

ASSOCIATION OF APARTMENT OWNERS THE KAHALA BEACH

P R O X Y

By signing below, I/we hereby give this proxy either to establish a quorum or to appoint the person(s) indicated below as attorney-in-fact or agent, with full power of substitution, to act in my/our place and vote as my/our proxy at the meeting of the AOA The Kahala Beach to be held ***in the Kahala Beach Library, 4999 Kahala Avenue, Honolulu, HI 96816*** at 5:00 p.m. on **Wednesday, November 16, 2022.** (Registration begins at 4:30 p.m.)

The proxyholder may use this proxy for the transaction of any business that may properly come before the meeting, including but not limited to the election/re-election of directors, according to the common interest(s) of apartment(s) on behalf of which I/we would be entitled to vote if personally present. I/we hereby revoke any proxy or proxies previously given and ratify and confirm all that my/our attorney or agent may do as holder of this proxy. This proxy will be valid only for the above meeting and adjournments.

This proxy is hereby given to the following person or persons **(check one box only):**

- ☐ To be given for Quorum purposes Only. *(Check this box if you want the Annual Meeting to be held, but do not want someone else to vote for you except that election of director votes will be cast as indicated on the proxy.)*
- ☐ To be given to the specific individual whose name is printed on this line *(Check this box and print the name of the individual you are appointing as your Proxy holder to vote for you at the Annual Meeting with the exception of pre-voted election of director candidates.)*

- ☐ To be given to the Board of Directors as a whole and that the vote be made on the basis of the preference of the majority of the directors present at the meeting. *(Check this box if you want to assign your Proxy to the Directors actually present in person at the Annual Meeting to cast your votes based on the majority's decision with the exception of pre-voted election of director candidates.)*
- ☐ To be given to the directors present at the meeting with the vote to be shared with each director receiving an equal percentage. *(Check this box if you want your Proxy to be divided and assigned equally to the Directors actually present in person at the Annual Meeting to allow each of those Directors to have an equal percentage of your Proxy for voting purposes with the exception of pre-voted election of director candidates.)*

NOTE: Any proxy form which is returned with no box or more than one of the above four boxes checked shall be considered a proxy given for Quorum purposes only, except that the vote for the Election of Directors shall be cast in accordance with the undersigned's directions stated on the second page of this proxy.

- ☐ Please check here if you would like a copy of the Annual Audit Report.

This Proxy form is known as a Directed Proxy. Your proxy will be voted as directed by you. Your votes for the Board candidates, as indicated on your proxy, will be counted regardless whether or not you attend the meeting. By signing below, I confirm the following: I HEREBY CAST MY VOTES AS FOLLOWS FOR THE ELECTION OR RE-ELECTION OF DIRECTORS: (NOTE: In accordance with the Bylaws, the election of directors shall be by cumulative voting. Cumulative voting means that **each voter is allowed to distribute his/her vote among the number of directors to be elected, in such a manner that the voter may give all of his/her vote to one candidate or split his/her vote (in any whole number amount) between the candidates of his/her choice.** It is anticipated that **three** directors will be elected. If three directors are to be elected, this would allow **each owner a total of three votes which can be cast.**

Without exceeding a total of three (3) votes, please indicate in the boxes provided: (1) the candidate(s) of your choice; and (2) the number of votes you wish to cast for each candidate:

☐ Simon Bebb

☐ Mark McGuffie

☐ Kate Cagle

☐ Jeffrey Samuels

☐ _____

☐ _____

RESOLUTION TO TERMINATE COMMON UTILITIES AND SERVICES TO DELINQUENT UNIT OWNERS AND PROHIBITING THEIR USE OF THE COMMON ELEMENTS (*A copy of the proposed Resolution is enclosed.*) Requires approval of the majority vote of the unit owners at an annual. **Please vote.**

[] IN FAVOR

[] OPPOSED

NAME OF OWNER(S):

SIGNATURE OF OWNER(S):

(please print)

(please print)

Apartment Number(s): _____

Date Signed: _____

INSTRUCTIONS

1. Please sign your name as it appears in the Association's records. Executors, administrators, trustees, guardians, conservators, and corporate officers are to add their titles and, if not already done, are to submit a copy of their appointment to the Association's Secretary or Managing Agent.

2. This proxy is valid only for the meeting specified above and any adjournments of that meeting. This proxy form may designate any person as proxy, may be limited as the apartment owner desires and indicates above, and may be revoked by written instrument delivered to the Board of Directors.

3. **For the proxy to be valid:** The proxy giver must provide his or her printed name, signature, apartment number, the name of the proxy holder (if other than the Board of Directors), and the date that the proxy is given; and this proxy **MUST** be received by the Association's Secretary or Managing Agent **no later than 4:30 p.m. on Monday, November 14, 2022.** You may: (i) mail your proxy to Hawaiiana Management Company, Ltd. in the envelope provided; (ii) fax your proxy to Hawaiiana Management Company, Ltd. at (808) 593-6333; or (iii) scan your proxy and e-mail to annie@hmcmt.com.