

BOARD OF LAND AND NATURAL RESOURCES
STATE OF HAWAII

IN THE MATTER OF)	Docket No. BLNR-CC-HA-22-02
)	
THE PETITION OF MAUNA KEA HUI FOR)	NOTICE OF FILING OF BLNR CHAIR DAWN CHANG'S
A DECLARATORY ORDER FILED MAY)	DISCLOSURE STATEMENT
24,2021)	
)	CERTIFICATE OF SERVICE
)	
)	

Notice of Filing of BLNR Chair Dawn Chang's Disclosure regarding the Petition of Mauna Kea Hui for a Declaratory Order filed May 24, 2021

Notice is hereby given that BLNR Chair filed a disclosure statement regarding the above-mentioned petition on July 17, 2023. The disclosure statement is attached as Exhibit 1.

DATED: Honolulu, Hawaii: Jul 18, 2023

S Michael Cain

Michael Cain, Custodian of the Records
Board of Land and Natural Resources

JOSH GREEN, M.D.
GOVERNOR | KE KIA'ĀINA

SYLVIA LUKE
LIEUTENANT GOVERNOR | KA HOPE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAII'
DEPARTMENT OF LAND AND NATURAL RESOURCES
KA 'OIHANA KUMUWAIWAI 'ĀINA

P.O. BOX 621
HONOLULU, HAWAII 96809

DAWN N.S. CHANG
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE
MANAGEMENT

LAURA H.E. KAAKUA
FIRST DEPUTY

M. KALEO MANUEL
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE
MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES
ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

July 17, 2023

Disclosure of BLNR Chair Dawn Chang regarding the Petition of Mauna Kea Hui for a Declaratory Order filed May 24, 2021 (Case No. HA-22-02)

I am the Chair of the Board of Land and Natural Resources (BLNR).

In this capacity, I oversee the Department of Land and Natural Resources' (DLNR) divisions, under authority of the BLNR, including these divisions with management and regulatory jurisdiction over activities on Mauna Kea:

- Office of Conservation and Coastal Lands (OCCL) which has responsibility for regulating public and private uses in the conservation zoned district;
- Division of Forestry and Wildlife (DOFAW) which has jurisdiction over forest reserves, natural area reserves, and trails;
- Division of Conservation and Resource Enforcement (DOCARE) which has responsibility for enforcement laws and regulations under the jurisdiction of DLNR and as otherwise authorized under joint enforcement agreements;
- Land Division (LD) which has jurisdiction over unencumbered State lands and makes dispositions including leases, easements, and revocable permits;
- State Historic Preservation Division (SHPD) which has responsibility for regulating public and private actions with potential impacts to historic and cultural resources

as well as other areas such as water, aquatics, and state parks.

The Mauna Kea Stewardship and Oversight Authority (MKSOA) was established by Act 255 (2022 Hawaii Session Laws) and is administratively attached to DLNR. The MKSOA will have governance and management responsibility from the University of Hawaii and DLNR. The Chair of the BLNR, or designee is a member of the MKSOA. I have designated DLNR First Deputy, Laura Kaakua, to sit on the MKSOA.

I was nominated by Governor Green to serve as the Chair of BLNR and assumed responsibility on January 3, 2023, as the Governor's nominee subject to Senate confirmation. I was formally confirmed by the Senate on April 6, 2023.

Received
Office of Conservation and Coastal Lands
Department of Land and Natural Resources
State of Hawaii
July 17, 2023

Prior to my nomination as the Chair of BLNR, I was the Principal of Ku'iwalu Consulting from 2001 until 2022. As the Principal of Ho'akea LLC dba Ku'iwalu, I was contracted by the University of Hawaii (UH) to prepare a comprehensive management plan (CMP) for the state leased lands managed by UH. Ku'iwalu subcontracted a team of consultants to prepare the CMP, which included The Edith Kanaka'ole Foundation, Sustainable Resources Group International, Inc. (SRGII), McNeil Wilson Communications, PB Americas, Rechtman Consulting, Pacific Consulting Services, Inc. (PCSI). I prepared the CMP from 2007 – 2009.

In 2020, Ku'iwalu was contracted by DLNR to conduct an independent assessment of the University of Hawaii's implementation of the CMP. Ku'iwalu subcontracted a team of consultants to prepare the independent assessment, which included SMS Research, and People Strategies Hawaii.

I do not believe that my previous work as a consultant in preparing the CMP or independently evaluating UH's compliance with the CMP will affect my ability to be fair and objective in weighing the evidence and arguments fairly.

At no time, was I employed by TMT as a consultant.

I have no personal conflict with respect to any party to the contested case. I am not related to any of the parties or their counsels.

I do not believe my position as Chair of the Board of Land and Natural Resources nor my actions in carrying out my related duties at the Department of Land and Natural Resources create or reflect any bias either in support of TMT or against it, nor would it cause any reasonable person to think that my impartiality in this contested case hearing would be affected.



Dawn N.S. Chang

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following documents: Disclosure Statement of BLNR Chair Dawn Chang

Was duly served upon the following parties, by email, on Jul 18, 2023

Julie China
Deputy Attorneys General
julie.h.china@hawaii.gov
Attorneys for the Board of Land and Natural Resources

Jesse K. Souki
Associate General Counsel
University of Hawai'i
souki@hawaii.edu
Attorney for University of Hawai'i, Hilo

Lincoln S.T. Ashida
Newton J. Chu
Torkildson, Katz, Moore, & Harris
lsa@torkildson.com
njc@torkildson.com
Attorneys for Perpetuating Unique Educational Opportunities (PUEO)

Richard Naiwieha Wurdeman
RNWurdeman@RNWLaw
Bianca Isaki
bianca.isaki@gmail.com
Attorneys for the Mauna Kea Hui

J. Douglas Ing
Brian A. Kang
Ross Shinyama
Summer H. Kaiawe
Watanabe Ing LLP
douging@wik.com
bkang@wik.com
rshinyama@wik.com
skaiawe@wik.com
Attorneys for TMT International Observatory, LLC

Harry Fegerstrom
hankhawaiian@yahoo.com

Richard L DeLeon
kekaukike@msn.com

Mehana Kihoi
uhiwai@live.com

C. M. Kaho'okahi Kanuha
kahookahi@gmail.com

Joseph Kualii Lindsey Camara
kualiic@hotmail.com

Cindy Freitas
makanainanqi@gmail.com

Maelani Lee
maelanilee@yahoo.com

Lanny Alan Sinkin
lanny.sinkin@gmail.com
The Temple of Lono

Kalikolehua Kanaele
akulele@yahoo.com

Stephanie-Malia:Tabbada
s.tabbada@hawaiiintel.net

Tiffnie Kakalia
tiffniekakalia@gmail.com

Glen Kila
makakila@gmail.com

Dwight J. Vicente
dwrightjvicente@gmail.com

Brannon Kamahana Kealoha
brannonk@hawaii.edu

William Freitas
kukulukuula@gmail.com

J. Leina'ala Sleightholm
leina.ala.s808@gmail.com

DATED: Honolulu, Hawaii,
Jul 18, 2023

S Michael Cain

Michael Cain
Custodian of Records
Board of Land and Natural Resources