

BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAI'I

2017 MAY 12 A 11:49

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'ohē Mauka, Hamakua, Hawai'i)
TMK (3) 4-4-015:009)
_____)

CASE NO. BLNR-CC-16-002)
)
MINUTE ORDER NO. 48)
(ORDER DENYING THE TEMPLE)
OF LONO'S EMERGENCY)
MOTION TO BOARD TO STAY)
PROCEEDINGS, FILED APRIL)
27, 2017 [DOC. 573] AND)
RELATED DOCUMENTS [DOCS.)
582, 583, 584, 585, 600, 602, 624]);)
CERTIFICATE OF SERVICE)

MINUTE ORDER NO. 48

(ORDER DENYING THE TEMPLE OF LONO'S EMERGENCY MOTION TO BOARD TO STAY PROCEEDINGS, FILED APRIL 27, 2017 [DOC. 573] AND RELATED DOCUMENTS [DOCS. 582, 583, 584, 585, 600, 602, 624])

The Temple of Lono ("Temple") filed an emergency motion to the Board of Land and Natural Resources ("Board") asking for a stay of proceedings on April 27, 2017 [Doc. 573]. Joinders to the Temple's motion have been filed by Deborah J. Ward [Doc. 582], J. Leina'ala Sleightholm [Doc. 583], Mauna Kea Anaina Hou and Paul Neves [Doc. 584], William Freitas [Doc. 585], and the Flores-Case 'Ohana. The University of Hawai'i at Hilo ("University") has filed an opposition to the motion [Doc. 600] and TMT International Observatory, LLC has filed a joinder to the University's opposition [Doc. 602].

The Board elects to decide the Temple's motion, the opposition, and all joinders without oral argument.

The Temple's motion and all joinders to it are **HEREBY DENIED WITHOUT PREJUDICE**. The Board will not consider these issues before the Hearing Officer issues her

proposed findings of fact, conclusions of law and decision and order. The Board will carefully consider all issues after the proposed decision and order has been presented to the Board.

DATED: Honolulu, Hawaii, May 12, 2017.

Suzanne D. Case

SUZANNE D. CASE, Chairperson
Board of Land and Natural Resources

STANLEY H. ROEHRIG, Member

Keith Keone Downing

KEITH "KEONE" DOWNING, Member

JAMES A. GOMES, Member

Thomas OI

THOMAS OI, Member

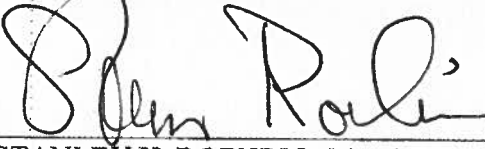
SAMUEL "OHU" GON III, Member

CHRISTOPHER YUEN, Member

proposed findings of fact, conclusions of law and decision and order. The Board will carefully consider all issues after the proposed decision and order has been presented to the Board.

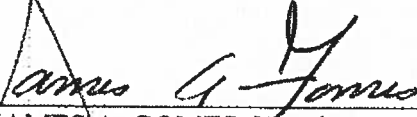
DATED: Honolulu, Hawaii, May __, 2017.

SUZANNE D. CASE, Chairperson
Board of Land and Natural Resources



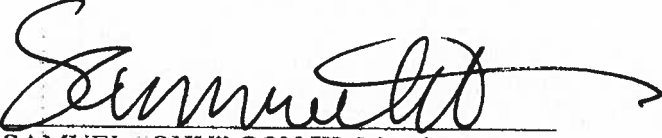
STANLEY H. ROEHRIG, Member

KEITH "KEONE" DOWNING, Member



JAMES A. GOMES, Member

THOMAS OI, Member



SAMUEL "OHU" GON III, Member

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DATED: Honolulu, Hawaii, May __, 2017.

SUZANNE D. CASE, Chairperson
Board of Land and Natural Resources

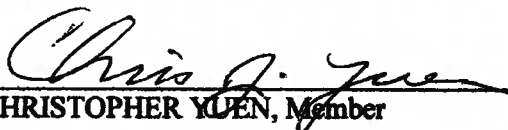
STANLEY H. ROHRIG, Member

KEITH "KEONE" DOWNING, Member

JAMES A. GOMES, Member

THOMAS OI, Member

SAMUEL "OHU" GON III, Member


CHRISTOPHER YUEN, Member

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

BLNR Contested Case HA-16-02
Document title: **Minute Orders 48**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above referenced documents were served upon the following parties by email (when indicated) and by regular mail on May 12, 2017:

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Date: May 12, 2017