

BEFORE THE BOARD OF ETHICS

COUNTY OF HAWAI'I

In the Matter of the Petition by

Anonymous Party,

Petitioner.

PETITION NO. 2022-10

ORDER DISMISSING PETITION

Initial Review: October 12, 2022

ORDER DISMISSING PETITION

On May 26, 2022, the Hawai'i State Ethics Commission forwarded to the Hawai'i County Board of Ethics (hereinafter "the Board"), an undated and unsigned Complaint against a Hawai'i Island Council Member alleging Conflicts of Interest. The complainant specifically requested to remain anonymous. The Board was not afforded the ability to follow up with the anonymous complainant to notify he/she/they that the Board's Rules of Practice and Procedure Rule 4.2, expressly prohibits anonymous complaints.

At its duly noticed meeting of October 11, 2022, the Board reviewed and considered the above-captioned Petition pursuant to Rule 4 of the *Rules of Practice and Procedure of the Board of Ethics*. The Board received and reviewed a written response from the Respondent.

Board member Erick Allende moved to reject/dismiss the petition finding the complaint did not comply with Rule 4.2 of the Board's Rules of Practice and Procedure. Board member Denise Nakanishi seconded the motion. The Board, having examined and weighed the record and files in this case and the evidence submitted by the Petitioner, and having considered the relevant information presented as well as the Hawai'i County Charter, the Hawai'i County Code, and the Board's Rules of Practice and Procedure, unanimously approved the motion to dismiss Petition 2022-11 by a vote of 3-0.

ORDER

Based upon the foregoing, the Hawai'i County Board of Ethics orders that Petition No. 2022-10 is hereby dismissed.

Pursuant to Board Rule 4.9, the Order Dismissing the Petition shall be filed and a copy shall be sent to the Petitioner.

Dated: Hilo, Hawai'i, November 1, 2022

BOARD OF ETHICS, COUNTY OF HAWAI'I

By Lawrence Heintz
LAWRENCE HEINTZ
Chair

APPROVED AS TO FORM
AND LEGALITY:

Dakota K Frenz
DAKOTA K FRENZ
Deputy Corporation Counsel