

Mauna Kea Anaina Hou
Kealoha Pisciotta
PO Box 5864
Hilo, HI
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BOARD OF LAND AND NATURAL RESOURCES
FOR
THE STATE OF HAWAII

IN THE MATTER OF :

Case No. BLNR-CC-16-002

A Contested Case Hearing Re: Conservation
District Use Application (CDUA) HA-3568 for the
Thirty Meter Telescope at the Mauna Kea
Science Reserve, Kaohe, Hamakua District, Island of Hawai'i,
TMK (3) 4-4-015:009

MEMORANDUM IN SUPPORT OF MOTION

On February 26, Kealoha Pisciotta and Mauna Kea Anaina Hou, petitioner, rested her case in the above entitled matter. Kealoha Pisciotta now moves to admit into evidence the written direct testimony ("WDT") of her witnesses and the exhibits introduced therein during the contested case hearing. The proposed evidence is in accordance with Hawaii Revised Statutes (HRS 91-10 governing the admissibility of evidence in agency proceedings.

The evidence presented by Kealoha Pisciotta is relevant, material and is not privileged or unduly repetitious, and is therefore admissible under the liberal standard of admissibility of evidence in administrative hearings. Therefore, pursuant to HRS 91-10, Pisciotta moves to admit into the record testimony and documentary evidence.

**MAUNA KEA ANAINA HOU, KEALOHA PISCIOTTA, AND PAUL
NEVES MOTION TO ADMIT FIRST SUPPLEMENTAL EXHIBIT LIST AND
WRITTEN DIRECT TESTIMONY INTO EVIDENCE**

Mauna Kea Anaina Hou and Kealoha Pisciotta offer the following **Exhibits** and **Written Direct Testimony** to be entered into evidence: Petitioner Pisciotta B.01A through B.01AT, B.18C-J, Witness Peter Mills Exhibit B.012A through B.12C, Petitioner Paul Neves **Written Direct Testimony** B.18A, **All MK Hui Series B Collective Exhibits including Pre-hearing statement and Exhibits B.15c, B.30-B-43, and additionally, B.28.**

Based on the foregoing, Mauna Kea Anaina Hou, Kealoha Pisciotta and Paul Neves respectfully request that the Hearing Officer grant this Motion.

DATED: March 9, 2017

/s/ On Behalf of
Kealoha Pisciotta for
Mauna Kea Anaina Hou and
Paul Neves

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CERTIFICATE OF SERVICE

I hereby certify that on this day February 26, 2017 a copy of the EXHIBITS AND WRITTEN DIRECT TESTIMONY were served on the following parties via email:

Michael Cain <michael.cain@hawaii.gov>, Office of Conservation & Coastal Lands <dlnr.maunakea@hawaii.gov>, Kealoha Pisciotta-Keomailani Von Gogh <keomaivg@gmail.com>, Clarence Ching <kahiwaL@cs.com>, Uncle Kalani Flores <ekflores@hawaiiantel.net>, Pua Case <puacase@hawaiiantel.net>, Deborah

J.Ward<cordylinecolor@gmail.com, Paul Neves <kealiikea@yahoo.com>, Bianca Isaki <bianca@kahea.org>, Ian Sandison <isandison@carlsmith.com>, tluikwan@carlsmith.com, John P. (Pete) Manaut <jpm@carlsmith.com>, Lindsay N. McAneeley <lmcaneley@carlsmith.com>, T. Shinyama' <RShinyama@wik.com>, Doug Ing <douging@wik.com>, mehana kihoi <uhiwai@live.com>, Kahookahi Kanuha <kahookahi@gmail.com>, Joseph Camara <kualiiic@hotmail.com>, Isa@torkildson.com <isa@torkildson.com>, njc@torkildson.com <njc@torkildson.com>, leina'ala s <leinaala.mauna@gmail.com>, Maelani Lee <maelanilee@yahoo.com>, Lanny Sinkin <lanny.sinkin@gmail.com>, Kaliko Kanaele <akulele@yahoo.com>, Stephanie Malia-Tabbada <s.tabbada@hawaiiantel.net>, Tiffnie Kakalia <tiffniekakalia@gmail.com>, Glen Kila <makakila@gmail.com>, Brannon Kealoha <brannonk@hawaii.edu>, Cindy Freitas <hanahanai@hawaii.rr.com>, William Freitas <pohaku7@yahoo.com>, Ivy McIntosh <3popoki@gmail.com>, Kealamakia Jr. <mkealama@yahoo.com>, Patricia Ikeda<peheakeanila@gmail.com>, Yuklin Aluli <yuklin@kailualaw.com>, Dexter Kaiama<cdexk@hotmail.com> and will be served by first class mail or hand delivery to:

Dwight J. Vicente
2608 Ainaola Drive Hilo, Hawaiian Kingdom

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

Dated: March 9, 2017

Mauna Kea Anaina Hou
Kealoha Pisciotta