

BOARD OF LAND AND NATURAL RESOURCES

STATE OF HAWAII

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, Hamakua, Hawai`i)
TMK (3) 4-4-015:009)
)
_____)
Certificate of Service

CASE NO. BLNR-CC-16-002
Minute Order No. 59
(Order Denying Kamahana
Kealoha Motion of Reconsideration
on Decision to Motion of Quo
Warranto (Doc. 379))

MINUTE ORDER NO. 59

**(Order Denying Kamahana Kealoha Motion of
Reconsideration on Decision to Motion of Quo Warranto
(Doc. 379))**

Kamahana Kealoha filed his Kamahana Kealoha Motion of Reconsideration on Decision to Motion of Quo Warranto (Doc. 379) on October 15, 2016 (“Motion”). In addition to the Motion, the following submission was considered:

Doc. #	Filed	Party	Title
393	19-Oct-16	TIO	TMT International Observatory, LLC's Memorandum in Opposition to Kamahana Kealoha Motion for Reconsideration on Decision to Motion of Quo Warranto Filed October 15, 2016; Exhibit "1"

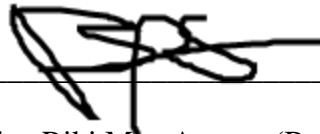
By this Motion, Kamahana Kealoha seeks to have Minute Order No. 30 (Doc. 353) reconsidered. Contrary to the admonition in Minute Order 30 (Doc. 353) regarding appropriate motions for reconsideration, this Motion is repetitive of the arguments presented in the original Motion of Quo Warranto and, to the degree that Kamahana Kealoha may be offering new facts or legal grounds in this Motion, he could or should have presented the facts and law in the

original motion that gave rise to Minute Order No. 30. AMFAC, Inc. v. Waikiki Beachcomber Inv. Co., 74 Haw. 85, 114 (1992). There is no basis to reconsider Minute Order No. 30.

Based upon the Motion and all related submissions from counsels and/or parties, all applicable law, the entire record having been considered by the Hearing Officer,

IT IS HEREBY ORDERED that the Motion is DENIED.

DATED: Honolulu, Hawai`i, June 2, 2017.

A handwritten signature in black ink, appearing to be 'Riki May Amano', written over a horizontal line.

Judge Riki May Amano (Ret.)
Hearing Officer

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

BLNR Contested Case HA-16-02
Document title: **Minute Order 59**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above referenced documents were served upon the following parties by email (when indicated) on June 2, 2017 and by regular mail on June 5, 2017:

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Signature: 
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Date: *June 1, 2017*