

JUDGE RIKI MAY AMANO (RET.)
1003 Bishop Street, Suite 1155
Honolulu, HI 96813

October 4, 2016

Via Email to Suzanne.case@hawaii.gov

Suzanne D. Case, Chairperson
Department of Land and Natural Resources
P.O. Box 621
Honolulu, Hawaii 96809

Dear Chair Case:

Re: Contested Case Hearing In Re Thirty Meter Telescope CDUP Application;
Amano SIXTH Supplemental Disclosure

I am submitting this Sixth Supplemental Disclosure related to my serving as the Hearing Officer in the above-referenced contested case hearing. Once again, please consider this part of my ongoing duty to make appropriate disclosures throughout the course of this case.

During a pre-hearing conference yesterday, October 3, 2016, Attorney Richard Wurdeman called to my attention the fact that Deputy Attorney General Harvey Henderson is married to Suzanne Terada, Esq. The following sets out the context of this disclosure.

DAG Henderson had previously submitted the Motion for Protective Order for the Honorable David Y. Ige, Suzanne Case and Stanley Roehrig, (“Motion”), filed in our Documents Library as Doc-182, on or about August 8, 2016. He argued said motion on August 29, 2016.

Ms. Terada is a member of the Board of Governors (“Board”) of Maximum Legal Services Corporation (“MaxCorp”). In my Third Supplemental disclosure submitted on April 25, 2016, I noted my position as the Executive Director of MaxCorp. The disclosure was made in relation to a case in which Mr. Wurdeman represents an individual for whom MaxCorp is the court-appointed Conservator.

MaxCorp is a non-profit organization established in 1988 or 1989. Its general focus is the provision of conservator and trustee services for individuals. I have been MaxCorp’s part-time Executive Director since October 16, 2013 through the present, handling administrative and supervisory duties. Ms. Terada is one of seven members of the Board.

Since August 2016, I have been in discussions with the Board about my departure from MaxCorp on or about my third anniversary, October 15, 2016 (I was originally supposed to stay

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6 months). I am dealing primarily with the Board Chair, Judge Allene Suemori (ret.) and Board Governor Ken Takayama.

In the course of my work as an attorney since 1979, or as a judge in the Third Judicial Circuit from 1992-2003, and/or post-retirement work as a mediator/arbitrator/neutral from 2003 to the present, I have worked separately with Harvey Henderson, when he was in private practice and in his capacity as a deputy attorney general representing the State of Hawai'i, and Suzanne Terada in her capacity as a private practitioner. I have no ongoing or pending mediation, arbitration or neutral work with either of them.

Ms. Terada is counsel for parties involved with some MaxCorp cases. Her contact is MaxCorp's attorney, Michelle Agsalda.

I have known Suzanne Terada since approximately 1977, when we both attended the William S. Richardson School of Law. She was one year behind me in law school. We were acquaintances but had no social relationship. From law school until 2006, we never socialized.

Between 2007 and 2015, I have been in social settings approximately once a year with Ms. Terada and Mr. Henderson, largely due to MaxCorp's annual retreats. Sometime in that same period, my husband and I have had dinner with Ms. Terada and Mr. Henderson approximately three times, two of those instances were in group settings. I have never spoken to either of them about this case.

Under the circumstances, I do not believe any reasonable person would consider my relationships with DAG Henderson and Ms. Terada, to affect my impartiality as a hearings officer for this contested case hearing. If you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,

A handwritten signature in blue ink, appearing to read "Riki May Amano". The signature is stylized and somewhat cursive, with a large initial "R" and "M".

Judge Riki May Amano (ret.)

c: Documents Library

BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAII

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

BLNR Contested Case HA-16-02
Document title:
Amano sixth supplemental disclosure

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above referenced document was served upon the following parties by the means indicated on October 6, 2016:

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