------|-------------|-------------|-------------|-------------|
|                               | Direct      | Indirect    | Induced     | Total       |
| Construction                  | 62          | 17.3        | 25.1        | 42.4        |
| Operations                    | 18.6        | 3.9         | 12.8        | 35.3        |
| <b>Total</b>                  | <b>18.6</b> | <b>21.2</b> | <b>37.9</b> | <b>77.7</b> |

| AGRICULTURE EMPLOYMENT |             |            |             |              |
|------------------------|-------------|------------|-------------|--------------|
|                        | Direct      | Indirect   | Induced     | Total        |
| Construction           | x           | x          | x           | x            |
| Operations             | 89.6        | 4.7        | 22.7        | 147.0        |
| <b>Total</b>           | <b>89.6</b> | <b>4.7</b> | <b>22.7</b> | <b>147.0</b> |

| AQUACULTURE EMPLOYMENT |             |            |            |             |
|------------------------|-------------|------------|------------|-------------|
|                        | Direct      | Indirect   | Induced    | Total       |
| Construction           | 6.5         | 1.5        | 2.6        | 4.1         |
| Operations             | 47.2        | 1.1        | 3.3        | 51.6        |
| <b>Total</b>           | <b>47.2</b> | <b>2.6</b> | <b>5.9</b> | <b>55.7</b> |

| PERFORMING ARTS EMPLOYMENT |              |             |             |              |
|----------------------------|--------------|-------------|-------------|--------------|
|                            | Direct       | Indirect    | Induced     | Total        |
| Construction               | 34.8         | 8.8         | 14.2        | 23.0         |
| Operations                 | 104.7        | 32.1        | 10.2        | 147.0        |
| <b>Total</b>               | <b>104.7</b> | <b>40.9</b> | <b>24.4</b> | <b>170.0</b> |

| <b>CALL CENTER EMPLOYMENT</b> |        |          |         |       |
|-------------------------------|--------|----------|---------|-------|
|                               | Direct | Indirect | Induced | Total |
| Construction                  | 5.8    | 1.5      | 2.4     | 3.9   |
| Operations                    | 50.0   | 8.7      | 11.5    | 70.2  |
| Total                         | 50.0   | 10.2     | 13.9    | 74.1  |

| <b>WASTE MANAGEMENT EMPLOYMENT</b> |        |          |         |       |
|------------------------------------|--------|----------|---------|-------|
|                                    | Direct | Indirect | Induced | Total |
| Construction                       | 775    | 216.3    | 314.1   | 530.4 |
| Operations                         | 140.7  | 82.0     | 52.3    | 275.0 |
| Total                              | 140.7  | 298.3    | 366.4   | 805.4 |

| <b>MEDICAL OFFICE EMPLOYMENT</b> |        |          |         |       |
|----------------------------------|--------|----------|---------|-------|
|                                  | Direct | Indirect | Induced | Total |
| Construction                     | 21.0   | 5.3      | 8.6     | 13.9  |
| Operations                       | 68.8   | 12.2     | 29.6    | 110.6 |
| Total                            | 68.8   | 17.5     | 38.2    | 124.5 |

# 1-4 Kauai County

|              | Direct       | Indirect    | Induced      | Total        |
|--------------|--------------|-------------|--------------|--------------|
| Construction | 143.4        | 40.1        | 64.8         | 104.9        |
| Operations   | 148.5        | 42.6        | 56.5         | 247.6        |
| <b>Total</b> | <b>148.5</b> | <b>82.7</b> | <b>121.3</b> | <b>352.5</b> |

|              | Direct      | Indirect    | Induced      | Total        |
|--------------|-------------|-------------|--------------|--------------|
| Construction | 34.6        | 8.1         | 15.3         | 23.4         |
| Operations   | 83.3        | 75.3        | 165.2        | 323.8        |
| <b>Total</b> | <b>83.3</b> | <b>83.4</b> | <b>180.5</b> | <b>347.2</b> |

|              | Direct      | Indirect   | Induced     | Total       |
|--------------|-------------|------------|-------------|-------------|
| Construction | 9.4         | 2.6        | 4.2         | 6.8         |
| Operations   | 52.2        | 6.4        | 10.0        | 68.6        |
| <b>Total</b> | <b>52.2</b> | <b>9.0</b> | <b>14.2</b> | <b>75.4</b> |

|              | Direct      | Indirect    | Induced     | Total        |
|--------------|-------------|-------------|-------------|--------------|
| Construction | 34.6        | 8.1         | 15.3        | 23.4         |
| Operations   | 83.3        | 19.9        | 20.7        | 123.9        |
| <b>Total</b> | <b>83.3</b> | <b>28.0</b> | <b>36.0</b> | <b>147.3</b> |

|              | Direct       | Indirect    | Induced     | Total        |
|--------------|--------------|-------------|-------------|--------------|
| Construction | 49.2         | 13.7        | 22.2        | 35.9         |
| Operations   | 168.1        | 10.9        | 34.1        | 213.1        |
| <b>Total</b> | <b>168.1</b> | <b>24.6</b> | <b>56.3</b> | <b>249.0</b> |

|              | Direct      | Indirect    | Induced     | Total        |
|--------------|-------------|-------------|-------------|--------------|
| Construction | 34.6        | 8.1         | 15.3        | 23.4         |
| Operations   | 83.3        | 22.7        | 33.5        | 139.5        |
| <b>Total</b> | <b>83.3</b> | <b>30.8</b> | <b>48.8</b> | <b>162.9</b> |

|              | Direct       | Indirect    | Induced     | Total        |
|--------------|--------------|-------------|-------------|--------------|
| Construction | 31.6         | 8.8         | 14.3        | 23.1         |
| Operations   | 109.7        | 19.6        | 22.7        | 152.0        |
| <b>Total</b> | <b>109.7</b> | <b>28.4</b> | <b>37.0</b> | <b>175.1</b> |

|              | Direct       | Indirect    | Induced     | Total        |
|--------------|--------------|-------------|-------------|--------------|
| Construction | 53.8         | 15.0        | 24.3        | 39.3         |
| Operations   | 120.2        | 44.8        | 55.6        | 220.6        |
| <b>Total</b> | <b>120.2</b> | <b>59.8</b> | <b>79.9</b> | <b>259.9</b> |

|              | Direct      | Indirect    | Induced     | Total       |
|--------------|-------------|-------------|-------------|-------------|
| Construction | 62.3        | 18.9        | 28.6        | 47.5        |
| Operations   | 13.3        | 2.9         | 10.0        | 26.2        |
| <b>Total</b> | <b>13.3</b> | <b>21.8</b> | <b>38.6</b> | <b>73.7</b> |

|              | Direct      | Indirect    | Induced    | Total       |
|--------------|-------------|-------------|------------|-------------|
| Construction | x           | x           | x          | x           |
| Operations   | 28.3        | 13.0        | 7.1        | 48.4        |
| <b>Total</b> | <b>28.3</b> | <b>13.0</b> | <b>7.1</b> | <b>48.4</b> |

|              | Direct    | Indirect   | Induced    | Total       |
|--------------|-----------|------------|------------|-------------|
| Construction | 6.6       | 1.5        | 2.9        | 4.4         |
| Operations   | 21        | 3.7        | 2.0        | 26.7        |
| <b>Total</b> | <b>21</b> | <b>5.2</b> | <b>4.9</b> | <b>31.1</b> |

|              | Direct      | Indirect    | Induced     | Total        |
|--------------|-------------|-------------|-------------|--------------|
| Construction | 35.2        | 9.8         | 15.9        | 25.7         |
| Operations   | 57.6        | 14.3        | 13.0        | 84.9         |
| <b>Total</b> | <b>57.6</b> | <b>24.1</b> | <b>28.9</b> | <b>110.6</b> |

| CALL CENTER EMPLOYMENT |        |          |         |             |
|------------------------|--------|----------|---------|-------------|
|                        | Direct | Indirect | Induced | Total       |
| Construction           | 5.9    | 1.6      | 2.7     | 4.3         |
| Operations             | 50.0   | 8.7      | 12.3    | 71.0        |
| Total                  | 50.0   | 10.3     | 15.0    | <b>75.3</b> |

| WASTE MANAGEMENT EMPLOYMENT |        |          |         |              |
|-----------------------------|--------|----------|---------|--------------|
|                             | Direct | Indirect | Induced | Total        |
| Construction                | 779.3  | 236.9    | 357.1   | 594.0        |
| Operations                  | 140.9  | 79.7     | 58.0    | 278.6        |
| Total                       | 140.9  | 316.6    | 415.1   | <b>872.6</b> |

| MEDICAL OFFICE EMPLOYMENT |        |          |         |              |
|---------------------------|--------|----------|---------|--------------|
|                           | Direct | Indirect | Induced | Total        |
| Construction              | 21.6   | 6.0      | 9.6     | 15.6         |
| Operations                | 68.8   | 16.1     | 39.5    | 124.4        |
| Total                     | 68.8   | 22.1     | 49.1    | <b>140.0</b> |

**Please Note:** The data summary at the end of this report list, in greater detail, the employment, output, indirect business taxes and employee compensation generated by each of the sample projects.

## EXHIBIT D REGIONAL CENTER ECONOMIC & JOB-CREATION IMPACT ANALYSIS

### ALOHA REGIONAL CENTER

#### USCIS Economic Impact Requirements

As part of determining the projected economic impact of the Regional Center, the USCIS Adjudicators Field Manual ("AFM") Section (a)(2)(B)<sup>1</sup> requires that regional center proposals must demonstrate:

(ii) A detailed description of how EB-5 capital investment within the geographic area of the regional center will create qualifying EB-5 jobs, either directly or indirectly. This analysis must be supported by economically and statistically valid forecasting tools, including, but not limited to, feasibility studies, analyses of foreign and domestic markets for the goods or services to be exported [if any], and/or multiplier tables.

(iii) A detailed prediction of the proposed regional center's predicted impact regionally or nationally on household earnings, greater demand for business services, utilities, maintenance and repair, and construction both within and outside of the geographic area of the proposed Regional Center.

USCIS adopted these procedures in satisfaction of the requirements set forth in 8 CFR § 204.6(m)(3)(i),(iv), and (v). Aloha Regional Center, LLC ("Company") has designated thirteen (13) target industry economic sectors for which the above impacts have been evaluated.

#### Economic Impact Analysis & IMPLAN Acceptability

In 1992, when Congress conceived of the Pilot Program as a vehicle for attracting investment capital into specific regional areas, Congress permitted investors to rely on proof of indirect job creation in their petitions seeking permanent residence, based on "reasonable methodologies."<sup>2</sup>

The 2002 Amendment permitted the establishment of a regional center may be based on general predictions, contained in the proposal, concerning the kinds of commercial enterprises that will receive capital from aliens, the jobs that will be created directly or indirectly as a result, and the other positive economic effects of such capital investments. Per USCIS general procedures, the Company defined specific business sectors (listed above) and hired a qualified economic consultant to analyze the general impact on the regional and national economy, using the regional economic model IMPLAN.

IMPLAN has long been accepted by the USCIS (and many other governmental agencies) as a valid "economically and statistically valid forecasting tool" that satisfies the requirements of 8 CFR § 204.6(j)(4), and 8 CFR § 204.6(m)(3)(i),(iv), and (v).

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<sup>1</sup> Revised December 15<sup>th</sup>, 2009

<sup>2</sup> Section 610 of Pub. L. 102-395, as amended by section 116(a)(l) of Pub. L. 105-119 and section 402(a) of Pub. L. 106-396



















































































































































































































































































































## EXHIBIT E OPERATIONAL GUIDELINES & ADMINISTRATION

### ALOHA REGIONAL CENTER

#### General Administration and Goals

The USCIS Adjudicators Field Manual 22.4(a)(2)(B)(iv) outlines the administrative requirements for a EB-5 Regional Center proposal, including a description of the plans to administer, oversee, and manage the proposed Regional Center, including but not limited to how the regional center will:

- Be promoted to attract EB-5 alien investors, including a description of the budget for the promotional activity; (see **Marketing Plan, EXHIBIT G**)
- Identify, assess and evaluate proposed immigrant investor projects and enterprises;
- Structure its investment capital, e.g., whether the investment capital to be sought will consist solely of alien investor capital or a combination of alien investor capital and domestic capital, and how the distribution of the investment capital will be structured, e.g. loans to developers, venture capital, etc. (see **Regional Center Structure & Business Approach, EXHIBIT F**); and
- Oversee all investment activities affiliated with, through or under the sponsorship of the proposed Regional Center.

In June 2007, Maurice Berez, Chief Adjudications Officer for the USCIS Foreign Trader, Investor & Regional Center Program, provided more detail about the administrative expectations of USCIS in a letter to the Metropolitan Milwaukee Association of Commerce (MMAC), a regional center in Wisconsin. The letter outlines 17 types of information that approved regional centers must track to keep their regional center designation (**Attachment**). Since the letter was issued, the American Immigration Lawyers Association (AILA) published the letter, and now, many immigration attorneys and Regional Center consider the MMAC letter to be standard for which all regional centers now must be administered.

The Hawaii Limited Liability Company, Aloha Regional Center, LLC will administer the ARC in accordance with the MMAC letter and the following objectives:

(b) (4)



(b) (4)

**Administration and Management**

Ms. Kimberly Vanderlaan is a Managing Member of Aloha Regional Center, LLC. Ms. Vanderlaan is a partner with the accounting firm Levin & Hu, LLP. Please review Ms. Vanderlaan’s experience, as well as the other managing members of the Company in **EXHIBIT B**. Ms. Vanderlaan will manage and oversee all administrative functions (contact information, same as below) of the ARC in tandem with consultants from Wright Johnson, LLC (“Wright Johnson”). Aloha Regional Center, LLC will retain additional personnel, as needed, to meet USCIS’s requirements.

The contact information and point of contact to be used for the USCIS website is:

Aloha Regional Center  
Ed Cichon  
Aloha Regional Center, LLC  
77 Hookele Street, Suite 302 | Kahului, HI 96732  
Telephone: (808) 268-9000 | Fax: (808) 270-1072 | Email: [edcichon@gmail.com](mailto:edcichon@gmail.com)

ARC has retained the consulting firm of Wright Johnson to ensure timely and accurate compliance with applicable USCIS Regional Center reporting requirements. Wright Johnson will provide oversight and track job-creation that resulted from the placement into an approved EB-5 eligible business venture of each specific foreign investment capital. Specifically, Wright Johnson will maintain:

(b) (4)

(b) (4)



Additionally, ARC will comply with all required reporting listed on the December 1, 2009 compliance and reporting letter issued by USCIS to all active Regional Centers.

#### **Immigrant Investor Counsel & Outside Service Providers**

***Preferred Immigrant Investor Counsel:*** To ensure quality and consistency of all immigrant investor I-526 petitions submitted to the USCIS, the Company is presenting vetting a number of law firms to serve as preferred immigration counsel for all individual ARC investors (“Preferred Counsel”). Preferred Counsel will also work with ARC to assemble and draft all necessary regional center business and investor documentation required by USCIS for I-526 petition approval. The Aloha Regional Center may select multiple immigration attorneys, based on their familiarity with the customs, language, and the source of funds documentation practices for different countries.

***Other Service Providers:*** In addition, ARC will engage the services of outside accountants in order to prepare annual financial documents for all ARC projects and I-829 supporting documentation.

#### **Operational Guidelines**

***Project Evaluation:*** ARC will evaluate potential investment projects to ensure consistency with the USCIS regional center designation and the objectives of the Regional Center. ARC will conduct an assessment of such projects collectively with in-house professionals as well as certain third parties to

confirm consistency with ARC's regional center designation, project viability, timetable, capital investment required, pro forma income projections, preliminary job creation potential, investor marketability and other elements that will bear on the success of ARC and the projects it sponsors.

**Project Management:** ARC will maintain close contact with the management of entities that may be involved in projects underway within the regional center to ensure that financial and job creation targets are met. ARC will provide assistance and guidance as appropriate to eliminate any variance between actual and target objectives and milestones.

**"Accredited Investor" Verification:** ARC will follow applicable U.S. Securities and Exchange Commission rules for classifying an EB-5 investor as an "Accredited Investor" according to the definitions contained in Rule 501 of Regulation D (see attachment). Two applicable definitions, either of which must be met by potential EB-5 investors, are as follows:

(b) (4)

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Each prospective EB-5 investor will be required to complete a questionnaire that provides adequate supporting information to verify compliance with either of these definitions. A copy of the ARC Questionnaire is attached to this Administrative Plan (**Attachments**).

**Source of Funds:** ARC will adhere to all USCIS rules and regulations relating to confirming the legal source of funds used for investments in ARC projects. ARC's escrow bank will also comply with 31 U.S.C. 5318(i), "Due Diligence for United States Private Banking and Correspondent Bank Accounts Involving Foreign Persons" (See Exhibit F for list of financial institutions).

### **Structure of Investment Capital**

**Delivery of Funds to Target Commercial Enterprise:** ARC will explain in detail the financial structure of a project – whether the investment capital to be sought will consist solely of alien investor capital or a combination of alien investor capital and domestic capital – and how the distribution of the investment capital will be structured (e.g. loans to developers, venture capital, etc) in a *Matter of Ho* compliant business plan included in an exemplar I-526.

**Legal Structure of Commercial Enterprise:** In accordance with the definition of "commercial enterprise" provided in 8 C.F.R. § 204.6(e), Aloha Regional Center, LLC will organize a special purpose entity, such as a limited partnership (LP) or limited liability company (LLC), in which immigrant investors will make their qualifying EB-5 investment for a share of the equity of such entity.

**Subscription or Administrative Fee:** ARC will require a (b) (4) administrative fee to cover all subscription and offering expenses. (b) (4)

**EB-5 Investor Management Participation:** Pursuant to previous USCIS decisions and the “policy formulation” requirements of 8 C.F.R. § 204.6(j)(5)(iii), the alien investors will be granted the rights normally accorded to limited partners under the Uniform Limited Partnership Act or members under the Uniform Limited Liability Company Act, while ARC will perform the day-to-day management decisions.

**Attachments:** USCIS MMAC Letter, (2007)  
ARC EB-Investor Questionnaire

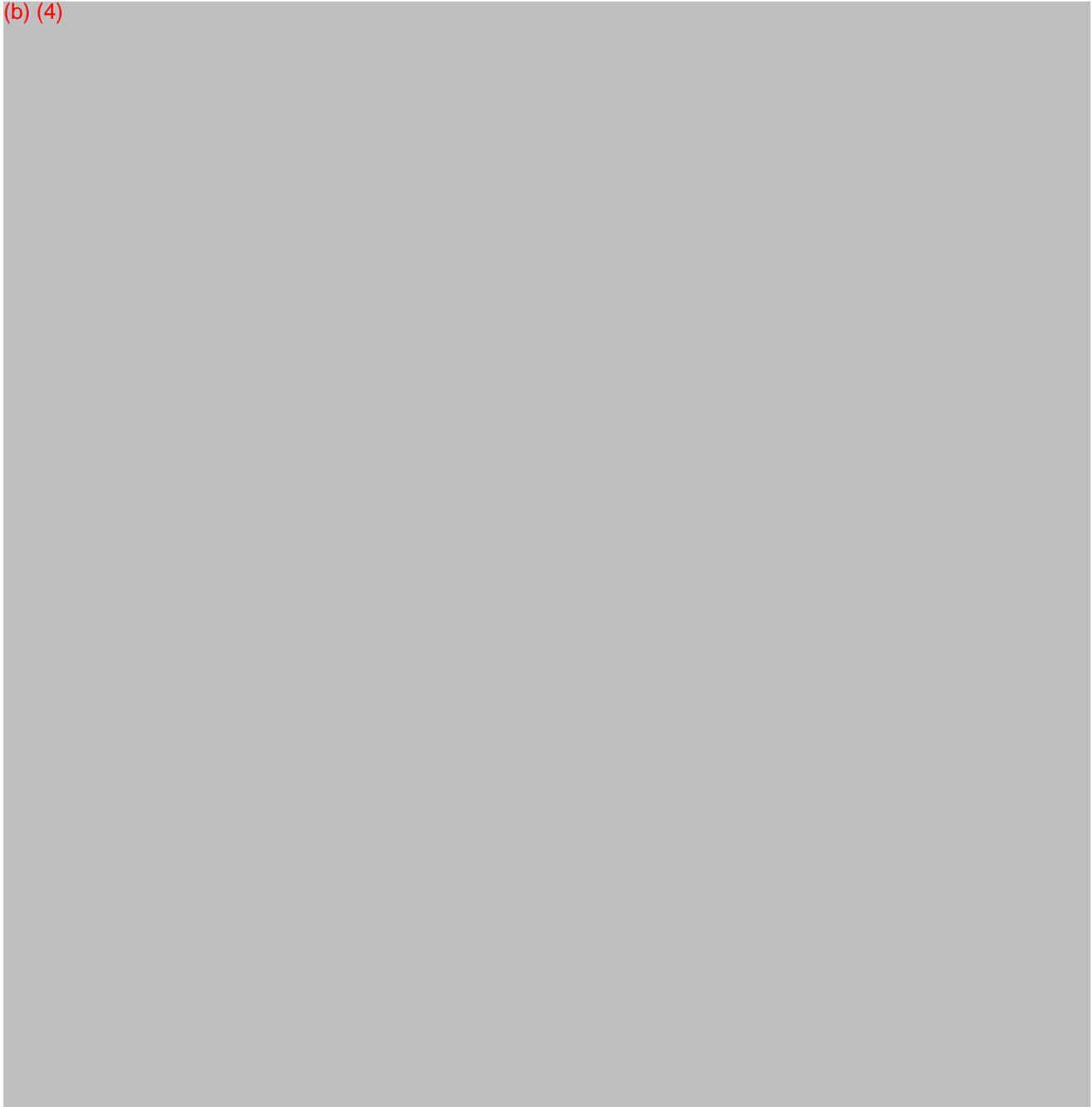
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# INVESTOR SUITABILITY QUESTIONNAIRE

[Partnership], LP  
a Hawaii partnership

## SPECIAL INSTRUCTIONS

(b) (4)























U.S. Citizenship  
and Immigration  
Services

HOOPRD 70/6.2.8

JUN 12 2007

Mr. Peter Beitzel  
Metropolitan Milwaukee Association of Commerce  
756 North Milwaukee Street, Suite 400  
Milwaukee, WI 53202

Dear Mr. Beitzel:

By an email request to this office upon the May 1, 2007 approval and designation of the Metropolitan Milwaukee Association of Commerce's Regional Center (MMAC-RC), you asked that this office provide you with additional information on its expectations relating to the expectations of the U.S. Citizenship and Immigration Service (USCIS) regarding the administration of a regional center entity. You noted your desire to follow the correct process, document the information needed, and be aware of reporting expectations, and MMAC's basic responsibilities to appropriately manage its regional center. The following information and guidance is provided to you in response to your request.

**DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:**

The regulations at 8 CFR 204.6(m)(6) require that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales, improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request year to date for each Federal Fiscal Year<sup>1</sup>, commencing with the current year as follows:

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<sup>1</sup> A Federal Fiscal Year runs for twelve consecutive months from October 1<sup>st</sup> to September 30<sup>th</sup>.

1. The principal official and point of contact of the MMAC-RC responsible for the normal operation, management and administration of the regional center.
2. How the MMAC-RC is administering its regional center and is actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How the MMAC-RC is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. The name, date of birth, and alien registration number of each alien investor who makes an investment and files an EB-5 I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5 I-526 petition with USCIS.
6. The U.S. city and state of residence of each alien investor who makes an investment and files an EB-5 I-526 petition with USCIS.
7. The categories of business activity within the geographic boundaries of your regional center that have received the alien investors capital, and in what amount
8. The names and locations of the each job creating commercial enterprise located within the geographic boundaries of your regional center that has received alien investor capital.
9. The amounts of alien investor capital and the amounts of other domestic capital that has been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.<sup>2</sup>
10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
14. If applicable, the total aggregate of "preserved" jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
15. If for any given Federal Fiscal Year your regional center does not have investors to report, then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program, and recruit legitimate and viable alien investors.
16. Notification to USCIS within 30 days of the occurrence any material change in the structure, operation, administration, focus, or activities relating to your regional center's

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<sup>2</sup> A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

Mr. Peter Beitzel

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basis for its most recent designation and/or reaffirmation by USCIS.

17. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year.

Given that this information and guidance would prove valuable to all currently operational regional centers within the Immigrant Investor Pilot Program, a copy of this letter is being provided to each one as well as to the EB-5 Committee Chair for the American Immigration Lawyers Association (AILA).

Sincerely,



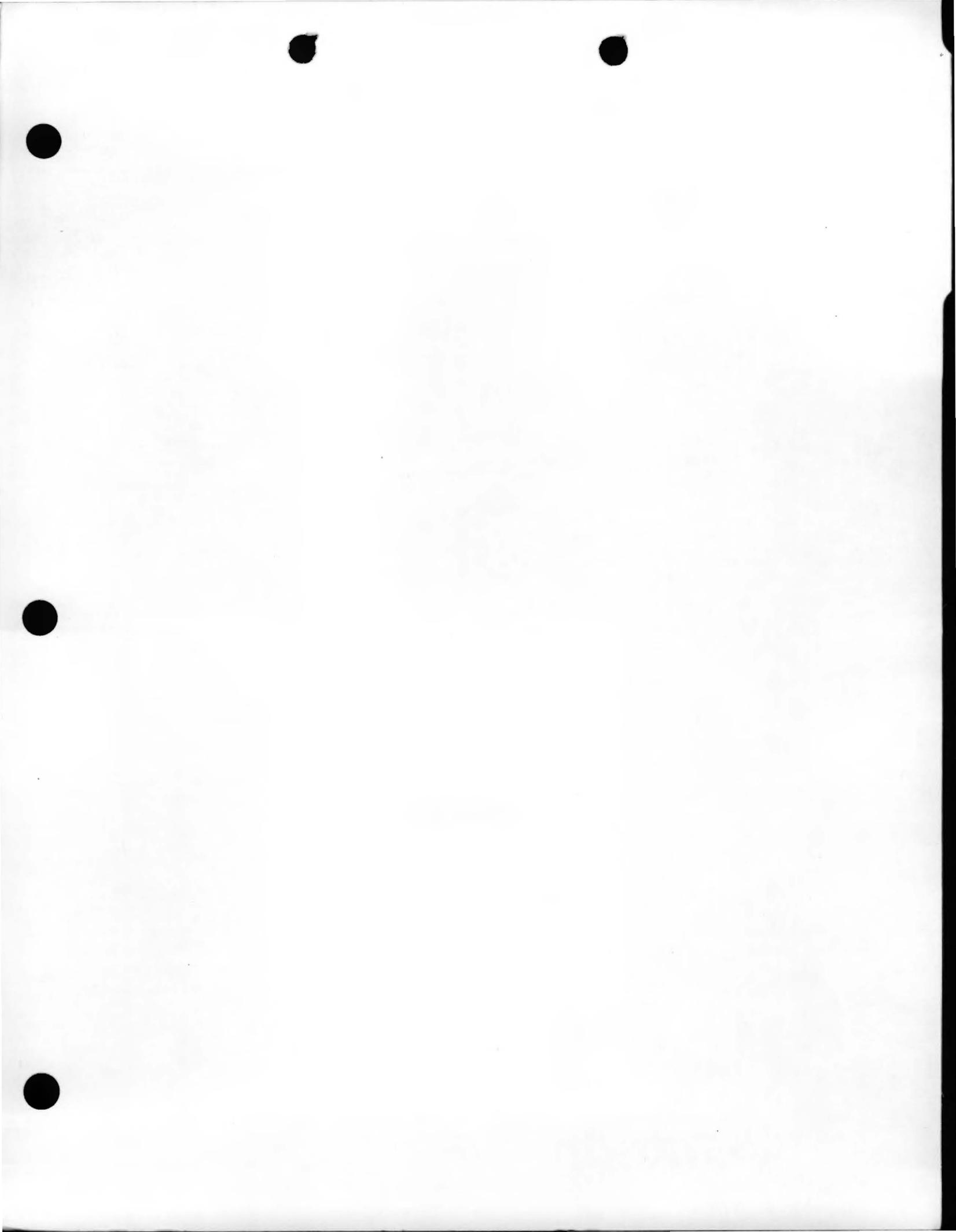
Maurice R. Berez

Chief Adjudications Officer

USCIS Foreign Trader, Investor & Regional Center Program

Service Center Operations Business & Trade Services

CC: AILA EB-5 Committee Chair  
Other USCIS Approved Regional Centers



## EXHIBIT F REGIONAL CENTER STRUCTURE & BUSINESS APPROACH

### ALOHA REGIONAL CENTER

#### Structure of Investment Capital

Delivery of Funds to Commercial Enterprise: USCIS Adjudicators Field Manual Chapter 22.4(a)(B)(iv) requests detail on how the EB-5 project will deliver funds to a commercial enterprise. ARC will explain in detail the financial structure of a project – whether the investment capital to be sought will consist solely of alien investor capital or a combination of alien investor capital and domestic capital – and how the distribution of the investment capital will be structured (e.g. loans to developers, venture capital, etc) in a *Matter of Ho* compliant business plan included in an exemplar I-526. (b) (4)

Legal Structure of Commercial Enterprise: In accordance with the definition of “commercial enterprise” provided in 8 C.F.R. § 204.6(e), the Aloha Regional Center, LLC (“Company”) will organize a special purpose entity, such as a limited partnership (LP) or limited liability company (LLC), in which immigrant investors will make their qualifying EB-5 investment for a share of the equity of such entity (Attachments Sample Operating Agreement, Sample Subscription Agreement, Sample Private Placement Memorandum). The offering documents will be provided in an I-526 exemplar in order for USCIS to ensure it satisfies regulatory requirements, such as “at risk” investments (no buy-back or redemption agreements). The Company will serve as the Manager or General Partner for each special purpose entity organized to manage an EB-5 project; the offering documents will disclose any potential conflicts of interest or restrictions (if any) of the Company.

Subscription or Administrative Fee: ARC will require a (b) (4) administrative fee to cover all subscription and offering expenses. (b) (4)

EB-5 Investor Management Participation: Pursuant to previous USCIS decisions and the “policy formulation” requirements of 8 C.F.R. § 204.6(j)(5)(iii), the alien investors will be granted the rights normally accorded to limited partners under the Uniform Limited Partnership Act or members under the Uniform Limited Liability Company Act, while ARC will perform the day-to-day management decisions.

## **Capital Transfer Mechanism & Financial Institutions**

To facilitate the transfer of, and provide evidence for, the actual investment of EB-5 funds, the following financial institutions will serve as capital transfer mechanisms (Attachment: Sample Escrow Agreement):

### **Financial Institutions**

#### **FIRST HAWAIIAN BANK**

999 Bishop St., 29<sup>th</sup> Floor  
Honolulu, HI 96813  
Phone: (808) 525-7000

#### **PACIFIC RIM BANK**

Two Waterfront Plaza  
500 Ala Moana Blvd., #2A  
Honolulu, HI 96813  
Phone: (808) 585-9600

#### **UBS**

UBS Financial Services, Inc.  
One North Wacker Drive, Suite 3700  
Chicago IL 60606  
Phone: (312) 525-5000

#### **HSBC**

26525 North Riverwoods Boulevard  
4 North East, Mettawa, Illinois 60045  
Phone: (800) 975.4722

#### **Citibank**

Agency & Trust  
388 Greenwich Street, 14th Floor  
New York, NY 10013  
Phone: (212) 816-5799  
Fax: (212) 657-2762

### **Visa Applications**

Aloha Regional Center, LLC will clearly communicate to the investor that the qualifications for a U.S. visa are solely determined by the USCIS and/or the U.S. Consulate; and that the Company makes no representation that it has the authority to influence such U.S. government decision in any way.

The Company, as the general partner in a new commercial enterprise in the Regional Center, will provide to the investor all reasonable assistance with the I-526 petition process, including the following documents:

- (i) Certificate of Limited Partnership;
- (ii) Limited Partnership Agreement;
- (iii) Private Placement Memorandum;
- (iv) Bank documents evidencing the investor's deposit to escrow;
- (v) Comprehensive Business Plan following the USCIS guidelines of *Matter of Ho*; and
- (vi) Econometric analysis of job creation and regional impacts specifically tailored to the business plan.

All such documents will be included as exhibits to the investor's I-526 petition to meet USCIS's requirements for visa approval.

### **Investment Risk**

U.S. immigration law requires the investor's investment to be at risk and subject to complete loss. 8 C.F.R. 204.6(j)(2) and *Matter of Ho*, 22 I. & N. Dec. 206, Interim Decision 3362, 1998 WL 483979 (BIA). Under any business formation agreement (e.g. limited partnership), an investor is not guaranteed any return of the investor's investment, and, if the business entity suffers any losses, the amount of such losses will reduce the return of profit, capital investment, or equity interest, or any combination of all three, to the investor.

For each investment opportunity, each investor will be urged to carefully read the private placement memorandum and the business formation agreement (limited partnership) for a description of certain risks associated with an EB-5 investment.

Aloha Regional Center, LLC cannot and will not guarantee a return on an investment. In the event that the new commercial enterprise produces or earns a net profit, such profit shall be allocated based on the agreement between the investor and commercial enterprise.

### **Post Approval Exemplar and Amendments**

The included Regional Center proposal petitions for prospective investment based on hypothetical EB-5 investment models in order to demonstrate how an actual EB-5 project will create new direct & indirect jobs and positively impact the economy. Section IV and V of the December 11<sup>th</sup>, 2009 USCIS Neufeld Memo amends the EB-5 Adjudicators Field Manual (AFM) to permit post-approval Regional Center amendments or I-526 exemplars to be used for specific Regional Center investment projects. The amended AFM Chapter 22.4(a)(2)(C)-(E)(ii) outlines the procedures and benefits of amending the (1) Regional Center application, to ensure uniformity between I-526, and (2) the Regional Center Proposal, and an exemplar I-526, in order that USCIS may identify any potential issues before bona fide EB-5

Investor I-526 applications are submitted. These documents will be submitted after the regional center proposal is approved and the Company has completed the accompanying documentation.

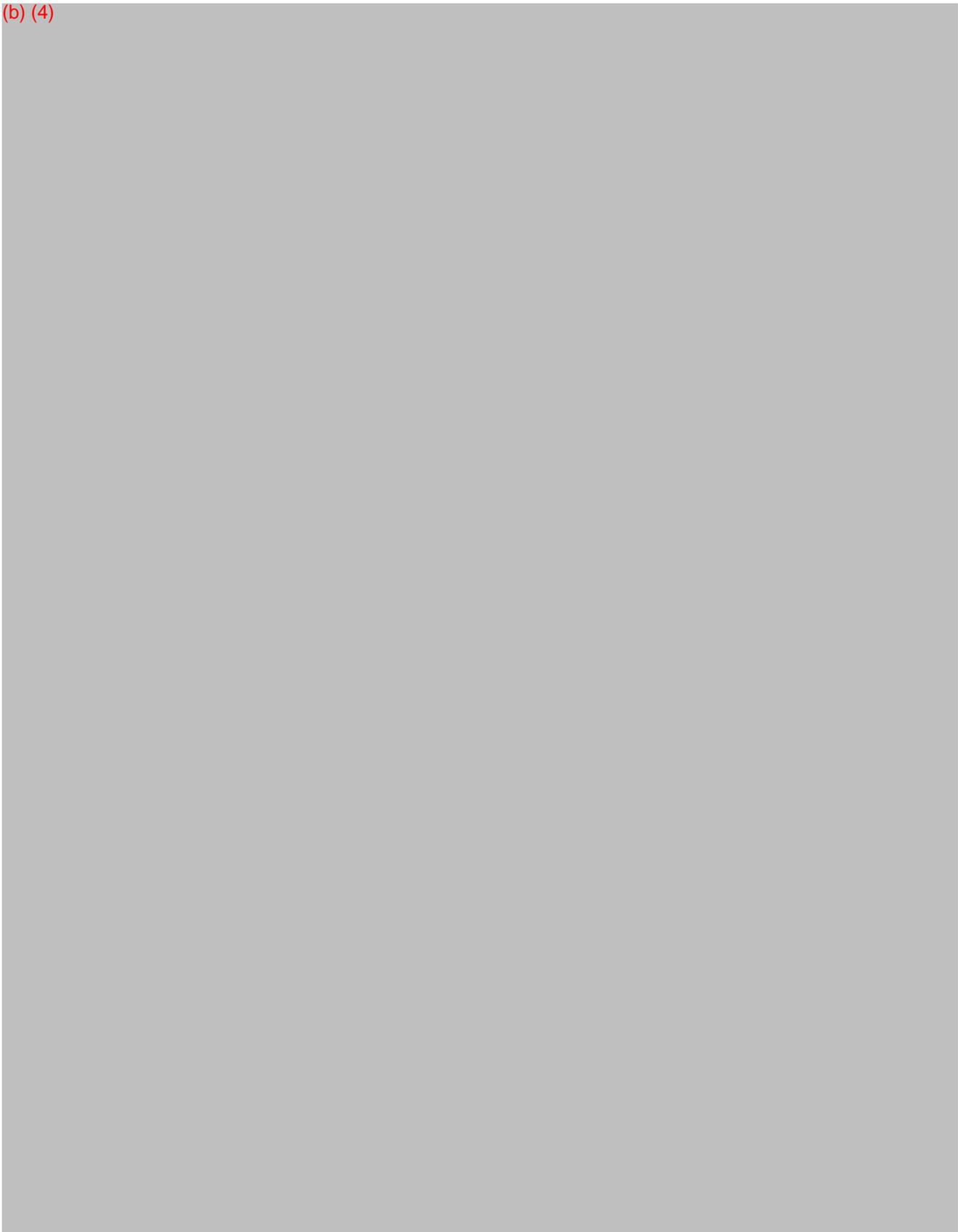
The principals of Aloha Regional Center are currently working economic consultants from Wright Johnson to vet several prospective EB-5 projects. Once a project is finalized, the Company will submit a *Matter of Ho* compliant business plan, a specific econometric study for the new commercial enterprise, and all of the corresponding organizational documents, offering memoranda, and capital transfer agreements.

**Attachments:** Sample Subscription Agreement  
Sample Limited Partnership Agreement  
Sample Escrow Agreement  
Sample Private Placement Memorandum

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**SUBSCRIPTION AGREEMENT: [LIMITED PARTNERHSIP], LP**

(b) (4)









**AGREEMENT OF LIMITED PARTNERSHIP  
OF  
[Limited Partnership], LP**

**January 30<sup>th</sup>, 2010**

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**AGREEMENT OF LIMITED PARTNERSHIP  
OF  
[Partnership Name], LIMITED PARTNERSHIP**

**A HAWAII LIMITED PARTNERSHIP**

(b) (4)





























































[ALL BRACKETED TEXT IN THIS SAMPLE PRIVATE OFFERING MEMORANDUM IS SUBJECT TO CHANGE BASED ON FINAL DEAL STRUCTURE AND BUSINESS TERMS]

**CONFIDENTIAL  
PRIVATE OFFERING MEMORANDUM  
[Aloha Regional Center], LP**

Dated \_\_\_\_\_, 20\_\_

Aloha Regional Center  
Ed Cichon  
Aloha Regional Center, LLC  
77 Hookele Street, Suite 302 | Kahului, HI 96732  
Telephone: (808) 268-9000 | Fax: (808) 270-1072 | Email: [edcichon@gmail.com](mailto:edcichon@gmail.com)

(b) (4)





































**ALOHA REGIONAL CENTER, LLC  
CAPITAL CONTRIBUTION ESCROW AGREEMENT**

BETWEEN:

**Aloha Regional Center, LLC**  
(hereinafter called the "Promoter")

(b) (4)











**EXHIBIT G**

**ALOHA REGIONAL CENTER MARKETING PLAN**



**EXHIBIT G ALOHA REGIONAL CENTER  
YEAR ONE MARKETING PLAN AND BUDGET**

Title 8 Section 204.6(m)(3)(iii) of the Code of Federal Regulations requires that a regional center application includes a "detailed statement regarding the amount and source of capital which has been committed to the regional center, as well as a description of the promotional efforts taken and planned by the sponsors of the regional center[.]"

(b) (4)











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## EXHIBIT H REGIONAL CENTER TEA DESIGNATION

### ALOHA REGIONAL CENTER

#### Authorized State Agency

The Hawaii Department of Business, Economic Development, & Tourism (DBEDT) is the state agency designated by the Governor of Hawaii, in compliance with 8 C.F.R. § 204.6(i), as the agency authorized to identify the cities, counties, metropolitan statistical areas (MSAs) and geopolitical subdivisions (census tracts) that meet the “high unemployment” definition. These high unemployment areas qualify as Targeted Employment Areas (TEAs), which reduce the minimum EB-5 investment required under the regulations to \$500,000.

The Department of Business, Economic Development & Tourism is Hawaii's resource center for economic and statistical data, business development opportunities, energy and conservation information, and foreign trade advantages. DBEDT provides the economic and statistical expertise that guides State economic development efforts. It generates important information for business and industry about the business markets, unemployment statistics, and the economic forces shaping the state's economic growth or decline.

#### Regional Center TEA Designations

In accordance to 8 CFR §204.6(i), the DBEDT has been designated to identify the cities, counties, metropolitan statistical areas (MSAs) and geopolitical subdivisions (census tracts) that meet the “high unemployment” definition provided in the Code of Federal Regulations. Though the rate changes often, the qualifying areas are identified based on an annually average and published every year. These high unemployment areas qualify as Targeted Employment Areas (TEAs), which reduce the minimum EB-5 investment required under the regulations to \$500,000. A letter from the Hawaii State Chief Economist and Economics Research Administrator, Dr. Pearl Imada Iboshi, provided the census tracts eligible for TEA status using 2008 annual unemployment data. The census tracts located within the proposed Aloha Regional Center have been included with this application. This information should be sufficient for USCIS to identify whether a proposed EB-5 investment opportunity is located in a TEA, and therefore, qualified for the \$500,000 investment amount permitted under 8 CFR 204.6(f)(2).

**Attachments:** TEA Letter from Dr. Pearl Imadba Iboshi, Hawaii State Chief Economist and Economics Research Administrator, (June 23<sup>rd</sup>, 2008).

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## DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM

LINDA LINGLE  
GOVERNOR  
THEODORE E. LIU  
DIRECTOR  
MARK K. ANDERSON  
DEPUTY DIRECTOR

Research and Economic Analysis Division  
No. 1 Capitol District Building, 250 South Hotel Street, 4th Floor, Honolulu, Hawaii 96813  
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804  
Web site: [www.hawaii.gov/dbedt](http://www.hawaii.gov/dbedt)

Telephone: (808) 586-2466  
Fax: (808) 586-8449

June 23, 2008

Maurice R. Berez  
Chief Adjudications Officer  
Foreign Trader, Investor and Regional Center Program  
Business and Trade Services  
USCIS Service Center Operations  
111 Massachusetts Ave., NW, third floor  
Washington, DC 20529

Dear Mr. Berez,

As a part of the Hawaii Regional Center reaffirmation, I am writing to submit the designated rural areas (RAs) and targeted employment areas (TEAs) for Hawaii. I am designated by Theodore E. Liu, Director of Hawaii State Department of Business, Economic Development & Tourism to sign the certification letters on TEAs, RAs, and job creation for the EB-5 program.

According to the definition by the U.S. Census Bureau and the Office of Management and Budget, a rural area is defined as any area not within either a metropolitan statistical area (MSA) or the outer boundary of any city or town having a population of 20,000 or more. Honolulu is the only MSA in the State of Hawaii and it is the whole island of Oahu. All other islands are outside of the Honolulu MSA and have no legal cities or towns. Based on the above definition, all islands in Hawaii except Oahu are rural areas.

Although Oahu is a MSA some areas qualify as TEAs (at least 150 percent of the national average rate). There are two TEAs on Oahu: The Kakaako & Kalihi Valley TEA consists of 39 contiguous Census Tracts with unemployment rate of 9.1% in 2000, 157% of the U.S. average). The West & North Oahu TEA consists of 36 contiguous Census Tracts with unemployment rate of 8.7% in 2000, 150% of the U.S. average). Enclosed is our determination of the RAs and TEAs.

Unemployment data by Census Tracts were obtained from the U.S. Census Bureau for the Census year 2000 to be consistent with previously submitted TEA designations under the prior Hawaii Regional Center as requested by the Strategic Marketing and Services Division of DBEDT. The designations will be updated after the next census.

If you have any questions regarding the determination, please feel free to contact me at (808) 586-2470.

Sincerely,

A handwritten signature in black ink, appearing to read 'Pearl Iboshi', with a long horizontal flourish extending to the right.

Pearl Imada Iboshi, Ph.D  
Hawaii State Chief Economist and  
Economics Research Administrator

Enclosure

## Targeted Employment Areas on Oahu

### Kakaako & Kalihi Valley TEA

| 2000 Census tract | 2000 Census Population | Civilian labor force | Unemployed   | Unemployment rate (%) |
|-------------------|------------------------|----------------------|--------------|-----------------------|
|                   | <b>100,588</b>         | <b>52,552</b>        | <b>4,774</b> | <b>9.1</b>            |
| 18.01             | 1,112                  | 587                  | 67           | 11.4                  |
| 18.02             | 4,347                  | 2,654                | 132          | 5.0                   |
| 19.01             | 684                    | 270                  | 10           | 3.7                   |
| 19.02             | 5,237                  | 2,859                | 82           | 2.9                   |
| 20.01             | 3,207                  | 1,775                | 157          | 8.8                   |
| 20.02             | 3,591                  | 2,083                | 115          | 5.5                   |
| 36.01             | 1,979                  | 1,133                | 93           | 8.2                   |
| 36.02             | 4,537                  | 2,089                | 120          | 5.7                   |
| 37                | 3,283                  | 1,830                | 67           | 3.7                   |
| 38                | 2,575                  | 1,378                | 93           | 6.7                   |
| 39                | 534                    | 229                  | 67           | 29.3                  |
| 40                | 1,312                  | 889                  | 95           | 10.7                  |
| 41                | 4,034                  | 2,203                | 105          | 4.8                   |
| 42                | 3,271                  | 2,228                | 852          | 38.2                  |
| 51                | 2,755                  | 1,386                | 87           | 6.3                   |
| 52                | 2,673                  | 1,376                | 96           | 7.0                   |
| 53                | 3,274                  | 1,707                | 110          | 6.4                   |
| 54                | 1,044                  | 472                  | 118          | 25.0                  |
| 55                | 1,489                  | 831                  | 51           | 6.1                   |
| 56                | 4,904                  | 2,570                | 120          | 4.7                   |
| 57                | 1,383                  | 708                  | 229          | 32.3                  |
| 58                | 2,468                  | 1,397                | 142          | 10.2                  |
| 59                | 1,785                  | 1,240                | 115          | 9.3                   |
| 60                | 5,108                  | 2,840                | 270          | 9.5                   |
| 61                | 3,123                  | 1,812                | 141          | 7.8                   |
| 62.01             | 3,994                  | 2,402                | 194          | 8.1                   |
| 62.02             | 1,079                  | 462                  | 106          | 22.9                  |
| 63.01             | 2,947                  | 1,452                | 116          | 8.0                   |
| 63.02             | 1,734                  | 699                  | 126          | 18.0                  |
| 64.01             | 1,405                  | 868                  | 51           | 5.9                   |
| 64.02             | 4,592                  | 2,776                | 169          | 6.1                   |
| 65                | 3,103                  | 1,938                | 185          | 9.5                   |
| 68.03             | 22                     | 9                    | 0            | 0.0                   |
| 69                | 2,268                  | 719                  | 45           | 6.3                   |
| 70                | 2,284                  | 762                  | 100          | 13.1                  |
| 71                | 1,265                  | 421                  | 28           | 6.7                   |
| 72                | 780                    | 122                  | 0            | 0.0                   |
| 73                | 3,453                  | 1,089                | 90           | 8.3                   |
| 74                | 1,953                  | 287                  | 30           | 10.5                  |

## Targeted Employment Areas on Oahu (cont.)

| West & North Oahu TEA |                        |                      |            |                       |
|-----------------------|------------------------|----------------------|------------|-----------------------|
| 2000 Census tract     | 2000 Census Population | Civilian labor force | Unemployed | Unemployment rate (%) |
|                       | 124,470                | 70,546               | 6,114      | 8.7                   |
| 83.01                 | 2,161                  | 558                  | 58         | 10.4                  |
| 83.02                 | 4,841                  | 3,006                | 191        | 6.4                   |
| 84.01                 | 2,249                  | 1,757                | 75         | 4.3                   |
| 84.02                 | 6,144                  | 3,712                | 289        | 7.8                   |
| 84.03                 | 1,692                  | 1,179                | 18         | 1.5                   |
| 84.04                 | 6,397                  | 4,539                | 183        | 4.0                   |
| 85                    | 768                    | 183                  | 30         | 16.4                  |
| 86.03                 | 7,143                  | 5,197                | 236        | 4.5                   |
| 86.04                 | 3,050                  | 1,941                | 142        | 7.3                   |
| 86.05                 | 6,395                  | 3,784                | 230        | 6.1                   |
| 86.06                 | 4,819                  | 3,690                | 162        | 4.4                   |
| 86.07                 | 1,019                  | 793                  | 57         | 7.2                   |
| 86.08                 | -                      | 0                    | 0          |                       |
| 86.09                 | 1,405                  | 913                  | 12         | 1.3                   |
| 86.10                 | 5                      | 0                    | 0          |                       |
| 90                    | 1,825                  | 450                  | 61         | 13.6                  |
| 91                    | 3,489                  | 1,955                | 140        | 7.2                   |
| 92                    | 5,397                  | 3,164                | 157        | 5.0                   |
| 93                    | 3,405                  | 1,878                | 225        | 12.0                  |
| 94                    | 3,625                  | 1,841                | 203        | 11.0                  |
| 95.01                 | 2,232                  | 482                  | 58         | 12.0                  |
| 95.02                 | 2,355                  | 653                  | 86         | 13.2                  |
| 95.03                 | 2,500                  | 44                   | 0          | 0.0                   |
| 95.04                 | 852                    | 242                  | 34         | 14.0                  |
| 95.05                 | 2,337                  | 368                  | 63         | 17.1                  |
| 96.01                 | 4,752                  | 2,701                | 397        | 14.7                  |
| 96.03                 | 5,461                  | 3,180                | 479        | 15.1                  |
| 96.04                 | 3,823                  | 2,075                | 282        | 13.6                  |
| 97.01                 | 3,690                  | 2,149                | 440        | 20.5                  |
| 97.02                 | 5,826                  | 3,663                | 408        | 11.1                  |
| 98.01                 | 1,767                  | 1,049                | 130        | 12.4                  |
| 98.02                 | 4,125                  | 2,320                | 421        | 18.1                  |
| 99.01                 | 4,573                  | 2,521                | 188        | 7.5                   |
| 99.02                 | 3,028                  | 1,935                | 108        | 5.6                   |
| 100                   | 3,179                  | 1,384                | 113        | 8.2                   |
| 102.01                | 3,838                  | 2,315                | 262        | 11.3                  |
| 102.02                | 4,303                  | 2,925                | 176        | 6.0                   |

Source: U.S. Census Bureau, Census 2000 Redistricting Data (P.L. 94-171) Summary File.

## Island of Hawaii

| 2000 Census tract | 2000 Census Population | Civilian labor force | Unemployed | Unemployment rate (%) |
|-------------------|------------------------|----------------------|------------|-----------------------|
|                   | 114,647                | 70,592               | 5,613      | 8.0                   |
| 201               | 3,950                  | 1,986                | 163        | 8.2                   |
| 202               | 1,431                  | 817                  | 109        | 13.3                  |
| 203               | 2,995                  | 1,510                | 236        | 15.6                  |
| 204               | 2,428                  | 1,270                | 101        | 8.0                   |
| 205               | 4,795                  | 2,543                | 386        | 15.2                  |
| 206               | 3,777                  | 2,167                | 309        | 14.3                  |
| 207.01            | 3,706                  | 2,079                | 195        | 9.4                   |
| 207.02            | 3,775                  | 2,578                | 110        | 4.3                   |
| 208.01            | 2,814                  | 1,746                | 153        | 8.8                   |
| 208.02            | 4,446                  | 2,659                | 262        | 9.9                   |
| 209               | 3,201                  | 2,045                | 143        | 7.0                   |
| 210.01            | 8,483                  | 5,290                | 603        | 11.4                  |
| 210.02            | 8,333                  | 4,930                | 423        | 8.6                   |
| 211               | 6,469                  | 3,637                | 608        | 16.7                  |
| 212               | 4,517                  | 2,414                | 389        | 16.1                  |
| 213               | 4,224                  | 2,914                | 180        | 6.2                   |
| 214               | 2,439                  | 1,553                | 73         | 4.7                   |
| 215.01            | 7,022                  | 5,196                | 216        | 4.2                   |
| 215.02            | 2,942                  | 2,073                | 57         | 2.7                   |
| 215.03            | 3,350                  | 1,903                | 84         | 4.4                   |
| 216.01            | 4,780                  | 3,271                | 188        | 5.7                   |
| 216.02            | 4,296                  | 3,041                | 52         | 1.7                   |
| 217.01            | 4,483                  | 3,286                | 126        | 3.8                   |
| 217.02            | 5,225                  | 3,576                | 102        | 2.9                   |
| 218               | 4,712                  | 2,534                | 121        | 4.8                   |
| 219               | 3,036                  | 1,785                | 117        | 6.6                   |
| 220               | 1,584                  | 997                  | 74         | 7.4                   |
| 221               | 1,434                  | 792                  | 33         | 4.2                   |

Source: U.S. Census Bureau, Census 2000 Redistricting Data (P.L. 94-171) Summary File.

## Island of Maui

| 2000 Census tract | 2000 Census Population | Civilian labor force | Unemployed   | Unemployment rate (%) |
|-------------------|------------------------|----------------------|--------------|-----------------------|
|                   | <b>91,745</b>          | <b>61,668</b>        | <b>2,867</b> | <b>4.6</b>            |
| 301               | 1,370                  | 910                  | 57           | 6.3                   |
| 302               | 6,568                  | 4,245                | 234          | 5.5                   |
| 303.01            | 5,295                  | 3,620                | 98           | 2.7                   |
| 303.02            | 2,712                  | 1,754                | 52           | 3.0                   |
| 304.01            | 6,195                  | 4,574                | 197          | 4.3                   |
| 304.02            | 5,816                  | 4,219                | 167          | 4.0                   |
| 305               | 1,914                  | 1,311                | 39           | 3.0                   |
| 306               | 295                    | 189                  | 25           | 13.2                  |
| 307.01            | 2,684                  | 1,922                | 83           | 4.3                   |
| 307.02            | 6,298                  | 4,577                | 222          | 4.9                   |
| 307.03            | 6,684                  | 5,017                | 244          | 4.9                   |
| 308               | 2,606                  | 1,833                | 65           | 3.5                   |
| 309.01            | 1,830                  | 1,082                | 115          | 10.6                  |
| 309.02            | 2,141                  | 1,336                | 70           | 5.2                   |
| 309.03            | 4,640                  | 3,185                | 150          | 4.7                   |
| 310               | 4,761                  | 2,927                | 81           | 2.8                   |
| 311.01            | 5,010                  | 3,027                | 241          | 8.0                   |
| 311.02            | 3,796                  | 1,960                | 137          | 7.0                   |
| 311.03            | 3,664                  | 2,397                | 40           | 1.7                   |
| 312               | 3,010                  | 1,520                | 121          | 8.0                   |
| 313               | 8                      |                      |              |                       |
| 314.01            | 2,185                  | 1,521                | 36           | 2.4                   |
| 314.02            | 1,932                  | 1,411                | 119          | 8.4                   |
| 314.03            | 3,331                  | 2,056                | 82           | 4.0                   |
| 315               | 7,000                  | 5,075                | 192          | 3.8                   |

Source: U.S. Census Bureau, Census 2000 Redistricting Data (P.L. 94-171) Summary File.

## Island of Kauai

| 2000 Census tract | 2000 Census Population | Civilian labor force | Unemployed   | Unemployment rate (%) |
|-------------------|------------------------|----------------------|--------------|-----------------------|
|                   | <b>44,852</b>          | <b>28,233</b>        | <b>1,499</b> | <b>5.3</b>            |
| 401               | 4,923                  | 3,360                | 105          | 3.1                   |
| 402.01            | 2,357                  | 1,474                | 177          | 12.0                  |
| 402.02            | 5,924                  | 3,948                | 138          | 3.5                   |
| 403               | 5,531                  | 3,542                | 254          | 7.2                   |
| 404               | 5,236                  | 3,331                | 142          | 4.3                   |
| 405               | 4,212                  | 2,341                | 46           | 2.0                   |
| 406               | 4,292                  | 2,720                | 164          | 6.0                   |
| 407               | 5,778                  | 3,635                | 201          | 5.5                   |
| 408               | 2,526                  | 1,470                | 109          | 7.4                   |
| 409               | 4,073                  | 2,412                | 163          | 6.8                   |

Source: U.S. Census Bureau, Census 2000 Redistricting Data (P.L. 94-171) Summary File.

## Island of Lanai

| 2000 Census tract | 2000 Census Population | Civilian labor force | Unemployed | Unemployment rate (%) |
|-------------------|------------------------|----------------------|------------|-----------------------|
|                   | <b>2,405</b>           | <b>1,584</b>         | <b>79</b>  | <b>5.0</b>            |
| 316               | 2,405                  | 1,584                | 79         | 5.0                   |

## Island of Molokai

| 2000 Census tract | 2000 Census Population | Civilian labor force | Unemployed | Unemployment rate (%) |
|-------------------|------------------------|----------------------|------------|-----------------------|
|                   | <b>5,323</b>           | <b>3,025</b>         | <b>338</b> | <b>11.2</b>           |
| 317               | 3,380                  | 1,972                | 224        | 11.4                  |
| 318               | 1,796                  | 995                  | 114        | 11.5                  |
| 319               | 147                    | 58                   | 0          | 0.0                   |

Source: U.S. Census Bureau, Census 2000 Redistricting Data (P.L. 94-171) Summary File.

## Island of Niihau

| 2000 Census tract | 2000 Census Population | Civilian labor force | Unemployed | Unemployment rate (%) |
|-------------------|------------------------|----------------------|------------|-----------------------|
|                   | <b>68</b>              | <b>55</b>            | <b>0</b>   | <b>0.0</b>            |
| 410               | 68                     | 55                   | 0          | 0.0                   |

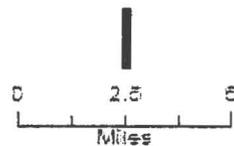
Source: U.S. Census Bureau, Census 2000 Redistricting Data (P.L. 94-171) Summary File.

# Island of Oahu

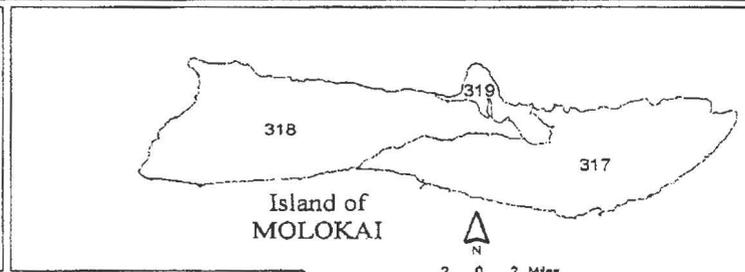
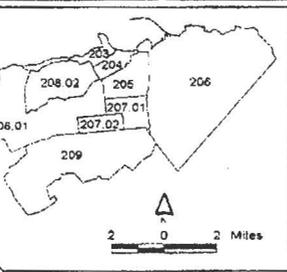
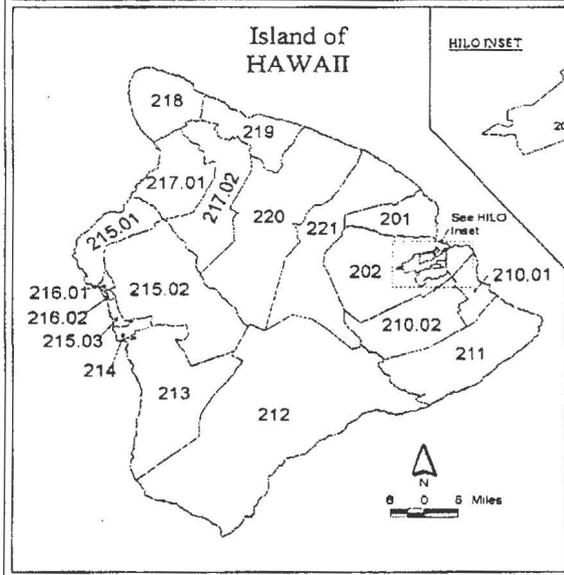
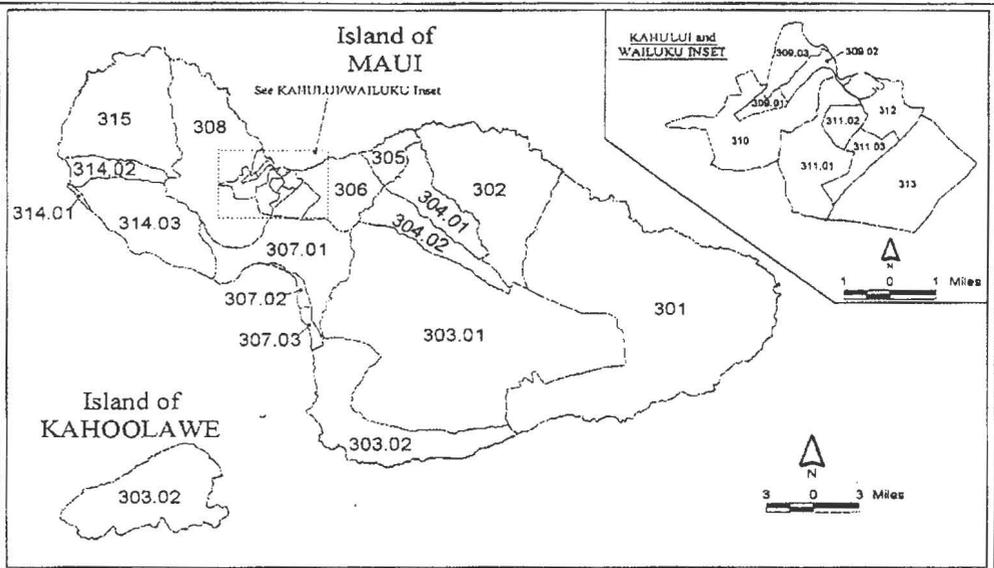
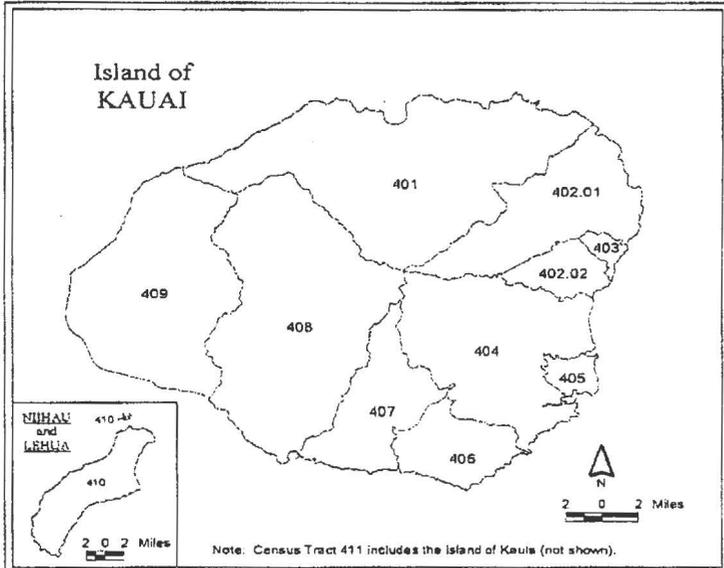
 Targeted Employment Areas in the City and County of Honolulu

West and North Oahu TEA

Kakaako and Kalihi Valley TEA



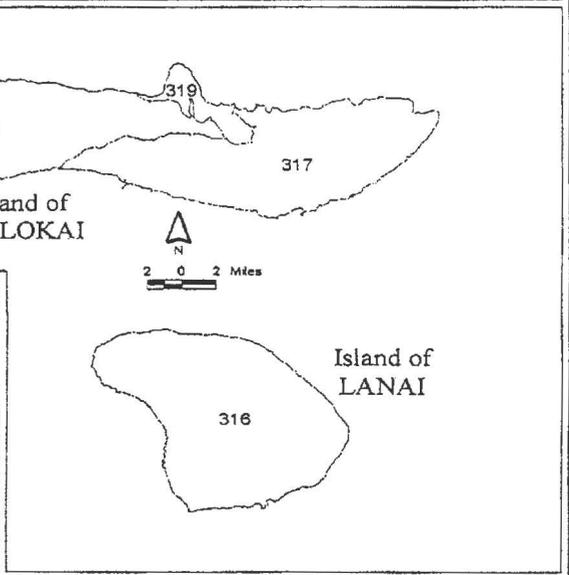
This map was produced by the Office of Planning (OP) for planning purposes. It should not be used for boundary specification or other quantitative analysis beyond the intent of the data. Information regarding accuracy, date and source of the data presented can be obtained from OP. Map No. 2000053001-04. Map Date: 06/15/00. Sources: Census Tracts - U.S. Census Bureau, 2000. Targeted Employment Areas - COUNTY OF HONOLULU, 2000.



## 2000 CENSUS TRACTS

Prepared by  
OFFICE OF PLANNING  
DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM  
STATE OF HAWAII

2001



8713 8486 3918

0200

Form 3800

FedEx Retrieval Copy

CSC *[Signature]*

**1 From**

Rate 2/3/10 Sender's FedEx Account Number \_\_\_\_\_

Sender's Name Joseph McCarthy Phone 266 898-0133

Company Mr. Adam J McCarthy, AH, at Lewis

Address Will B. Hawkeye Circle

City Lebanon State LA ZIP 70519

**2 Your Internal Billing Reference**

**3 To**

Recipient's Name WESLEY - ... Phone \_\_\_\_\_

Company FB...  HOLD Weekday  HOLD Saturday

Print FedEx location address below. NOT available for FedEx First Overnight.  31  Print FedEx location address below. Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.

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We cannot deliver to P.O. boxes or P.O. ZIP codes.

Dept./Floor/Suite/Room \_\_\_\_\_

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City Lebanon State LA ZIP 70519



8713 8486 3918

**4a Express Package Service** \* To meet location. Packages up to 150 lbs.

1 FedEx Priority Overnight  5 FedEx Standard Overnight  6 FedEx First Overnight

3 FedEx 2Day  20 FedEx Express Saver

Stamp: **AM MAR 07 2010 STAMP #147**

**4b Express Freight Service** \*\* To meet location. Packages over 150 lbs.

7 FedEx 1Day Freight

8 FedEx 2Day Freight  83 FedEx 3Day Freight

**5 Packaging** \* Declared value limit \$500.

6 FedEx Envelope\*  2 FedEx Pak\*  3 FedEx Box 4  FedEx Tube 1  Other

**6 Special Handling and Delivery Signature Options**

**3 SATURDAY DELIVERY**

No Signature Required  10 Direct Signature  34 Indirect Signature

Package may be left without obtaining a signature for delivery.  Someone at recipient's address may sign for delivery.  If no one is available at recipient's address, someone at a neighboring address may sign for delivery. For residential deliveries only. For apartment buildings only. For apartment buildings only. For apartment buildings only.

Does this shipment contain dangerous goods?  
One box must be checked.

No 4  Yes  Yes  6 Dry Ice  Cargo Aircraft Only

Dangerous goods (including dry ice) cannot be shipped in FedEx packaging or placed in a FedEx Express Drop Box.

**7 Payment Bill to:**

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1 Shipper  2 Recipient  3 Third Party  4 Credit Card  5 Cash/Check

Total Packages 1416 Total Weight \_\_\_\_\_ Credit Card Auth. \_\_\_\_\_

Your liability is limited to \$100 (unless you declare a higher value. See the current FedEx Shipper Guide for details.)

554

Form I-924A, Supplement to Form I-924

Department of Homeland Security U.S. Citizenship and Immigration Services

Part 1. Information About Principal of the Regional Center

Name: Last CICHON First EDWARD Middle VINCENT

In Care Of: ALOHA REGIONAL CENTER, LLC

Street Address/P.O. Box: 77 HOOKELE STREET - SUITE 302

City: KAHULUI State: HI Zip Code: 96732

Date of Birth (mm/dd/yyyy): 02/22/1967 Fax Number (include area code): (808) 986-8866 Telephone Number (include area code): (808) 268-9000

Web site address: STILL UNDER CONSTRUCTION

USCIS-assigned number for the Designated Regional Center (attach the Regional Center's most recently issued approval notice)

RCW 1031910006 ID 1031910006

Part 2. Application Type (Check one)

- [X] a. Supplement for the Fiscal Year Ending September 30, 2011 (YYYY) [ ] b. Supplement for a Series of Fiscal Years Beginning on October 1, (YYYY) and Ending on September 30, (YYYY)

Part 3. Information About the Regional Center

(Use a continuation sheet, if needed, to provide information for additional management companies/agencies, regional center principals, agents, individuals, or entities who are or will be involved in the management, oversight, and administration of the regional center.)

A. Name of Regional Center: ALOHA REGIONAL CENTER, LLC RCW 1031910006



Street Address/P.O. Box: 77 HOOKELE STREET - SUITE 302

City: KAHULUI State: HI Zip Code: 96732

Web site Address: UNDER CONSTRUCTION Fax Number (include area code): (808) 986-8866 Telephone (include area code): (808) 268-9000

B. Name of Managing Company/Agency: SAME AS PART A

Street Address/P.O. Box:

City: State: Zip Code:

Web site Address: Fax Number (include area code): Telephone (include area code):

C. Name of Other Agent: NONE

Street Address/P.O. Box:

City: State: Zip Code:

Web site Address: Fax Number (include area code): Telephone (include area code):



RCW1200450493 egarcia2 I924A 01/03/2012

REC'D CSC12/JRN 3 17-44 9500630



**RCW1200450493**

egarcia2

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01/03/2012



**RCW1200450493**

egarcia2

1924A

01/03/2012

EDWARD VINCENT CICHON  
77 HOOKELE ST STE 302  
KAHULUI HI 96732

EDWARD VINCENT CICHON  
77 HOOKELE ST STE 302  
KAHULUI HI 96732

**Part 3. Information About the Regional Center (Continued)**

Answer the following questions for the time period identified in Part 2 of this form. Note: If extra space is needed to complete any item, attach a continuation sheet, indicate the item number, and provide the response.

1. Identify the aggregate EB-5 capital investment and job creation has been the focus of EB-5 capital investments sponsored through the regional center. (Note: Separately identify jobs maintained through investments in "troubled businesses.")

| Aggregate EB-5 Capital Investment | Aggregate Direct and Indirect Job Creation | Aggregate Jobs Maintained |
|-----------------------------------|--|---------------------------|
| 0                                 | 0  | 0                         |

2. Identify each industry that has been the focus of EB-5 capital investments sponsored through the Regional Center, and the resulting aggregate EB-5 capital investment and job creation. (Note: Separately identify jobs maintained through investments in "troubled businesses".)

|  |   |   |
|--|---|---|
| a. Industry Category Title:<br>NO PROJECTS TO DATE. RC JUST APPROVED EARLIER THIS YEAR.<br>COMPLETED |   | NAICS Code for the Industry Category<br>_____ |
| Aggregate EB-5 Capital Investment:   | Aggregate Direct and Indirect Job Creation: | Aggregate Jobs Maintained:                    |
| b. Industry Category Title:  |   | NAICS Code for the Industry Category<br>_____ |
| Aggregate EB-5 Capital Investment:   | Aggregate Direct and Indirect Job Creation: | Aggregate Jobs Maintained:                    |
| c. Industry Category Title:  |   | NAICS Code for the Industry Category<br>_____ |
| Aggregate EB-5 Capital Investment:   | Aggregate Direct and Indirect Job Creation: | Aggregate Jobs Maintained:                    |

3. Provide the following information for each job creating commercial enterprise located within the geographic scope of your regional center that has received EB-5 investor capital:

|  |   |                            |           |
|--|---|----------------------------|-----------|
| a. Name of Commercial Enterprise:  |   | Industry Category Title:   |           |
| Address (Street Number and Name):  | City:                                       | State:                     | Zip Code: |
| Aggregate EB-5 Capital Investment:   | Aggregate Direct and Indirect Job Creation: | Aggregate Jobs Maintained: |           |
| Does this EB-5 commercial enterprise serve as a vehicle for investment into other business entities that have or will create or maintain jobs for EB-5 purposes? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes |   |                            |           |



**Part 3. Information About the Regional Center (Continued)**

If yes, then identify the name and address of each job creating business, as well as the amount of EB-5 capital investment and job creation/maintenance associated with each job creating business.

|  |  |                                 |                  |
|--|--|---------------------------------|------------------|
| <b>(1) Business Name:</b>                |  | <b>Industry Category Title:</b> |                  |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                             | <b>State:</b>                   | <b>Zip Code:</b> |
| <b>EB-5 Capital Investment:</b>          | <b>Direct and Indirect Job Creation:</b> | <b>Jobs Maintained:</b>         |                  |
| <b>(2) Business Name</b>                 |  | <b>Industry Category Title:</b> |                  |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                             | <b>State:</b>                   | <b>Zip Code:</b> |
| <b>EB-5 Capital Investment:</b>          | <b>Direct and Indirect Job Creation:</b> | <b>Jobs Maintained:</b>         |                  |

|   |  |                                   |                  |
|---|--|-----------------------------------|------------------|
| <b>b. Name of Commercial Enterprise:</b>  |  | <b>Industry Category Title:</b>   |                  |
| <b>Address (Street Number and Name):</b>  | <b>City:</b>                                       | <b>State:</b>                     | <b>Zip Code:</b> |
| <b>Aggregate EB-5 Capital Investment:</b> | <b>Aggregate Direct and Indirect Job Creation:</b> | <b>Aggregate Jobs Maintained:</b> |                  |

Does this EB-5 commercial enterprise serve as a vehicle for investment into other business entities that have or will create or maintain jobs for EB-5 purposes?  No  Yes

If yes, then identify the name and address of each job creating business, as well as the amount of EB-5 capital investment and job creation/maintenance associated with each job creating business.

|  |   |                                 |                 |
|--|---|---------------------------------|-----------------|
| <b>(1) Business Name:</b>                |   | <b>Industry Category Title:</b> |                 |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                            | <b>State:</b>                   | <b>Zip Code</b> |
| <b>EB-5 Capital Investment</b>           | <b>Direct and Indirect Job Creation</b> | <b>Jobs Maintained</b>          |                 |



**Part 3. Information About the Regional Center (Continued)**

|  |  |                                 |                  |
|--|--|---------------------------------|------------------|
| <b>(2) Business Name:</b>                |  | <b>Industry Category Title:</b> |                  |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                             | <b>State:</b>                   | <b>Zip Code:</b> |
| <b>EB-5 Capital Investment:</b>          | <b>Direct and Indirect Job Creation:</b> | <b>Jobs Maintained:</b>         |                  |

|   |  |                                   |                  |
|---|--|-----------------------------------|------------------|
| <b>c. Name of Commercial Enterprise:</b>  |  | <b>Industry Category Title:</b>   |                  |
| <b>Address (Street Number and Name):</b>  | <b>City:</b>                                       | <b>State:</b>                     | <b>Zip Code:</b> |
| <b>Aggregate EB-5 Capital Investment:</b> | <b>Aggregate Direct and Indirect Job Creation:</b> | <b>Aggregate Jobs Maintained:</b> |                  |

Does this EB-5 commercial enterprise serve as a vehicle for investment into other business entities that have or will create or maintain jobs for EB-5 purposes?  No  Yes

If yes, then identify the name and address of each job creating business, as well as the amount of EB-5 capital investment and job creation/maintenance associated with each job creating business.

|  |  |                                 |                  |
|--|--|---------------------------------|------------------|
| <b>(1) Business Name:</b>                |  | <b>Industry Category Title:</b> |                  |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                             | <b>State:</b>                   | <b>Zip Code:</b> |
| <b>EB-5 Capital Investment:</b>          | <b>Direct and Indirect Job Creation:</b> | <b>Jobs Maintained:</b>         |                  |

|  |  |                                 |                  |
|--|--|---------------------------------|------------------|
| <b>(2) Business Name:</b>                |  | <b>Industry Category Title:</b> |                  |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                             | <b>State:</b>                   | <b>Zip Code:</b> |
| <b>EB-5 Capital Investment:</b>          | <b>Direct and Indirect Job Creation:</b> | <b>Jobs Maintained:</b>         |                  |



**Part 3. Information About the Regional Center (Continued)**

|                                    |   |                            |           |
|------------------------------------|---|----------------------------|-----------|
| d. Name of Commercial Enterprise:  |   | Industry Category Title:   |           |
| Address (Street Number and Name):  | City:                                       | State:                     | Zip Code: |
| Aggregate EB-5 Capital Investment: | Aggregate Direct and Indirect Job Creation: | Aggregate Jobs Maintained: |           |

Does this EB-5 commercial enterprise serve as a vehicle for investment into other business entities that have or will create or maintain jobs for EB-5 purposes?  No  Yes

If yes, then identify the name and address of each job creating business, as well as the amount of EB-5 capital investment and job creation/maintenance associated with each job creating business.

|                                   |                                   |                          |           |
|-----------------------------------|-----------------------------------|--------------------------|-----------|
| (1) Business Name:                |                                   | Industry Category Title: |           |
| Address (Street Number and Name): | City:                             | State:                   | Zip Code: |
| EB-5 Capital Investment:          | Direct and Indirect Job Creation: | Jobs Maintained:         |           |

|                                   |                                   |                          |           |
|-----------------------------------|-----------------------------------|--------------------------|-----------|
| (2) Business Name:                |                                   | Industry Category Title: |           |
| Address (Street Number and Name): | City:                             | State:                   | Zip Code: |
| EB-5 Capital Investment:          | Direct and Indirect Job Creation: | Jobs Maintained:         |           |

|                                    |   |                            |           |
|------------------------------------|---|----------------------------|-----------|
| e. Name of Commercial Enterprise:  |   | Industry Category Title:   |           |
| Address Street Number and Name:    | City:                                       | State:                     | Zip Code: |
| Aggregate EB-5 Capital Investment: | Aggregate Direct and Indirect Job Creation: | Aggregate Jobs Maintained: |           |

Does this EB-5 commercial enterprise serve as a vehicle for investment into other business entities that have or will create or maintain jobs for EB-5 purposes?  No  Yes



**Part 3. Information About the Regional Center (Continued)**

If yes, then identify the name and address of each job creating business, as well as the amount of EB-5 capital investment and job creation/maintenance associated with each job creating business.

|  |  |                                 |                  |
|--|--|---------------------------------|------------------|
| <b>(1) Business Name:</b>                |  | <b>Industry Category Title:</b> |                  |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                             | <b>State:</b>                   | <b>Zip Code:</b> |
| <b>EB-5 Capital Investment:</b>          | <b>Direct and Indirect Job Creation:</b> | <b>Jobs Maintained:</b>         |                  |
| <b>(2) Business Name:</b>                |  | <b>Industry Category Title:</b> |                  |
| <b>Address (Street Number and Name):</b> | <b>City:</b>                             | <b>State:</b>                   | <b>Zip Code:</b> |
| <b>EB-5 Capital Investment:</b>          | <b>Direct and Indirect Job Creation:</b> | <b>Jobs Maintained:</b>         |                  |

4. Provide the total number of approved, denied and revoked Form I-526 petitions filed by EB-5 investors making capital investments sponsored by the regional center. (Note: If an adverse action was ultimately reversed and the petition was approved, then note the case as approved.)

| Form I-526 Petition Final Case Actions |        |         |
|--|--------|---------|
| Approved                               | Denied | Revoked |
|  |        |         |

5. Provide the total number of approved, denied and revoked Form I-829 petitions filed by EB-5 investors making capital investments sponsored by the regional center. (Note: If an adverse action was ultimately reversed and the petition was approved, then note the case as approved.)

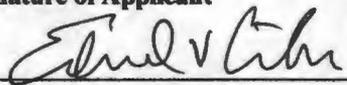
| Form I-829 Petition Final Case Actions |        |         |
|--|--------|---------|
| Approved                               | Denied | Revoked |
|  |        |         |

**NOTE:** USCIS may require case-specific data relating to individual EB-5 petitions and the job creation determination and further information regarding the allocation methodologies utilized by a regional center in certain instances in order to verify the aggregate data provided above.



**Part 4. Applicant Signature** *Read the information on penalties in the instructions before completing this section. If someone helped you prepare this petition, he or she must complete Part 5.*

I certify, under penalty of perjury under the laws of the United States of America, that this supplemental form and the evidence submitted with it are all true and correct. I authorize the release of any information from my records that U.S. Citizenship and Immigration Services needs to determine eligibility for the benefit being sought. I also certify that I have authority to act on behalf of the Regional Center.

|  |  |  |
|--|--|--|
| <b>Signature of Applicant</b><br> | <b>Printed Name of Applicant</b><br>EDWARD V. CICHON | <b>Date (mm/dd/yyyy)</b><br>12/26/2011 |
| <b>Daytime Phone Number</b><br><i>(Area/Country Codes)</i><br>8082689000   | <b>E-Mail Address</b><br>EDCICHON@GMAIL.COM          |  |
| <b>Relationship to the Regional Center Entity (Managing Member, President, CEO, etc.)</b><br>MANAGING MEMBER       |  |  |

**Part 5. Signature of Person Preparing This Form, If Other Than Above (Sign Below)**

I declare that I prepared this form using information provided by someone with authority to act on behalf of the Regional Center, and the answers and information are those provided by the Regional Center.

**Attorney or Representative:** In the event of a Request for Evidence (RFE), may the USCIS contact you by Fax or E-mail?  No  Yes

|  |  |                          |
|--|--|--------------------------|
| <b>Signature of Preparer</b>                               | <b>Printed Name of Preparer</b>        | <b>Date (mm/dd/yyyy)</b> |
| <b>Firm Name and Address</b>                               |  |                          |
| <b>Daytime Phone Number</b><br><i>(Area/Country Codes)</i> | <b>Fax Number (Area/Country Codes)</b> | <b>E-Mail Address</b>    |



## Decision Processing Worksheet

|  |                                 |               |         |           |
|--|---------------------------------|---------------|---------|-----------|
| Officer Name: Doug Dufau<br>Officer Stamp # : 1309 | Receipt #: <i>RCW1031910006</i> |               |         |           |
| Form Type: I-924                                   | Classification: <i>RC</i>       | Division: III | Team: I | WS: 24065 |

|  |  |  |  |                                 |
|--|--|--|--|---------------------------------|
| <b>Action:</b>                               |  |  |  |                                 |
| <input checked="" type="checkbox"/> Approval | <input type="checkbox"/> MTR             | <input type="checkbox"/> RFE Initial   | <input type="checkbox"/> Revocation      | <input type="checkbox"/> Denial |
| <input type="checkbox"/> Abandonment         | <input type="checkbox"/> Appeal          | <input type="checkbox"/> RFE Additional  | <input type="checkbox"/> Auto-terminate  | <input type="checkbox"/> ITD    |
| <input type="checkbox"/> Withdrawal          |  | <input type="checkbox"/> RFE Initial & Additional<br><input type="checkbox"/> 30 <input type="checkbox"/> 42 <input type="checkbox"/> 84 | <input type="checkbox"/> Relocate        | <input type="checkbox"/> ITR    |
| Initials/Date: <i>DD 3/8/11</i>              | 2 <sup>nd</sup> Review<br>Initials/Date: |  | 3 <sup>rd</sup> Review<br>Initials/Date: |                                 |

|                    |
|--------------------|
| Officer's Comment: |
|--------------------|

|                                   |  |  |
|-----------------------------------|--|--|
| Supervisor Review and Comments:   |  |  |
| Initials/Date: <i>[Signature]</i> | 2 <sup>nd</sup> Review<br>Initials/Date: | 3 <sup>rd</sup> Review<br>Initials/Date: |

|   |
|---|
| Clerical Processing Completed: Initials/Date: <i>SS 3/31/11</i> |
| File Room Processing:   |

To: 103 Hold Shelf

Call-Up Date: \_\_\_\_\_

ALOHA Rep 2-25-11

### Decision Processing Worksheet

|                       |                      |
|-----------------------|----------------------|
| Officer Name: Dufau   | Receipt #: W09001540 |
| Officer Stamp #: 1309 |                      |

|                   |                    |             |         |           |
|-------------------|--------------------|-------------|---------|-----------|
| Form Type: I- 924 | Classification: RC | Division: 3 | Team: 1 | WS: 24065 |
|-------------------|--------------------|-------------|---------|-----------|

#### Action:

|  |   |   |   |   |
|--|---|---|---|---|
| <input type="checkbox"/> Approval<br><input type="checkbox"/> No Record<br><input type="checkbox"/> Pending Name Check | <input type="checkbox"/> MTR<br><input type="checkbox"/> Appeal | <input checked="" type="checkbox"/> RFE Initial<br><input type="checkbox"/> RFE Additional<br><input type="checkbox"/> RFE Initial & Additional<br><input type="checkbox"/> 30 <input type="checkbox"/> 42 <input checked="" type="checkbox"/> 84 | <input type="checkbox"/> Revocation<br><input type="checkbox"/> Auto-terminate<br><input type="checkbox"/> Auto-revocation<br><input type="checkbox"/> Relocate | <input type="checkbox"/> Denial<br><input type="checkbox"/> ITD<br><input type="checkbox"/> ITR |
|--|---|---|---|---|

#### I-129 H2A Expedite Processing:

|                        |                              |                           |
|------------------------|------------------------------|---------------------------|
| Date Received:         | # of Un-Named Beneficiaries: | # of Named Beneficiaries: |
| Officer Received Date: | AST Action Completed:        |                           |

#### I-129 PP Processing

H-1B CAP

Master CAP

|  |   |   |   |   |
|--|---|---|---|---|
| <b>Officer Prepares or Completes</b> (Notice Ordered)<br>RFE <input checked="" type="checkbox"/> ITD/30 <input type="checkbox"/> ITR/30 <input type="checkbox"/><br>(1 <sup>st</sup> Initial & Last Name) _____<br>(Date & Time) 9-28-10 / 11-4-10 | <b>Clerical/Officer Completes</b><br>RFE/ITD/ITR (Notice Sent)<br>_____<br>(1 <sup>st</sup> Initial & Last Name) _____<br>(Date & Time) _____ | <b>RFE/ITD/ITR Response Received</b><br>_____<br>(1 <sup>st</sup> Initial & Last Name) _____<br>(Date & Time) _____ | <b>Officer Completes Final Decision</b> (Notice Ordered - Approval/Denial)<br>_____<br>(1 <sup>st</sup> Initial & Last Name) _____<br>(Date & Time) _____ | <b>Clerical/Officer Completes Final Action</b> (Notice Sent)<br>_____<br>(1 <sup>st</sup> Initial & Last Name) _____<br>(Date & Time) _____ |
| Mailer Enclosed?   Y   N   | SCAO Review: _____  | Final Decision: _____   |   |   |

Officer's Comment:

Supervisor Review and Comments: CORRECT / FIX; RETURN FOR REVIEW;

|                                     |  |                                       |
|-------------------------------------|--|---------------------------------------|
| Initials/Date: [Signature] 10-27-10 | 2 <sup>nd</sup> Review Initials/Date: CA | 3 <sup>rd</sup> Review Initials/Date: |
|-------------------------------------|--|---------------------------------------|

Clerical Processing Completed: Initials/Date:

#### File Room Processing

To: 103 Hold Shelf  
 Call-Up Date: 2/24/11

# I-924 Regional Center Proposal

Receipt Number: NO 9001540 Attorney: JOSEPH C. MCCARTHY

Regional Center: ALOHA RC  G-28 - OBSOLETE

General Partner: \_\_\_\_\_ Requester's Name: ED CICHON - SIGNED  
KIM VANDERKAM (WITHDRAWN)  
ITTS (SIGNED)

Economic Unit-Organizational Documents for Regional Center LLC 10-21-09 HI

Target  Non-Target  Both

Geographic Area Delineated: HAWAII

Economic Growth Analysis

Regional or National Impact- Economic Analysis INCOMPLETE OK

Indirect Job Creation: IMPLAN

Troubled Business  Non-Troubled Business

Econometric Model: IMPLAN

Economic Analysis of Job Creation: WRIGHT JOHNSON

Business Plan: NOES FISHFARM

Hypothetical Investment Plan  Investment Plan

Industries: 13 ECONOMIC SECTORS 1 FISH FARMING

Activities: FISH FARMING, FISH FEEDING, FISH CATCHING

Operational Plan:

Project Evaluation at (b) (4)  
 Amount and Source  
 Recruitment and Du  
 Promotional Efforts  
 Administrative Over

OPTIONAL- Enterprise organizational documents:

EA 5-21

- Draft Operating Agreement
- Draft Partnership Agreement
- Draft Subscription Agreement
- Draft Escrow Agreement
- List of Escrow Agents
- Draft Offering Letter etc
- Articles of Incorporation etc for Enterprise
- Other relevant documents:

**Dufau, Douglas S**

---

**From:** Atteberry, Kimberly R  
**Sent:** Monday, September 27, 2010 8:12 AM  
**To:** Dufau, Douglas S  
**Subject:** RE: Wright Johnson Economic Analysis

Doug,

(b) (4), (b) (5), (b) (6)



Let me digest your email and get back with comments/questions early next week. Thanks for your patience!

Kim



|                                      |  |   |  |
|--------------------------------------|--|---|--|
| <b>RECEIPT NUMBER</b><br>W09001540   |  | <b>CASE TYPE</b><br>Regional Center Proposal              |  |
| <b>RECEIPT DATE</b><br>March 4, 2010 |  | <b>REGIONAL CENTER NAME</b><br>Aloha Regional Center, LLC |  |
|                                      |  | <b>PAGE</b><br>1 of 1                                     |  |

Joseph C. McCarthy, Esq.  
P.O. Box 59  
Seal Beach, California 90740

**Notice Type:**

**Receipt Notice**

**Receipt Notice** - This notice confirms that USCIS received your Regional Center Proposal. If any of the above information is incorrect, send an e-mail to: [USCIS.ImmigrantInvestorProgram@dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@dhs.gov). This notice does not grant any immigration status or benefit. It is not even evidence that this case is still pending. It only shows that the application or petition was filed on the date shown.

**Processing Time** - The current processing time for this case is estimated at 120 days. Unlike other case types, verification or tracking of this case is not available electronically or on our website. We will notify you by mail when we make a decision on this case or if we need something from you. If you do not receive an initial decision or update from us within our current processing time, you may send an e-mail to: [USCIS.ImmigrantInvestorProgram@dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@dhs.gov), or contact us at the address below.

**Address Change** - If your mailing address changes while your case is pending, you may send an e-mail to: [USCIS.ImmigrantInvestorProgram@dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@dhs.gov). Otherwise, you might not receive notice of our action on this case.

Please save this notice and a copy of any papers that you send to us along with proof of delivery.

U.S. CITIZENSHIP & IMMIGRATION SVC  
CALIFORNIA SERVICE CENTER  
Attn: EB-5 RC Proposal  
P.O. BOX 10526  
LAGUNA NIGUEL CA 92607-10526

**Summary Review of Form I-924A**

**Aloha Regional Center, LLC (Regional Center)  
RCW1200450493**

**Filing and Project History:**

(b) (4)

**Capital Investment:**

(b) (4)

**Job Creation:**

(b) (4)

**Industry Categories and NAICS Codes:**

- The Regional Center was approved for the following industry categories:
  - Aquaculture- Fish Farming – NAICS 112511

**Reported Data and iClaims Verification:**

(b) (4)

**Conclusion:**

(b) (4)

**B. Site Checks:** (if performed, if not applicable denote "N/A")

N/A

**C. Types of Action Other Than Interviews or Site Checks:**

N/A

**V. Fraud Determination (Required):**

A: Fraud Found (fraud fully verified and articulated)

B: Inconclusive (fraud possible but not fully verified and articulated—explain)

C: No Fraud Found

**VI. Action:**

(b) (4), (b) (5), (b) (7)(E)

CFDO has completed database entries, and administrative actions.

**VII. Attachment List:** (please attach additional documents behind this page, or denote "N/A")

Hawaii Secretary of State record.

# DCCA State of Hawaii

Downloaded on March 29, 2012.

The information provided below is not a certification of good standing and does not constitute any other certification by the State.

Website URL: <http://hbe.ehawaii.gov/documents>

## Business Information

|                    |  |
|--------------------|--|
| MASTER NAME        | ALOHA REGIONAL CENTER, LLC   |
| BUSINESS TYPE      | Domestic Limited Liability Company (LLC)                           |
| FILE NUMBER        | 73169 C5   |
| STATUS             | Active   |
| PLACE INCORPORATED | Hawaii UNITED STATES   |
| REGISTRATION DATE  | Oct 21, 2009   |
| MAILING ADDRESS    | 77 HOOKELE ST<br>STE 302<br>KAHULUI, Hawaii 96732<br>UNITED STATES |
| PARTNER TERMS      | AT-WILL  |
| MANAGED BY         | MANAGER(S)   |
| AGENT NAME         | EDWARD V. CICHON   |
| AGENT ADDRESS      | 77 HO'OKELE ST STE 302<br>KAHULUI, Hawaii 96732<br>UNITED STATES   |

## Annual Filings

| FILING YEAR | DATE RECEIVED | STATUS    |
|-------------|---------------|-----------|
| 2011        | Jan 5, 2012   | Processed |
| 2010        | Feb 18, 2011  | Processed |

## Officers

| NAME             | OFFICE | DATE        |
|------------------|--------|-------------|
| CICHON, EDWARD V | MGR    | Oct 1, 2011 |

Receipt #: RCW1200450493

| PERSON NAME CHECKS (SQ11)   | Principal/Applicant Name | DOB     | SQ11 | SQ16 | SQAD | TECS Record ID or None Found |
|---|--------------------------|---------|------|------|------|------------------------------|
| Name and Date of Birth of the Principal of the Regional Center listed in Part 1                 | Edward Cichon            | (b) (6) | X    |      |      | None Found                   |
| Name of an additional Principal(s) of the Regional Center listed in Part 3 "continuation sheet" | Not listed               |         | X    |      |      |                              |
| Name of the Applicant who signed the form in Part 4   | Same as above            |         | X    |      |      | None Found                   |

| REGIONAL CENTER BUSINESS NAME CHECK (SQ16)      | Regional Center Name       | SQ16 | SQAD | TECS Record ID or None Found |
|---|----------------------------|------|------|------------------------------|
| Regional Center Name listed in Part 3 Section A | Aloha Regional Center, LLC |      | X    | None Found                   |

| PRINCIPAL AND REGIONAL CENTER ADDRESS CHECKS (SQAD)              | Address                                    | SQAD | TECS Record ID or None Found |
|--|--|------|------------------------------|
| Address of the Principal of the Regional Center listed in Part 1 | 77 Hookele Street Ste 302 Kahului HI 96732 |      | X<br>None Found              |
| Address of the Regional Center listed in Part 3 Section A        | Same as above                              |      | X<br>None Found              |

| REGIONAL CENTER COMMERCIAL ENTERPRISE and BUSINESS CHECKS                     | Name or Address | SQ16 | SQAD | TECS Record ID or None Found |
|---|-----------------|------|------|------------------------------|
| Name of Commercial Enterprise listed in Part 3 Number 3                       |                 | X    |      |                              |
| Name of Business under the Commercial Enterprise listed in Part 3 Number 3    |                 | X    |      |                              |
| Address of Commercial Enterprise listed in Part 3 Number 3                    |                 |      | X    |                              |
| Address of Business under the Commercial Enterprise listed in Part 3 Number 3 |                 |      | X    |                              |
| Name of Commercial Enterprise listed in Part 3 Number 3                       |                 | X    |      |                              |
| Name of Business under the Commercial Enterprise listed in Part 3 Number 3    |                 | X    |      |                              |
| Address of Commercial Enterprise listed in Part 3 Number 3                    |                 |      | X    |                              |
| Address of Business under the Commercial Enterprise listed in Part 3 Number 3 |                 |      | X    |                              |
| Name of Commercial Enterprise listed in Part 3 Number 3                       |                 | X    |      |                              |
| Name of Business under the Commercial Enterprise listed in Part 3 Number 3    |                 | X    |      |                              |
| Address of Commercial Enterprise listed in Part 3 Number 3                    |                 |      | X    |                              |
| Address of Business under the Commercial Enterprise listed in Part 3 Number 3 |                 |      | X    |                              |
| Name of Commercial Enterprise listed in Part 3 Number 3                       |                 | X    |      |                              |
| Name of Business under the Commercial Enterprise listed in Part 3 Number 3    |                 | X    |      |                              |
| Address of Commercial Enterprise listed in Part 3 Number 3                    |                 |      | X    |                              |
| Address of Business under the Commercial Enterprise listed in Part 3 Number 3 |                 |      | X    |                              |
| Name of Commercial Enterprise listed in Part 3 Number 3                       |                 | X    |      |                              |
| Name of Business under the Commercial Enterprise listed in Part 3 Number 3    |                 | X    |      |                              |
| Address of Commercial Enterprise listed in Part 3 Number 3                    |                 |      | X    |                              |
| Address of Business under the Commercial Enterprise listed in Part 3 Number 3 |                 |      | X    |                              |

12/16/12 SB

COPY

|  |   |
|--|---|
| RECEIPT NUMBER<br>RCW1200450493  | CASE TYPE I924A<br>Supplement to Form I-924 |
| RECEIVED DATE<br>January 03, 2012                                      | APPLICANT<br>CICHON, EDWARD VINCENT         |
| NOTICE DATE<br>January 04, 2012  | PAGE<br>1 of 1                              |
| ALOHA REGIONAL CENTER LLC<br>77 HOOKELE ST STE 302<br>KAHULUI HI 96732 | NOTICE TYPE: Receipt Notice                 |

**Receipt Notice** - This notice confirms that USCIS received your application or petition as shown above. Please reference the receipt number, above, on any correspondence with USCIS. If any of the above information is incorrect, please immediately contact us at [USCIS.ImmigrantInvestorProgram@dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@dhs.gov) to let us know. This will help avoid future problems.

This notice does not grant any immigration status or benefit. It is not even evidence that this case is still pending. It only shows that the application or petition was filed on the date shown.

**Processing time** - Processing times vary by kind of case. You can check our website at [www.uscis.gov](http://www.uscis.gov) for our current processing times for this kind of case at the particular office to which this case is or becomes assigned. If you do not receive an initial decision or update from us within our current processing time, email us at [USCIS.ImmigrantInvestorProgram@dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@dhs.gov). Save this notice, and any other notice we send you about this case, and please make and keep a copy of any papers you send us by any means along with any proof of delivery to us. Please have all these papers with you if you contact us about this case.

**If your address changes** - If your mailing address changes while you case is pending, notify us at [USCIS.ImmigrantInvestorProgram@dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@dhs.gov), otherwise you may not receive notice of our action on this case.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

U.S. CITIZENSHIP & IMMIGRATION SVC  
CALIFORNIA SERVICE CENTER  
P.O. BOX 30111  
LAGUNA NIGUEL CA 92607-0111  
Customer Service Telephone: (800) 375-5283



**SCOSS Contractor**

|             |           |                      |        |            |   |
|-------------|-----------|----------------------|--------|------------|---|
| Mail Date:  | 1/03/2012 | Form Type:           | I-924A | \$ Amount: | 0 |
| Employee #: | C30056    | # of attached files: | 1      | Fee Count: | 0 |

All reasons for review:

(b) (4), (b) (5)



**CIS / RRU Response**

|  | Comments                       |
|--|--------------------------------|
| <input checked="" type="checkbox"/> <b>OK to Process:</b>                      | (b) (4), (b) (5)               |
| <input type="checkbox"/> <b>Reject:</b>  |                                |
| <input type="checkbox"/> <b>OK to Process and Mail Reject Letter Attached:</b> | RW 1031915006<br>ID 1031915006 |
| <input type="checkbox"/> <b>Other:</b>   |                                |

Reviewer's initials: *GET*

**Completed by CIS Review Officer**

| Date / Time Start          | Date / Time Finish |
|----------------------------|--------------------|
| 1/03/2012 6:20 PM          | 01/04/2012 // 1150 |
| Contractor Supervisor: ROC |                    |

**Note:** If case is OK to process, place the completed CIS/RRU Cover Sheet inside the file on the non-records side for documentation purposes.

This file has been:

- Assembled
- Keyed
- GUI
- Fee Wavier w/fee
- Other