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Oct. 10, 2016

Suzanne Case, Chairperson
Board of Land and Natural Resources
P.O. Box 621
Honolulu, HI 96809
Via e-mail

Re: 1st Supplemental Disclosure, CDUA No. HA-3568 (Thirty Meter Telescope)

Dear Suzanne:

After reviewing the parties, attorneys, and witnesses involved so far in this matter, I would like to make the following first supplemental disclosure. Please distribute this to the parties, the hearing officer, my fellow board members, and anyone else you may deem appropriate.

Relationships During Private Law Practice

From 1987 until December 2000 I had a full-time private law practice. My law license was, and still is, on active status since then but I have done very little private law work since the end of 2000. In my law practice, some individuals currently connected with this case were either my clients, or close relatives of my clients:

Richard Ha. Mr. Ha is not a party, but from news accounts, I believe he is either an officer or director of P.U.E.O., a party. He has also been listed as a witness. I represented Mr. Ha personally in a lawsuit arising out of a dispute in the banana industry, and his company, Keaau Banana Co., in a regulatory matter, both in 1990-91. Both matters were dismissed in favor of him and his company fairly quickly. I also represented Keaau Banana Co. in lease negotiations with the Shipman Estate, again in the early 1990's. I have not represented Mr. Ha or his companies since the early 1990's. I also bought small amounts of supplies, under \$500/yr., for my farm business, from another of his companies, Mauna Kea Banana Co., until recently, when that company ceased operations.

Ronald Fujiyoshi. Mr. Fujiyoshi has been listed as a witness. I represented Mr. Fujiyoshi, and about eight other co-defendants, in a misdemeanor criminal trespass case from 1996 to 1998, on a pro bono basis, as co-counsel. Mr. Fujiyoshi and the other defendants were arrested while distributing leaflets. I wrote district court and appellate briefs that argued that a private sidewalk adjacent to a major shopping center should be considered a "public forum" for free speech purposes under the state constitution. The ICA rejected this argument in an unpublished opinion. I have not represented Mr. Fujiyoshi since this case ended in 1998.

Stephanie-Malia Tabbada. Ms. Tabbada is a party. I don't believe I ever represented her personally, but I represented her mother, Margaret Dancel, as guardian ad litem of Mahoe Dancel, the minor son

of Ms. Tabbada's deceased brother, in a personal injury case where Mahoe had been injured. Judgment was entered after an arbitration award in our favor, in 1993. My representation of Margaret Dancel ended after the satisfaction of the award, which was in 1994 at the latest. I also represented another of Ms. Tabbada's nephews, Gilbert Dancel, Jr., in a personal injury case that was concluded in 1998. I believe Ms. Tabbada was responsible for bringing these cases to my office; we had been acquaintances for many years prior. Margaret Dancel is now deceased.

Ralph Palikapu Dedman. Mr. Dedman has been listed as a witness. I don't believe I ever represented him personally, but I represented his mother, Winifred Pele Hanoa, in several matters: a quiet title action involving property in Naalehu, settled by the end of 1999, a personal injury case where she was the plaintiff, resolved by a private arbitration award in early 1999, and a land issue involving other Naalehu property resolved in late 2000. I did not represent her after late 2000, and she is now deceased. I also represented Mr. Dedman's sister, Keolalani Hanoa, the plaintiff in a personal injury action that was settled in the early 1990's. She is also deceased.

None of the matters referred to above, for any of these clients, had any connection with the current CDUA or Mauna Kea, and any legal representation had ceased by the 2001 at the very latest.

Lincoln Ashida

Mr. Ashida is co-counsel for P.U.E.O. While I was planning director for the county of Hawai'i, from December 2000 to December 2008, Mr. Ashida was corporation counsel, and his office represented me in my official capacity as planning director: in day-to-day advising, in administrative appeals, and in perhaps 8-10 matters that went to litigation. Mr. Ashida did not normally represent me or the planning department himself; there were deputies assigned to us. There was no ongoing relationship between Mr. Ashida and myself after I left the county government in December 2008, although I continued to be listed as a nominal party in some cases. Mr. Ashida continued as corporation counsel after December 2008, but resigned as corporation counsel and went into private practice in 2012. None of the matters at the planning department, legal or otherwise, had any connection with this CDUA, or the upper slopes or summit of Mauna Kea. My relationship with Mr. Ashida was, and is, solely professional. Mr. Ashida's prior representation of me in my official capacity will not affect my views on this CDUA in any way and does not make me feel any sense of personal obligation to him.

Hearing Officer Riki May Amano

Most of my career in private law practice in the 1987-2000 period overlapped with Hearing Officer Riki May Amano's tenure as a judge of the Third Circuit Court, and so I appeared before her on many cases, none of which had any relationship to this CDUA. Her husband, Don Amano, was my classmate at the William S. Richardson School of Law, class of 1982. I have a solely professional relationship with Judge Amano and Don Amano.

Friends and Acquaintances

I am friends with, or acquainted with, many of the parties, officers or directors of parties, attorneys, and witnesses named so far. I have listed their names in the next paragraph. Rather than try to characterize each relationship in detail, it should be sufficient to note that I have not regularly socialized with any of these individuals in the last 15 years or so. While these relationships vary in degree (most of the people I list are acquaintances and most I know primarily from professional contacts), I do not feel obligated to favor or disfavor the person in question, am not biased for or against them or their position in this matter, and will not give undue credibility (or discredit) to their

testimony, because of being a friend or acquaintance. These personal relationships will not influence my judgment on this CDUA in any way.

Tim Lui-Kwan, Jon Osorio, Tom Osorio, Nelson Ho, Deborah Ward, Newton Chu, J. Douglas Ing, Lanny Sinkin, Kalikolehua Kanaele, Dwight Vicente, Manulani Aluli-Meyer, Ku Kahakalau, Peter Mills, Mililani Trask, Kepa Maly, Marti Townsend, David Ige, David Callies, Robert Rechtman, Keahi Tajon, Grant Gerrish, Tom Nance, Patrick Kahawaiola'a, Robert McLaren, Davianna McGregor, Jimmy Medeiros.

BLNR Members

One party has listed my fellow BLNR member Stan Roehrig, and BLNR chair Suzanne Case, as witnesses. It is my understanding that there is currently some question about whether they can be called as witnesses. Obviously, I work closely with these two individuals now on a regular basis. We meet together every two weeks. If they are in fact called as witnesses I will evaluate whether to do a further disclosure.

Yours Truly,

A handwritten signature in cursive script that reads "Chris Yuen". The signature is written in black ink and is positioned above the printed name.

Chris Yuen

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:
Christopher J. Yuen 1st supplemental disclosure,
CDUA No. HA-3568 (Thirty Meter Telescope)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above referenced document was served upon the following parties by the means indicated on October 11, 2016:

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