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WATANABE ING LLP
A Limited Liability Law Partnership

J. DOUGLAS ING #1538-0
ROSS T. SHINYAMA #8830-0
SUMMER H. KAIawe #9599-0
First Hawaiian Center
999 Bishop Street, 23rd Floor
Honolulu, Hawaii 96813
Telephone No.: (808) 544-8300
Facsimile No.: (808) 544-8399
E-mails: rshinyama@wik.com

Attorneys for
TMT INTERNATIONAL OBSERVATORY, LLC

BOARD OF LAND AND NATURAL RESOURCES
FOR THE STATE OF HAWAII

IN THE MATTER OF

A Contested Case Hearing Re Conservation
District Use Permit (CDUP) HA-3568 for the
Thirty Meter Telescope at the Mauna Kea
Science Reserve, Kaohe Mauka, Hamakua
District, Island of Hawaii, TMK (3) 4-4-
015:009

Case No. BLNR-CC-16-002

**PROPOSED MINUTE ORDER NO. _____
DENYING MOTION FOR PROTECTIVE
ORDER FOR THE HONORABLE
DAVID Y. IGE, SUZANNE CASE AND
STANLEY ROEHRIG [DOC
182]; CERTIFICATE OF SERVICE**

**PROPOSED MINUTE ORDER NO. _____ DENYING MOTION FOR
PROTECTIVE ORDER FOR THE HONORABLE DAVID Y. IGE,
SUZANNE CASE AND STANLEY ROEHRIG [DOC 182]**

On August 8, 2016 the Honorable David Y. Ige, Suzanne Case and Stanley
Roehrig filed their Motion for Protective Order (Doc 182) (“Motion”). The following documents
were submitted by various parties in response to the Motion:

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NATURAL RESOURCES
STATE OF HAWAII

Doc No.	Title	Date filed w/BLNR	Counsel/Party
201	The University of Hawaii at Hilo's Joinder to David Y. Ige, Suzanne Case and Stanley Roehrig's Motion for Protective Order, filed August 8, 2016	8/11/16	University of Hawaii-Hilo
208	Dwight Vicente Objection of Protective Order	8/11/16	Dwight Vicente
233	Petitioners Mauna Kea Anaina Hou, et al's Memorandum in Opposition to Motion for Protective Order for the Honorable David Y. Ige, Suzanne Case and Stanley Roehrig, filed on August 8, 2016	8/22/16	Petitioners MKAH
239	(A) Response to University of Hawaii Oppositions Doc 139, 194, 196, 197, 198, 199, 200, <u>201</u> , et al	8/22/16	Stephanie Tabbada

The Motion was heard before this Hearings Officer on August 29, 2016, at a Fourth Pre-Hearing Conference held in Hilo. The following persons were present:

Julie China, Deputy Attorney General

Richard N. Wurdeman, Attorney for Mauna Kea Anaina Hou, et al.

Timothy Lui-Kwan, John Manaut, and Ian Sandison, Attorneys for the University of Hawaii-Hilo

J. Douglas Ing and Ross Shinyama, Attorneys for TMT International Observatory, LLC ("TIO")

Lincoln Ashida, Attorney for Perpetuating Unique Educational Opportunities Inc. ("PUEO")

Harvey Henderson, Deputy Attorney General for governor Ige, Chair Suzanne Case and Stanley Roehrig

Lanny Sinkin for Temple of Lono
Harry Fergerstrom
Mehana Kihoi

C.M. Kahookahi Kanuha
Joseph Camara
Jennifer Leina`ala Sleightholm
Tiffnie Kakalia
Dwight Vicente
Cindy Freitas
William Freitas
Kalikolehua Kanaele

This Hearings Officer having considered the Motion, all other written and oral submissions of counsel and parties related thereto, the entire record, and for good cause shown,

IT IS HEREBY ORDERED that the Motion is DENIED. This Hearings Officer finds that there is no procedure or authority in the applicable rules to grant the requested protective order.

The deadline for submission of any **motion** to reconsider this minute order shall be submitted no later than **Thursday, October 13, 2016 at 4:30 p.m.** Any **responses to motions to reconsider** shall be submitted no later than **Friday, October 14, 2016 at 4:30 p.m.**

Any motions to reconsider this Minute Order shall be treated as a non-hearing motion unless otherwise ordered by this Hearings Officer.

DATED: Honolulu, Hawaii, _____.

Judge Riki May Amano (Ret.)
Hearings 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

BLNR Contested Case HA-16-02

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the attached document was served upon 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
*Custodian of the Records
(original + digital copy)*

Office of Conservation and Coastal
Lands
dlnr.maunakea@hawaii.gov

Carlsmith Ball LLP
isandison@carlsmith.com
*Counsel for the applicant
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, and Kahea: The
Environmental Alliance*

Kalikolehua Kanaele
akulele@yahoo.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
leinaala.mauna@gmail.com

Maelani Lee
maelanilee@yahoo.com

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

Harry Fergstrom
P.O. Box 951
Kurtistown, HI 96760

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

Tiffnie Kakalia
tiffniekakalia@gmail.com

Glen Kila
makakila@gmail.com

Dwight J. Vicente
2608 Ainaola Drive
Hilo, Hawaiian Kingdom

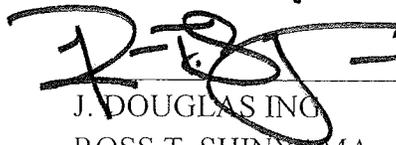
Brannon Kamahana Kealoha
brannonk@hawaii.edu

Cindy Freitas
hanahanai@hawaii.rr.com

William Freitas
pohaku7@yahoo.com

Richard L. DeLeon
kekaukike@msn.com

DATED: Honolulu, Hawaii, OCT 5 2016



J. DOUGLAS INC.
ROSS T. SHINYAMA
SUMMER H. KAI AWE

Attorneys for TMT International Observatory LLC