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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
	) <b>WILLIAM FREITAS MOTION</b>
A Contested Case Hearing Re Conservation;	) <b>TO JOINDER MAUNA KEA AN</b>
Use Application (CDUA) HA-3568 For the	) <b>AINA HOU REQUESTING TIME</b>
Thirty Meter Telescope at the Mauna Kea	) <b>TO RESPOND TO EXHIBIT</b>
Science Reserve, Ka'ohe Mauka, Hamakua,	) <b>OBJECTIONS AND RELATED</b>
Hawai'i TMK(3)4-4-015:009	) <b>MATTERS; MEMORANDUM IN</b>
	) <b>SUPPORT; COS</b>
	) <b>CERTIFICATE OF SERVICE</b>

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**WILLIAM FREITAS MOTION TO JOINDER MAUNA KEA ANAINA HOU  
REQUESTING TIME TO RESPOND TO EXHIBIT OBJECTIONS AND  
RELATED MATTERS**

Comes Now WILLIAM FREITAS PRO-SE )"Petitioner motion to the Hearing  
Officer to schedule time to respond to exhibit objections and to provide additional relief  
on related matters, as joinder to ANAINA HOU requesting time to respond to objections.

The schedule was set by Hearings Officer on March 02, 2017 after conclusion of  
testimony by William Freitas approximately 6:00pm, time extended beyond normal  
Hearing time schedule 9:00am to 4:00pm, which has caused an over site of scheduled  
Deadlines for, "supplemental exhibits", "Objections to exhibits being admitted",  
("TIME TO RESPOND TO OBJECTIONS TO EXHIBITS BEING OBJECTED")

Followed by scheduled minute order by Hearings Officer for March 16, 2017 as to

Received  
Office of Conservation and Coastal Lands  
Department of Land and Natural Resources  
State of Hawaii  
2017 March 22 2:12 pm

Give notice to all Parties, which Exhibits that will be admitted into evidence.

At that time, all parties including the "Hearings Officer" were in a state of exhaustion By the amount of testimony's and exhibits, objections,. Sustain,...over ruled...ect.. We Were all overwhelmed by the amount of challenges throughout this contested case Hearing and, still, the challenges ahead.

### **I. MEMORANDUM IN SUPPORT**

Oversite of the Hearings Officer to not consider TIME for "Petitioners" to respond to Exhibit Objections by Doc.514 University of Hawaii Opposition to Exhibits including Doc. 511 TIO LLC. Memorandum in Opposition to Exhibits to be admitted into Evidence had resulted.

In examining the "Testimonies and Exhibits" of University of Hawaii and TIO LLC. "Its is clear" that Testimonies and Exhibits of witnesses that have been submitted into evidence by the UHH for the Hearings Officer to consider.

Violates the Hearings Officer ability to determine the testimonies and exhibits for evidence to be introduced to "All" Other parties who have not "heard", or have not "had", a chance to cross examine these Witnesses, will cause a serious matter of "Due Process violation".

### **II. ARGUEMNT**

The UHH and TIO LLC, has directly filed an opposition to T-3 exhibits and Testimonies that is substantial to the evidence and arguments of Pro-se "Petitioner, WILLIAM FREITAS, in Doc. 501, 493, 480.

When Examination of Doc. 501, 493, and 480, UHH claims that under HRS 91-8.5 Opposes supplemental Exhibits and testimonies expressing that material is immaterial

and Irrelevant, I William Freitas placed under threat, duress, and coercion by this State of Hawaii, entered into this Contested Case Hearing to be "heard", will be violated under "Due process" if not Given Time to respond to opposition or objection by UHH, and TIO to Exhibits submitted into Evidence.

### **III. CONCLUSION**

Issues on "Procedural" to be decided by Hearings Officer in request for "Time To Respond" to oppositions or objections of exhibits by UHH and TIO LLC.

Request, with all due respect, ask Hearings Officer to review transcript of March 2, 2017 approximately 6:00pm to recognize the oversight that is subjected to "Due Process Violation" if not remedied before "minute order" time scheduled for, March 23, 2017 by Hearings Officer to keep inline "Procedural" matters, as William Freitas Joinder to Anaina Hou Request for "Time".

In efforts to construct "Facts Findings and Conclusion of Law" therewith substantial Evidence, in request for "Time" by William Freitas Pro-se "Petitioner" is pertinent.

Kailua, Kona HI. 96745

  
William Freitas "Petitioner"

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 of the Mauna  
Kea Science Reserve, Ka'ohe Mauka,  
Hamakua, Hawaii, TMK (3) 4-4-015.009

BLNR Contested  
Case HA-16-02 --  
Document Title

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above reference document was served upon the  
Following parties by the means of email and or mailed and electronically filed.

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