Cindy Freitas

P.O. 4650

Kailua Kona HI 96745

hanahanai@hawaii.rr.com

BOARD OF LAND AND NATURAL RESOURCES

FOR THE STATE OF HAWAI’I

IN THE MATTER OF ) Case No. BLNR-CC-16-002

)

A Contested Case Hearing Re Conservation; ) **RESOND TO** **PROPOSED**  **DOC**

Use Application (CDUA) HA-3568 For the ) **256** **ALL** **ISSUE SHOULD ALSO**

Thirty Meter Telescope at the Mauna Kea )  **BE CONSIDERED; CERTIFICATE**

Science Reserve, Ka’ohe Mauka, Hamakua, ) **OF SERVICE**

Hawai’i TMK(3)4-4-015:009 )

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**RESPOND TO PROPOSED DOC 256 ALL ISSUE SHOULD ALSO BE CONSIDERED**

I Cindy Freitas, “Petitioner”, responding to DOC 256 on page 4 proposed issue should also be considered in this contested hearing case, pursuant to Hawaii Administrative Rules Title 13, Chapter 1 and all statues, act of law pertaining to this case.

Issue that should be considered as followed:

1. Is the proposed land use consistent with the U.S. Constitution-Amendment 14.

2. Is the proposed land use consistent with the protection of traditional and customary practices and rights.

3. Is the proposed land use consistent with the DLNR and UH to enforce public access controls contained in the Comprehensive Management Plan and Public Access Plan without rules to establish their legal enforcement authority?

The above issues are the political questions that are a subject matter in this contested case.

Kailua Kona, HI. 9/19/16

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Cindy Freitas Petitioner

cc: Parties of Record on the Certificate of Service

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