

BOARD OF LAND AND NATURAL RESOURCES

HAWAIIAN KINGDOM

IN THE MATTER of Contested Case Hearing Re) Case No. BLNR-CC-16-002
Conservation District Use Application)
(CDUA) HA-3568 For the Thirty Meter) Objection of (“PUEO”)’s motion to
Telescope at the Mauna Kea Science Reserve,) set the issues
Ka’ohe Mauka, Hamakua, Hawaii, TMK (3))
404015:009)
)
)
)
)
)
)
)
)

Objection of (“PUEO”)’s motion to set the issue

I, Dwight J. Vicente object to (“PUEO”)’s motion to set the issues. The legal questions are many and the Jurisdiction remains the Hawaiian Kingdom. The lands are Crown and Government that belong to this Kingdom. The Treaties are only in the name of this Kingdom. Queen Liliuokalani’s protest against U.S. Minister Steven’s dated January 17, 1893 has yet to make its way to the U.S. Supreme Court, Article 3 Sec. 2 Clause 2, original Jurisdiction is limited to U.S. Minister Steven’s only, therefore U.S. Courts have no jurisdiction over this Kingdom. Quo Warranto hearings need to take place against the Provisional Government, The Republic of Hawaii, The Territorial Government and The State of Hawaii. The Constitutionality of the 1875 Treaty of reciprocity by The Hawaiian Kingdom and the United States as amended in 1887 for Pearl River to station the U.S. Navy, violates Article 1 sec. 8 clause 17 of the U.S. Constitution. U.S. citizens used force against King Kalakaua to sign the 1887 Constitution. U.S. citizens do not have a 2nd Amendment right to bear arms against King Kalakaua in this Kingdom. The Republic of Hawaii’s Constitution Article 94, to recognize, ratify and confirm all of the Kingdom’s Treaties. Once again in 1898 The Republic of Hawaii in the Treaty of Annexation, continued the 1875 Treaty of Reciprocity as amended 1887 and the U.S. Congress by joint resolution also continued the Treaty of Reciprocity. 13 Haw. 32 EX Parte Edwards, 12 Haw. 27 Peacock & co. v. Rep. Haw., I believe the Treaty is still in effect today there is no document stating its termination by either high contracting party. This

Received
Office of Conservation and Coastal Lands
2016 Aug 20 9:54 am
Department of Land and Natural Resources
State of Hawaii

Kingdom's treaties with all other nations ended in 1897 and the U.S. replaced it with their Treaties with other nations. This violates the limitations of the 13 United States. In 1900, the U.S. Congress created the Territory of Hawaii, by and through the Northwest Ordinance of 1787. The General Lease No. S-4191 is based on Walter F. Frear's proclamation of 1909. He was one of many appointed Governor's by the U.S. Presidents, this violates the U.S. Constitution Article 2. The lease is null and void. The state's constitution is written by the Territory of Hawaii. The Admission's Act, violates Article 4 sec. 3 clause 1 because the U.S. Congress created the State of Hawaii even when it is unknown in the family of Nations by Treaty, and a compact is used in sec. 4, these lands remain as Crown and Government lands, this shows the extent of which congress took control, which are all violations. A Quo Warranto hearing needs to be done on these appointed and elected Governor's. The Hawaiian Homes Commission Act of 1920, is based on the Northwest Ordinance. In both the 528 U.S. 504 Rice v. Cayatano and the 222 F. Supp. 2d. 1213 Kahawaiolaa v. Norton cases it was stated that Native Hawaiians are not Indians. The Akaka Bill or any bill like it would be a usurpation of power of congress Article 1 sec. 8, if passed would stripe this Kingdom of its Nationals and its lands, only then would they become Indians under the Northwest Ordinance of 1787. Public Law 103-150 is not worth the paper it's printed on. The Hawaiian Kingdom is the injured party. The historical information cited in it is false. This contested case should contain historical facts on Kingdom Law, Political questions, and sovereign immunity, which are all rights within the jurisdiction of The Hawaiian Kingdom, not the 13 United States. For these reasons ("PUEO")'s motion to set the issues should be denied.

Dated: August 19, 2016

Under protest, all rights reserved,


Dwight J. Vicente

Received
Office of Conservation and Coastal Lands
2016 Aug 20 9:54 am
Departement of Land and Natural Resources
State of Hawaii

CERTIFICATE OF SERVICE

I, **Dwight J. Vicente** hereby certify that a true and correct copy of the foregoing was served upon the following parties by the means indicated:

Michael Cain
Office of Conservation and
Coastal Lands
1151 Punchbowl, Room 131
Honolulu, Hawaiian Kingdom
michael.cain@hawaii.gov
Custodian of the Records
(original + digital copy)

Judge Riki May Amano (Ret.)
rma3cc@yahoo.com
Hearing Officer

Attorney General Office
julie.h.china@hawaii.gov
harvey.e.hendersonjr@hawaii.gov
*Counsel for the Board of Land
and Natural Resources*

Carlsmith Ball LLP
isandison@carlsmith.com
tluikwan@carlsmith.com
jpm@carlsmith.com
lmcaneeley@carlsmith.com
*Counsel for the applicant of the
University of Hawai'i at Hilo*

Richard N. Wurdeman
RNWurdeman@RNWLAW.com
Counsel for the petitioners
Mauna Kea Anaina Hou,
Clarence Kukauakahi Ching,
Flores-Case 'Ohana, Deborah J.
Ward, Paul K. Neves, Kahea: The
Environmental Alliance

Watanabe Ing, LLP
rshinyama@wik.com
douging@wik.com
Counsel for TMT International
Observatory, LLC

Harry Fergstrom
P.O. Box 951
Kurtistown, HI 96760
hankhawaiian@yahoo.com

Richard L DeLeon
kekaukike@msn.com

Mehana Kihoi
uhiwai@live.com

C. M. Kaho'okahi Kanuha
kahookahi@gmail.com

Joseph Kualii Lindsey
Camara
kualiic@hotmail.com

Torkildson, Katz, Moore,
Hetherington & Harris
Isa@torkildson.com
njc@torkildson.com
Counsel for Perpetuating
Unique Educational
Opportunities (PUEO)

J. Leina'ala Sleightholm
leina.ala.s808@gmail.com

Maelani Lee
maelanilee@yahoo.com

Lanny Alan Sinkin
lanny.sinkin@gmail.com
Representative for The Temple
of Lono

Kalikolehua Kanaele
akulele@yahoo.com

Stephanie-Malia:Tabbada
s.tabbada@hawaiiantel.net

Tiffnie Kakalia
tiffniekakalia@gmail.com

Glen Kila
makakila@gmail.com

Brannon Kamahana Kealoha
brannonk@hawaii.edu

Cindy Freitas
hanahanai@hawaii.rr.com

William Freitas
pohaku7@yahoo.com

Wilma H. Holli
P.O. Box 368
Hanapepe, HI 96716


Ivy McIntosh
3popoki@gmail.com

Moses Kealamakia Jr.
mkealama@yahoo.com

Crystal F. West
crystalinx@yahoo.com

Patricia P. Ikeda
peheakeanila@gmail.com

DATED: this 19th day of August 2016.


Dwight J. Vicente
Received
In Pro Se
Office of Conservation and Coastal Lands
2016 Aug 20 9:54 am
Department of Land and Natural Resources
State of Hawaii