



DAVID KEANU SAI

Agent for the Hawaiian Kingdom
P.O. Box 2194
Honolulu, HI 96805-2194
Tel: (808) 383-6100
E-mail: interior@hawaiiankingdom.org
Website: <http://hawaiiankingdom.org/>

March 1, 2008

H.E. Vitaly Churkin, Russian Ambassador
President, United Nations Security Council
136 East 67 Street
New York, NY 10065

Re: Notice of Intent to Amend Hawaiian Complaint (5 July 2001)

Your Excellency:

I have the honour to refer to the Hawaiian Kingdom complaint and its annexes filed with the Security Council pursuant to Article 35(2) of the United Nations Charter, providing that “a State which is not a Member of the United Nations may bring to the attention of the Security Council or of the General Assembly any dispute to which it is a party if it accepts in advance, for the purpose of the dispute, the obligations of pacific settlement provided in the present Charter.” The complaint was accepted under the Presidency of the People’s Republic of China on 5 July 2001, and made the subject of two academic articles in the *Chinese Journal of International Law* and the *Hawaiian Journal of Law and Politics*. The complaint was filed subsequent to arbitral proceedings of *Larsen vs. Hawaiian Kingdom* held before the Permanent Court of Arbitration at The Hague from 8 November 1999 - 5 February 2001.

Having received no notice or record of the original complaint being quashed, I wish to inform the Security Council of my intention, on behalf of the acting Government, to amend the above-mentioned complaint in accordance with the above-mentioned provisions and pursuant to the *Articles on Responsibility of States for International Wrongful Acts* (2001). In the mean time, I have taken the liberty of attaching the Complaint filed 5 July 2001, three academic articles from the *American Journal of International Law*, *Chinese Journal of International Law*, *Hawaiian Journal of Law and Politics*, a Legal Opinion by Professor Matthew Craven, Dean of the University of London (SOAS) School of Law, a copy of the 1869 Hawaiian-Russian Treaty, and my *Curriculum Vitae* in order to familiarize Your Excellency with the abovementioned Hawaiian complaint.

I can assure Your Excellency that the Hawaiian situation is not analogous to the recent Kosovo declaration of secession, but rather the Hawaiian Kingdom continues to exist as a

sovereign and independent state that has been under an illegal and prolonged occupation by the United States of America since the Spanish-American War, which also constitutes a violation of its recognized Neutrality. If there are any questions your Excellency may have regarding this notice or any other subject incidental thereof please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "David Keanu Sai". The signature is fluid and cursive, with a period at the end.

David Keanu Sai,
Agent for the *acting* Government of the Hawaiian Kingdom