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BOARD OF LAND AND NATURAL RESOURCES

- STATE OF HAWAII

IN THE MATTER OF) Case No. BLNR-CC-16-002
)
) Reservation of all Rights for All of
A Contested Case Hearing Re) The Interveners, Suspended by
Conservation District Use Permit) Lack Action by Hearings Officer;
(CDUP) HA-3568 for the Thirty) Memorandum of Support; COS
Meter Telescope at the Mauna)
Science Reserve, Kaohe, Mauka,)
Hamakua District, Island of Hawaii) Hearings Officer: Riki M. Amano

RESERVATION OF ALL RIGHTS OF ALL THE INTERVENORS. SUSPENDED BY THE LACK OF ACTION BY THE HEARING OFFICER

Comes forth now, Harry Fergstrom to RESERVE ALL RIGHTS, of all the interveners, apparently by the Hearings Officer, due to the lack of Action.

MEMORANDUM OF SUPPORT

THIS RESERVATION OF RIGHTS has been prompted by the lack of action by the hearing officer, who has failed to provide direction of some manner in response to the many objections before her. This hearing officer was supposed to provide a list of items that were to go into evidence from submittals.

Received
Office of Conservation and Coastal Lands
Department of Land and Natural Resources
State of Hawaii
2017 April 6 11:10 pm

There was a extreme large volume of objections to exhibits and WDT's put out by the University of Hawaii and by TMT International Observatories that would require an action by this hearing officer such as time to hear, respond, reconsider and a lat out of what is to be expected.

At this particular time, two weeks have passed (March 23, 2017) without a word of direction or any other response from the hearing officer. But to insure that it is not assumed that any of the interveners have waived there rights perhaps for not responding. I wanted to set the record straight.

Dated this day April 6, 2017 @ !0:40pm

Harry Fergerstrom