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DEPT. OF LAND &
NATURAL RESOURCES
STATE OF HAWAII

BOARD OF LAND AND NATURAL RESOURCES
STATE OF HAWAII

IN THE MATTER OF)	CASE NO. BLNR-CC-16-002
)	
Contested Case Hearing Re Conservation District)	Minute Order No. 7
Use Application (CDUA) HA-3568 For the)	(1 st Pre-Hearing Conference and
Thirty Meter Telescope at the Mauna Kea Science)	Amano Fourth Supplemental
Reserve, Ka`ohe Mauka, Hamakua, Hawai`i)	Disclosure)
TMK (3) 4-4-015:009)	
_____)	Certificate of Service

MINUTE ORDER NO. 7

(1st Pre-Hearing Conference and Amano Fourth Supplemental Disclosure)

On Monday, May 16, 2016, a pre-hearing conference was held in the Kalanimoku Board Room located on the first floor, Makai side, of the Kalanimoku Building at 1151 Punchbowl Street, Honolulu, Hawai`i. Present for the parties were: Timothy Lui-Kwan, Esq. with Gary Takeuchi for Applicant, the University of Hawai`i at Hilo; and Richard Naiwieha Wurdeman, Esq. for Mauna Kea Anaina Hou, Petitioners. Although this is a Hilo case, there were no objections to the Hearing Officer holding the pre-hearing conference in Honolulu.

The following matters were discussed:

The Record. After considering the information at hand from the Supreme Court opinion and counsel's recollections, the Hearing Officer will be asking that BLNR prepare a file consisting of the University of Hawai`i at Hilo's Application for the Permit with attachments, the Staff Report and any record of hearings prior to the BLNR's decision at the February 25, 2011 meeting.

Parties. The Hearing Officer inquired about the status of Kealoha Pisciotta. Her name has been included in Mr. Wurdeman's pleading captions but is not in the Supreme Court Opinion caption. Mr. Wurdeman explained that Kealoha Pisciotta is president of Mauna Kea Anaina Hou but wishes to be a party in her own name. She will be filing a motion to intervene.


Applications to Intervene As A Party. There are several applications, motions, or requests to intervene as a party in this matter. The Hearing Officer set the following schedule with respect to future applications/motions/requests to intervene as a party:

- Deadline for intervention applications, motions or request is May 31, 2016
- Parties Responses due June 13, 2016
- Hearings on the applications will be in Hilo on June 17, 2016
- Time and location of the hearings will be announced in a subsequent Minute Order

Second Pre-hearing Conference. Following the hearings on June 17, 2016, there will be a second pre-hearing conference with counsels and unrepresented parties to discuss further scheduling. Everyone should have their calendars with them.

Fourth Supplemental Disclosure. The Hearing Officer made verbal representations constituting her Fourth Supplemental Disclosure. On Saturday, May 14, 2016, the Hearing Officer attended the University of Hawai'i at Hilo's Commencement to attend her niece's graduation from Pharmacy School. The family graduation party was held at `Imiloa Center's restaurant, in the evening. The Hearing Officer does not believe that these activities would lead a reasonable person to believe her ability to serve as a fair and impartial Hearing Officer would be negatively impacted.

DATED: Honolulu, Hawai'i, May 25, 2016.



Judge Riki May Amano (Ret.)
Hearing Officer

BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAI'I

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

Case No. BLNR-CC-16-002

CERTIFICATE OF SERVICE

The undersigned hereby certifies that Minute Order No. 7 (1st Pre-Hearing Conference and Amano Fourth Supplemental Disclosure), dated May 25, 2016, was served upon the following parties via email and regular mail on May 26, 2016, addressed as follows:

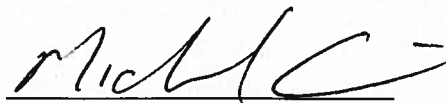
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Dated: Honolulu, Hawai'i, May 26, 2016



Michael Cain
Department of Land & Natural Resources
State of Hawai'i