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DEPT. OF LAND &
NATURAL RESOURCES
STATE OF HAWAII

BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAI'I

IN THE MATTER OF

Contested Case Hearing Re Conservation
District Use Application (CDUA) HA-3568 for
the Thirty Meter Telescope at the Mauna Kea
Science Reserve, Ka'ohe Mauka, Hāmakua,
Hawai'i, TMK (3) 4-4-015:009

CASE NO. BLNR-CC-16-002

THE UNIVERSITY OF HAWAI'I AT
HILO'S **OBJECTION TO J.
LEINA'ALA SLEIGHTHOLM'S
JOINDER TO TEMPLE OF LONO
MOTION TO FILE OUT OF TIME,
FILED AUGUST 10, 2016 [DOC. 193];
CERTIFICATE OF SERVICE**

**THE UNIVERSITY OF HAWAI'I AT HILO'S OBJECTION TO
J. LEINA'ALA SLEIGHTHOLM'S JOINDER TO TEMPLE OF LONO MOTION TO
FILE OUT OF TIME, FILED AUGUST 10, 2016 [DOC. 193]**

The University of Hawai'i at Hilo ("University") submits its Objection to J. *Leina'ala Sleightholm's Joinder to Temple of Lono's Motion to File Out of Time*, filed August 10, 2016 [Doc. 193] ("**Joinder**"). The University objects to the Joinder because it is untimely.

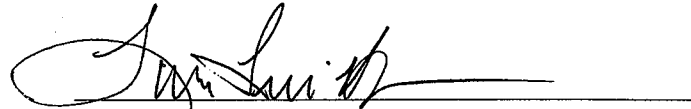
As discussed in the University's *Opposition to Temple of Lono's Motion to File Motion Out of Time* [Doc. 179], filed August 10, 2016 [Doc. 194] ("**University Opposition**"), and the University's *Objections to (1) Harry Fergerstrom's Opposition to Pueo's Motion to Set the Issues, filed August 9, 2016 [Doc. 186]; (2) J. Leina'ala Sleightholm's Joinder to Hank Fergustrom's [sic] Motion to Oppose PUEO's Motion to Set Issues, filed August 10, 2016 [Doc.*

___]; and (3) *Mehana Kihoi's Joinder to Hank Fergerstrom's Motion to Oppose P.U.E.O. LLC's Motion to Set the Issues, filed August 10, 2016 [Doc. 195]*, filed August 11, 2016, which are incorporated herein by reference, the deadline to file all motions in the above-captioned matter was **July 18, 2016**. Minute Order No. 13 [Doc. 115]. The deadline to file responses to the motions filed on July 18, 2016 was **August 1, 2016**. *Id.* The Joinder was filed nine days late.

Furthermore, the Hearing Officer did not grant any parties leave to file additional responses. So the Joinder should be dismissed as untimely and unauthorized.

If the Hearing Officer decides to hear the Joinder on the merits, the University reserves the right to file a response at a later date. To the extent that the Joinder addresses issues briefed in the University Opposition, the University hereby incorporates that brief by reference.

DATED: Honolulu, Hawai'i, August 11, 2016.



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Case No. BLNR-CC-16-002

CERTIFICATE OF SERVICE

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The undersigned certifies that the above-referenced document was served upon the following parties by email unless indicated otherwise:

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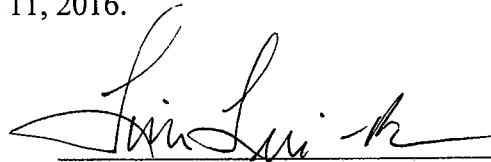
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STANLEY ROEHRIG*

DATED: Honolulu, Hawai'i, August 11, 2016.

A handwritten signature in black ink, appearing to read "Ian L. Sandison", written over a horizontal line.

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