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BOARD OF LAND AND NATURAL RESOURCES

FOR THE STATE OF HAWAII

IN THE MATTER OF ) Case No. BLNR-CC-16-002  
)  
A Contested Case Hearing Re Conservation;) )  
Use Application (CDUA) HA-3568 For the ) **OBJECTION TO**  
Thirty Meter Telescope at the Mauna Kea ) **SEPTEMBER 26, 2016 SITE VISIT**  
Science Reserve, Ka'ohe Mauka, Hamakua, ) **ON MAUNA KEA; CERTIFICATE**  
Hawaii'i TMK(3)4-4-015:009 ) **OF SERVICE**  
)  
)  
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**OBJECTION TO**  
**SEPTEMBER 26, 2016 SITE VISIT ON MAUNA KEA**

On September 19, 2016 Minute Order No. 18 [DOC 274] was filed. The filing stated the following documents of the Site Visit Proposal was filed and granted [DOC 214, 215, 216, 217, 218, 219, 220, 255, and 260] and approved the following person in the DOC 274 for site visit and a requested to arrange for the illustration using a red helium balloon attached to a rope approximately 187 feet long was confirmed in DOC 274. But yet other parties have requested to illustrate other red helium balloon in other areas of the proposed TMT site. Neither there were no other illustrate red helium balloon that was requested by other parties nor were there any clarification in any way or form on any minute order. This red helium balloon would have illustrated the impact were the location of the TMT proposed telescope would be and also the 5,000 tanks that will be stored underground as well as the amount of material that will be unearth.

Received  
Office of Conservation and Coastal Lands  
2016 Sept 27 11:47 am  
Department of Land and Natural Resources  
State of Hawaii

Therefore Minute order no. 18 violates the Due Process Rights of Cindy Freitas, “Petitioner” and other parties that submitted their proposal to Site Visit.

Site Visit on Mauna Kea was completely inadequate. I have requested in DOC 220 Site Visit proposal and in DOC 278 Motion to Amend DOC 274 to include request in DOC 220. Request as followed:

1. Indication for the four corners of the 8.7 acres boundary’s (Red helium balloon to Indicate boundaries.)
2. Indications/or out line for a 5,000 gallon underground tank to store hazardous Chemicals and the location and a visual debt (red helium balloon indicating The debt.)
3. Indication of where will dynamite would be use on 8.7 acres if any.
4. Indication/or out line that can hold 1,728,000.00 cubic feet of ground material and Using a red helium balloon for height that will be coming out of the earth to build This proposed TMT.

The Site Visit on September 26, 2016 at 10:30 a.m. was done in a “fast track” order. I sat in the van and cried while we pass the AHU SITE (a place of worship) and I was told by the driver he was instructed that no one can come out of the van nor I could view the rope that holds the helium balloon, it did not seem to be a 187 feet it seems to be much shorter.

The Driver drove the van to the TMT proposed location and then to the summit loop road near the Keck Observatory and to the Batch plant were we could go out and use the bathroom and back into the van and back down to Hale Pohaku. It only lasted less than 2 hours.

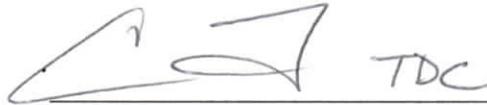
Petitioner could not follow my own protocol in my culture and traditional and religion

practices. Therefore the right of my culture and traditional and religion practices as a practitioner is violated. The Sacred Mountain of Mauna Kea is not to “fast track” it there is proper protocols that need to be address. The Hearing Officer had the opportunity first hand to observed in the spiritual and tradition function of the important of this significant impact of this TMT but yet did not give the Petitioner the opportunity to see the significant impact that will cause a substantial injustice and also the emotional and psychological of our culture and traditional and religion practices as a Native Hawaiian, descended of the native inhabitants of Hawai’i prior to 1778.

Therefore the right of my culture and traditional and religion practices as a practitioner is violated. The Sacred Mountain of Mauna Kea is not to “fast track” it there is proper protocols that needs to be address and that the Hearing Officer had the opportunity.

My request in the DOC 220 and DOC 278 was not address therefore the contested case hearing has violated my Due Process Right and the right of my culture and traditional religion practices therefore this objection to the site visit on September 26, 2016 has shown good cause to be granted.

Kailua Kona HI. 9/27/14

  
Cindy Freitas Petitioner

Cc: All Parties on the Certificate of Service

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Hawai'i TMK(3)4-4-015:009 ) Certificate of Service  
) )  
\_\_\_\_\_)

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the above referenced document was served upon the following parties by the means indicated:

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