

**RICHARD NAIWIEHA WURDEMAN**  
**Attorney at Law, A Law Corporation**

**Pauahi Tower, Suite 720, 1003 Bishop Street, Honolulu, Hawaii**  
**Telephone: (808) 536-0633 \* Facsimile: (808) 536-0634**  
**e-mail: [rnwurdeman@rnwlaw.com](mailto:rnwurdeman@rnwlaw.com)**

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DEPT. OF LAND &  
NATURAL RESOURCES  
STATE OF HAWAII

September 23, 2016

VIA e-mail: [rma3cc@yahoo.com](mailto:rma3cc@yahoo.com)

Honorable Riki May Amano  
Judge (Ret.)  
c/o DPR Hawaii, Inc.  
1003 Bishop Street, Suite 1155  
Honolulu, HI 96813

RE: **Contested Case Hearing RE: CDUP HA-3568 for the Thirty Meter Telescope at the Mauna Kea Science Reserve, Kahohe Mauka, Hamakua District, Island of Hawaii, TMK (3) 4-4-015: 009; Case No. BLNR-CC-16-002**

Dear Judge Amano:

Yesterday, I received a Notice of Contested Case Hearing that was sent via Certified Mail. In the Notice, it indicates that pursuant to H.R.S. Section 91-9, the parties are being provided notice of the contested case hearing that will commence on October 11, 2016 at 10:00 a.m. at the Hilo Naniloa Hotel, 93 Banyan Drive, Hilo, Hawai'i. I will be out-of-state on that date on matters for a client that was set a number of months ago and I will not be able to attend. In that the Notice does not provide for any other specifics and, also, in that no other prehearing deadlines for exhibits, exhibit lists, opening briefs, and witness statements have yet been set, I am writing to you to clarify if this October 11, 2016 date is a date to set the evidentiary hearing portion and other deadlines for exhibits, exhibit lists, witness statements, and opening briefs, or if this hearing date is supposed to be the commencement of the evidentiary hearing portion of the contested case hearing that will continue from day-to-day, thereafter, for which I will not be able to be present. If it is the former, I will ask my clients to provide availability dates or attempt to have an attorney make a special appearance for me for purposes of scheduling on October 11, 2016. If it is the latter, I will file the appropriate motions.


Please know that on September 8, 2016, the Petitioners Mauna Kea Anaina Hou, Et Al., filed their Request for Further Status Conference and/or Consideration of Proposed Scheduling (Docket No. 254), in which counsel's availability and a proposed pretrial submission deadline was also set forth.

Judge (Ret.) Riki May Amano  
September 23, 2016  
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Thank you very much for your attention to this matter and for any clarification that you may be able to provide.

Respectfully submitted.

Very truly yours,



Richard Naiwieha Wurdeman

cc: See attached certificate of service list

BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAII

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

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the date set forth below, a true and correct copy of the foregoing document was served on the following parties by the means indicated:

Michael Cain  
Office of Conservation and Coastal  
Lands  
1151 Punchbowl, Room 131  
Honolulu, HI 96813  
[michael.cain@hawaii.gov](mailto:michael.cain@hawaii.gov)  
*Custodian of the Records*  
*(original + digital copy)*

Judge Riki May Amano (Ret.)  
[rma3cc@yahoo.com](mailto:rma3cc@yahoo.com)  
*Hearing Officer*

William J. Wynhoff, Esq.  
Julie H. China, Esq.  
[julie.h.china@hawaii.gov](mailto:julie.h.china@hawaii.gov)  
[bill.j.wynhoff@hawaii.gov](mailto:bill.j.wynhoff@hawaii.gov)  
*Counsel for the Board of Land  
and Natural Resources*

Ian Sandison, Esq.  
Timothy Lui-Kwan, Esq.  
[isandison@carlsmith.com](mailto:isandison@carlsmith.com)  
[tluikwan@carlsmith.com](mailto:tluikwan@carlsmith.com)  
*Counsel for the applicant University  
Of Hawai'i at Hilo*

J. Douglas Ing, Esq.  
Ross T. Shinyama, Esq.  
[douging@wik.com](mailto:douging@wik.com)  
[rshinyama@wik.com](mailto:rshinyama@wik.com)  
*Counsel for TMT International  
Observatory, LLC*

Lincoln S.T. Ashida, Esq.  
Newton J. Chu, Esq.  
[isa@torkildson.com](mailto:isa@torkildson.com)  
[njc@torkildson.com](mailto:njc@torkildson.com)  
*Counsel for Perpetuating Unique  
Educational  
Opportunities (P.U.E.O)*

Harry Fergerstrom  
[hankhawaiian@yahoo.com](mailto:hankhawaiian@yahoo.com)

Richard L. DeLeon  
[kekaukike@msn.com](mailto:kekaukike@msn.com)

Mehana Kihoi  
[uhiwai@live.com](mailto:uhiwai@live.com)

C.M. Kaho'okahi Kanuha  
[kahookahi@gmail.com](mailto:kahookahi@gmail.com)

Joseph Kuali'i Lindsey Camara  
[kualiic@hotmail.com](mailto:kualiic@hotmail.com)

J. Leina'ala Sleightholm  
[leina.ala.s808@gmail.com](mailto:leina.ala.s808@gmail.com)

Stephanie-Malia Tabbada  
[s.tabbada@hawaiiantel.net](mailto:s.tabbada@hawaiiantel.net)

William Freitas  
[pohaku7@yahoo.com](mailto:pohaku7@yahoo.com)

Tiffnie Kakalia  
[tiffniekakalia@gmail.com](mailto:tiffniekakalia@gmail.com)

Glen Kila  
[makakila@gmail.com](mailto:makakila@gmail.com)

Brannon Kamahana Kealoha  
[brannonk@hawaii.edu](mailto:brannonk@hawaii.edu)

Maelani Lee  
[maelanilee@yahoo.com](mailto:maelanilee@yahoo.com)

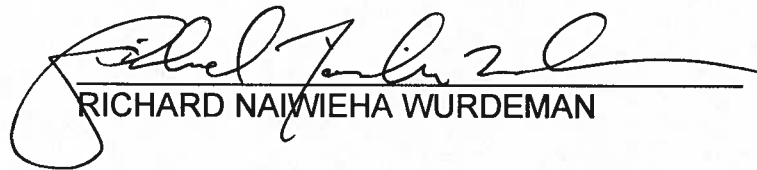
Lanny Alan Sinkin  
[lanny.sinkin@gmail.com](mailto:lanny.sinkin@gmail.com)  
*Representative for The Temple of Lono*

Kalikolehua Kanaele  
[akulele@yahoo.com](mailto:akulele@yahoo.com)

Cindy Freitas  
[hanahanai@hawaii.rr.com](mailto:hanahanai@hawaii.rr.com)

Dwight J. Vincente  
2608 Ainaloa Drive  
Hilo, HI 96720-3538

DATED: Honolulu, Hawaii, September 23, 2016.



RICHARD NAIMIEHA WURDEMAN