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Board of Land and Natural Resources
State of Hawaii

IN THE MATTER OF) **CASE NO. BLNR-CC-16-002**
Contested Case Hearing Re Conservative) Demand for a Written Explanation
District Use Application (CDUA) HA-3568 for) for the denial of Testimony of
The Thirty Meter Telescope at the Mauna) Professor Williamson Chang from
Kea Science Reserve, Ka'ohē Mauka,) Richardson School of Law,
Hamakua, Hawaii TMK (3) 4-4-0015:009) University of Hawaii, Manoa

DEMAND FOR A WRITTEN EXPLANATION FOR THE DENIAL OF TESTIMONY OF
PROFESSOR WILLIAMSON CHANG FROM THE RICHARDSON SCHOOL OF LAW,
UNIVERSITY OF HAWAII, MANOA

On or about the 23rd of January 2017 Harry Fergerstrom, party of record, called two of his witnesses to testify before this contested case hearing, held at the Nani Loa Hotel, Crown Room, Hilo, Hawaii.

Both witnesses were placed into the evidentiary submissions on October 10th, 2016.

The Hearing officer, Ms Riki May Amano presided. Ms Amano had ample opportunity to examine written direct testimonies filed under the name of Harry Fergerstrom. These

records are kept in an on line file maintained by Michael Cain, Office of Conservation and Coastal Lands, Department of Land and Natural Resources.

Several attempts were made previously to set the actual time in which Mr. Fergerstrom was to present his witnesses. It had been determined and announced that the day of January 23, 2017 would be the day stipulated for the presentation of Mr. Fergerstrom's witnesses. Mr. Fergerstrom informed the hearing officer as well as all parties that he was dependant on his sole source of income, Social Security. Mr. Fergerstrom was required to fund his own witnesses transportation as well as any cost related to insuring that his witnesses were present on January 23, 2017.

On January 23, 2017, Mr. Fergerstrom presented his first scheduled witness Mr. Michael Kumukaohu Lee, who's background included intimate information of family member buried on or near the access road to the proposed Thirty Meter Telescope site, including information submitted to the Hawaii Island Burial Counsel, as well as knowledge of Hawaiian Customary, Traditional, and or Religious ceremonies practiced on Mauna Kea including the Northwestern Plateau where the proposed Thirty Meter Telescope site exist.

Mr. Fergerstrom's second declared witness for this contested case was Professor Williamson Chang of the Richardson School of Law, University of Hawaii, Manoa. Mr. Chang's written direct testimony has been on record and in the evidentiary submissions filed on October 11, 2016. Ample opportunity has been given for any and all parties including this hearing officer, to raise an objection to this intended witness. Mr. Fergerstrom has also been consistent about the importance of proper clarification as to the ownership and title to the lands on the summit of Mauna Kea, as the University of

Hawaii as well as the Thirty Meter Telescope International Observatory continuously perports yet has fail to offer any manner of proof as to lawfulness of this statement. Such bold statements as “ The State of Hawaii owns and has title to the summit of Mauna Kea” cannot be merely stated but must be proven if challenged as a matter of law. To this end, **a demand for the production of documents** accompanies this demand for an explanation for the denial of testimony of Professor Williamson Chang who would have been able to produce legal documents as the false claim made by the State, The University of Hawaii, The Thirty Meter Telescope International Observatory, and their Attorneys along with this hearing officer.

This demand is a **matter of self defense and response** to an attempt to engage in the fraudulent conversion of properties lawfully belonging to the Hawaiian Kingdom government as documented in the Great Mahele, book of indices, where it shows that the lands in question, those of the Ahupuaa of KAOHE is the lawfully gotten lands given by Kamehameha III to the Hawaiian Kingdom Government. There exist no lawful exchange of Land or title to such lands and therefore constitutes an attempt with conspiracy and collusion of the above mentioned parties to unlawfully convert land belonging to another and offer it as a possible site for the construction of the Thirty Meter Telescope under the auspices of Thirty Meter Telescope International Observatories, a multinational consortium, base on the unsubstantiated assertion by the State of Hawaii and it political subdivisions and their attorneys of record.

It is my demand that you put your, Ms. Hearing officer, decision into a MINUTE ORDER, so that this matter may be pursued by other agencies, State or FEDERAL and other Courts of Competent Jurisdiction.

This demand is made under threat of injury and is solely intended as a means of SELF DEFENSE and is not intended to harm any other persons or parties and is the sole production of Mr. Harry Fergerstrom.

This demand is expected to be answered or otherwise proven in writing and by production of lawful documentation as to the claim that the "STATE OF HAWAII, OWNS AND HAD TITLE TO THE LANDS OF MAUNA KEA". Such proof is demanded within 15 days of this submission. Failure to produce such documentation within the prescribed time will be an admission of guilt to the allegation of an attempt to fraudulently convert properties belonging to the Hawaiian Kingdom regardless of its political standing, as the case is being made regarding TITLE.

Dated this day: January 29, 2017

Respectfully, Harry Fergerstrom