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**TMT INTERNATIONAL OBSERVATORY, LLC**

BOARD OF LAND AND NATURAL RESOURCES

FOR THE STATE OF HAWAII

IN THE MATTER OF

A Contested Case Hearing Re Conservation  
District Use Permit (CDUP) HA-3568 for the  
Thirty Meter Telescope at the Mauna Kea  
Science Reserve, Kaohe Mauka, Hamakua  
District, Island of Hawaii, TMK (3) 4-4-  
015:009

Case No. BLNR-CC-16-002

TMT INTERNATIONAL OBSERVATORY,  
LLC'S (1) JOINDER IN APPLICANT  
UNIVERSITY OF HAWAII AT HILO'S  
COMBINED OPPOSITION TO THE  
TEMPLE OF LONO'S MOTION TO  
STRIKE UNIVERSITY OF HAWAII AT  
HILO'S OPPOSITION TO TEMPLE OF  
LONO'S MOTION FOR SUMMARY  
JUDGMENT (DISQUALIFICATION) [DOC  
435], MOTION TO STRIKE UNIVERSITY  
OF HAWAII AT HILO'S OPPOSITION TO  
TEMPLE OF LONO'S MOTION TO  
RECUSE HEARING OFFICER [DOC 436],  
AND MOTION TO STRIKE UNIVERSITY  
OF HAWAII AT HILO'S OPPOSITION TO  
TEMPLE OF LONO'S MOTION FOR  
SUMMARY JUDGMENT  
(DESECRATION) [DOC 474] and (2)  
MEMORANDUM IN OPPOSITION TO  
TEMPLE OF LONO'S MOTION TO  
STRIKE TIO'S OPPOSITION TO TO [SIC]  
TEMPLE OF LONO MOTION FOR  
SUMMARY JUDGMENT  
(DESECRATION) FILED SEPTEMBER 17,

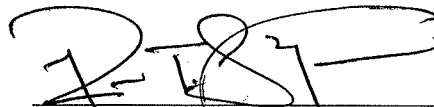
TMT INTERNATIONAL OBSERVATORY, LLC'S (1) JOINDER IN APPLICANT UNIVERSITY OF HAWAI'I AT HILO'S COMBINED OPPOSITION TO THE TEMPLE OF LONO'S MOTION TO STRIKE UNIVERSITY OF HAWAI'I AT HILO'S OPPOSITION TO TEMPLE OF LONO'S MOTION FOR SUMMARY JUDGMENT (DISQUALIFICATION) [DOC 435], MOTION TO STRIKE UNIVERSITY OF HAWAI'I AT HILO'S OPPOSITION TO TEMPLE OF LONO'S MOTION TO RECUSE HEARING OFFICER [DOC 436], AND MOTION TO STRIKE UNIVERSITY OF HAWAI'I AT HILO'S OPPOSITION TO TEMPLE OF LONO'S MOTION FOR SUMMARY JUDGMENT (DESECRATION) [DOC 474] and (2) MEMORANDUM IN OPPOSITION TO TEMPLE OF LONO'S MOTION TO STRIKE TIO'S OPPOSITION TO TO [SIC] TEMPLE OF LONO MOTION FOR SUMMARY JUDGMENT (DESECRATION) FILED SEPTEMBER 17, 2016 [DOC 490]

TMT International Observatory, LLC ("TIO"), by and through its undersigned counsel, hereby joins in Applicant University of Hawai'i at Hilo's Combined Opposition to Temple of Lono's (1) Motion to Strike University of Hawai'i at Hilo's Opposition to Temple of Lono's Motion for Summary Judgment (Disqualification) [Doc 435], (2) Motion to Strike University of Hawai'i at Hilo's Opposition to Temple of Lono's Motion to Recuse Hearing Officer [Doc 436], and (3) Motion to Strike University of Hawai'i at Hilo's Opposition to Temple of Lono's Motion for Summary Judgment (Desecration) [Doc 474] ("UHH's Combined Opposition").

TIO also hereby submits this Opposition to Temple of Lono's Motion to Strike TIO's Opposition to to [sic] Temple of Lono Motion for Summary Judgment (Desecration) Filed September 17, 2016 [Doc 490] ("TOL Motion to Strike"). In opposing the TOL Motion to Strike, TIO hereby incorporates by this reference and adopts the arguments raised in UHH's Combined Opposition. Namely, but not limited to, the TOL Motion to Strike should be denied because the underlying motion for summary judgment filed by the Temple of Lono is untimely and unauthorized. If this Hearings Officer is nevertheless inclined to still consider the Temple of

Lono's untimely and unauthorized underlying motion for summary judgment, then this Hearings Officer should also consider TIO's Joinder to UHH's Opposition to Temple of Lono's Motion for Summary Judgment (Desecration), filed September 17, 2016 [Doc 264], filed February 22, 2017 [Doc. 473] ("TIO Joinder"). The TIO Joinder, which is Document No. 484 in the Documents Library, was timely filed. The TOL Motion to Strike should therefore be denied.

DATED: Honolulu, Hawaii, March 23, 2017.



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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'ōhe Mauka,  
Hāmakua, Hawai'i, TMK (3) 4-4-015:009

BLNR Contested Case HA-16-002

**CERTIFICATE OF SERVICE**

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The undersigned hereby certifies that the attached document was served upon the following parties by the means indicated:

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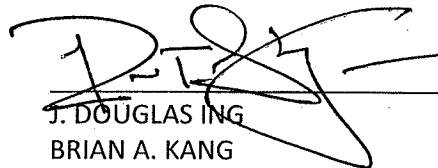
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