# CARLSMITH BALL LLP

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#### BOARD OF LAND AND NATURAL RESOURCES

#### STATE OF HAWAI'I

IN THE MATTER OF

Contested Case Hearing Re Conservation District Use Application (CDUA) HA-3568 for the Thirty Meter Telescope at the Mauna Kea Science Reserve, Ka'ohe Mauka, Hāmakua, Hawai'i, TMK (3) 4-4-015:009 Case No. BLNR-CC-16-002

THE UNIVERSITY OF HAWAI'I AT HILO'S JOINDER TO TMT INTERNATIONAL OBSERVATORY, LLC'S STATEMENT OF POSITION RE HARRY FERGERSTROM'S MOTION TO RECONSIDER [DOC 553, MINUTE ORDER 44) RECENTLY FOUND DOCUMENT NOT PREVIOUSLY UPLOADED TO DOCUMENT LIBRARY, WDT (COPY ATTACHED); MOTION TO UPLOAD WDT INTO EVIDENTIARY SUBMITTALS, AND THEN MOVED INTO EVIDENCE; GOOD CAUSE SHOWING FILED 4/23/17 [DOC 554]; CERTIFICATE OF SERVICE

THE UNIVERSITY OF HAWAI'I AT HILO'S JOINDER TO TMT INTERNATIONAL OBSERVATORY, LLC'S STATEMENT OF POSITION RE HARRY FERGERSTROM'S MOTION TO RECONSIDER [DOC 553, MINUTE ORDER 44] RECENTLY FOUND DOCUMENT NOT PREVIOUSLY UPLOADED TO DOCUMENT LIBRARY, WDT (COPY ATTACHED); MOTION TO UPLOAD WDT INTO EVIDENTIARY SUBMITTALS, AND THEN MOVED INTO EVIDENCE; GOOD CAUSE SHOWING FILED 4/23/17 [DOC 554]

Applicant UNIVERSITY OF HAWAI'I AT HILO ("University"), through its counsel,

Carlsmith Ball LLP, joins in TMT International Observatory, LLC's Joinder to TMT International Observatory, LLC's Statement of Position Re Harry Fergerstrom's Motion to Reconsider [Doc 663, Minute Order 44] Recently Found Document Not Previously Uploaded to Document Library, WDT (Copy Attached; Motion to Upload WDT Into Evidentiary Submittals, and Then Moved Into Evidence; Good Cause Showing Filed March 23, 2017, for the reasons stated therein.

DATED: Honolulu, Hawai'i, May 1, 2017.

IAN L. SANDISON JOHN P. MANAUT

Attorneys for Applicant
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CERTIFICATE OF SERVICE

### CERTIFICATE OF SERVICE

The undersigned certifies that the above-referenced document was served upon the

following parties by email unless indicated otherwise:

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DATED: Honolulu, Hawai'i, May 1, 2017.

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