BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAII

IN THE MATTER OF	)	Case No. BLNR-CC-16-002
	)	
A Contested Case Hearing Re Conservation District Use Permit (CDUP) HA-3568 for the Thirty Meter Telescope at the Mauna Kea Science Reserve, Kaohe Mauka, Hamakua District, Island of Hawaii, TMK (3) 4-4-015:009	)	MINUTE ORDER NO. 1;
	)	EXHIBIT 1;
	)	CERTIFICATE OF SERVICE

MINUTE ORDER NO. 1

Notice is hereby given that Riki May Amano has been selected as the Hearing Officer in the above-titled contested case, pursuant to §13-1-32, Hawai'i Administrative Rules, and § 103D-304, Hawai'i Revised Statutes. Judge Amano's disclosure is attached as Exhibit 1.

Any comments on and objections to this appointment shall be filed no later than April 15, 2016, 4:30 p.m. at DLNR Administrative Proceedings Office, 1151 Punchbowl Street, Room 130, Honolulu, Hawaii 96813.

DATED: Honolulu, Hawaii, March 31, 2016

SUZANNE D. CASE, Chairperson
Board of Land and Natural Resources

LAND/TRANS. DIV.
DEPARTMENT OF
ATTORNEY GENERAL
2016 APR -1 P 1:29

Case No. BLNR-CC-16-002

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following documents:

1. Minute Order No. 1, Dated March 31, 2016

Was duly served upon the following parties, by means of State Messenger or U.S. Mail, postage prepaid, on April 1, 2016, at addresses below:

Julie H. China
Deputy Attorney General
Department of the Attorney General
465 South King Street, Room 300
Honolulu, Hawaii, 96813
COUNSEL FOR THE BOARD OF LAND AND NATURAL RESOURCES

Riki May Amano
1003 Bishop Street
Suite 1155, Pauahi Tower
Honolulu, Hawai'i 96813
HEARING OFFICER

Richard N. Wurdeman
Attorney at Law
1003 Bishop Street, Suite 720
Honolulu, Hawaii 96813
ATTORNEY FOR MAUNA KEA ANAINA HOU; CLARENCE KUKAUAKAHI CHING; FLORES–CASE 'OHANA; DEBORAH J. WARD; PAUL K. NEVES; AND KAHEA: THE HAWAIIAN ENVIRONMENTAL ALLIANCE

CARLSMITH BALL LLP
Ian L. Sandison
Timothy Lui-Kwan
Arsima A. Muller
1001 Bishop Street
American Savings Bank Tower, Suite 2100
Honolulu, Hawaii 96813
ATTORNEYS FOR THE UNIVERSITY OF HAWAI'I AT HILO

DATED: Honolulu, Hawaii, April 1, 2016

BIN C. LI
Administrative Proceedings Coordinator
Department of Land and Natural Resources

JUDGE RIKI MAY AMANO (RET.)
1003 Bishop Street, Suite 1155
Honolulu, HI 96813ough

March 31, 2016

Suzanne D. Case, Chairperson
Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawaii 96809

LAND/TRANS. DIV.
DEPARTMENT OF
ATTORNEY GENERAL
2016 APR -1 P 1:29

Dear Chair Case:

Re: Contested Case Hearing In Re Thirty Meter Telescope CDUP Application; Amano Disclosures

This letter provides my conflicts of interests disclosure related to the Contested Case Hearing In Re Thirty Meter Telescope CDUP Application. It is my full disclosure, to the best of my knowledge, of possible conflicts of interests relative to persons and entities involved in the contested case hearing application, named in your letter dated March 21, 2016.

- I do not know and have never done business with Mauna Kea Anaina Hou, Clarence Kukauakahi Ching, Flores-Case `Ohana, Deborah J. Ward, Paul K. Neves, Kahea: The Hawaiian Environmental Alliance, and TMT International Observatory LLC;
- I attended the University of Hawai`i at Hilo from 1971-1972 as a student; in 1972, I transferred to the University of Hawai`i at Manoa to complete my undergraduate studies in 1976;
- Upon graduation from law school in 1979, I was a deputy attorney general assigned to the Department of Transportation ("DOT")/Department of Land and Natural Resources ("DLNR") from August 1979 through August 1980; I was primarily a DOT deputy; I have not otherwise done business with DLNR in any capacity except that I may have presided over court matters involving DLNR when I served as a trial judge in the Third Judicial Circuit from February 1992 through April 1993 as a District Court judge and April 1993 through April 2003 as a Circuit Court judge;
- Regarding the Board of Land and Natural Resources ("BLNR"), I am not familiar with the distinction between the BLNR and DLNR in this case; checking your website, I disclose that I know two Board members: Stanley H. Roehrig and Christopher Yuen, in their professional capacities as lawyers; furthermore, Mr. Yuen is my husband's classmate from law school, William S. Richardson School of Law Class of 1982; neither my husband nor I have any social relationship with either Mr. Roehrig or Mr. Yuen; I do not have any ongoing work with either Mr. Yuen or Mr. Roehrig;
- In the course of my work as an attorney since 1979, or as a judge in the Third Judicial Circuit from 1992-2003, and/or post-retirement work as a mediator/arbitrator/neutral

from 2003 to the present, I have worked with or may have heard of attorneys Richard N. Wurdeman, Esq., Ian Sandison, Esq., Timothy Lui Kwan, Esq., John Manaut, Esq., Arsima Miller, Esq., and Douglas Ing, Esq.; I have no ongoing work with any of those lawyers;

- In the course of my career described above, I have worked with attorneys in the law firms of Carlsmith Ball and Watanabe Ing; I have no ongoing cases with any attorneys in those law firms; I have no ongoing work with either law firm;
- Between 1977 and 1978, I was a part time law clerk assigned to the University of Hawai`i at Manoa Division, Department of the Attorney General;
- I am of the belief that Deputies' Attorney General William Wynhoff and Linda Chow are assigned to the matter above-referenced; in the course of my career described above, I have worked with both attorneys; furthermore, Deputy Attorney General Linda Chow and I played on the same football team from 1988-1992 (I'm guessing); the team, comprised of women alumni of the William S. Richardson School of Law, plays the law school women once a year in November; I have no ongoing work with either of them; and
- I do not have any social relationships with any of the identified lawyers or law firms that any reasonable person would consider likely to affect my impartiality as a mediator.

My husband, Donald Amano, is a part-time staff attorney with the State Office of Information Practices. I do not have any information about his work so I am unable to disclose any possible relationships or interests that may involve the parties or counsels herein. However, if any of the parties or counsels knows of any interests or relationships stemming from my husband's employment, that a reasonable person would consider likely to affect my impartiality as a hearings officer in this case, I request that it be disclosed in a timely manner by **advising me and all counsels/parties via email**.

Finally, I am a member of the City & County of Honolulu Ethics Commission. As a Commissioner, my knowledge of the day-to-day workings of the Ethics Commission is limited and I do not know the names of all persons who have matters before the Ethics Commission. Nonetheless, I acknowledge my duty to update this disclosure in a timely manner and I will endeavor to do so upon my receipt of pertinent information germane hereto.

Due to the ongoing nature of my work as a mediator, arbitrator and neutral, it is highly likely that I will be contacted by lawyers and parties to do other work, while this case is still before me as a hearings officer. I will decline to do such work for the lawyers identified herein and their law firms while engaged as a hearings officer for this case.

I request that the lawyers and parties in this case assist me in my disclosure responsibilities by timely **advising me and all counsels/parties email** of any possible relationships or interests that they become aware of, that a reasonable person would consider likely to affect my impartiality as a hearings officer in this case.

If you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,

Judge Riki May Amano (ret.)