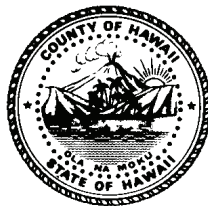


Mitchell D. Roth
Mayor



Elizabeth A. Strance
Corporation Counsel

J S. Yoshimoto
Assistant Corporation
Counsel

COUNTY OF HAWAII OFFICE OF THE CORPORATION COUNSEL

101 Aupuni Street, Suite 325 • Hilo, Hawaii 96720 • Phone (808) 961-8251 • Fax (808) 961-8622

July 26, 2023

Via Electronic Mail only

Gary N. Kunihiro
Leong Kunihiro Brooke & Kim, AAL, ALC
Davies Pacific Center, Suite 1212
841 Bishop Street
Honolulu, Hawaii 96813
gnk@lkblawhi.com

Dear Mr. Kunihiro:

Re: Fiscal Year 2023-24 Professional Services: Statement of Qualifications (SOQs)

Thank you for submitting your firm's Statement(s) of Qualifications for providing professional services to the Office of the Corporation Counsel, County of Hawaii. Based upon the information provided, the Department's review committee has determined that your firm is qualified to perform services for the following category(ies):

- ☐ CC.1) Attorney/Law (Civil Rights Defense)
- ☐ CC.2) Attorney/Law (General Personal Injury Defense)
- ☐ CC.3) Attorney/Law (Criminal Defense of County Employees)
- ☐ CC.4) Attorney/Law (General defense in civil matters, including administrative proceedings)
- ☐ CC.5) Attorney/Law (Federal and State Tax)
- ☒ CC.6) Attorney/Law (Worker's Compensation)
- ☐ CC.7) Attorney/Law (Constitutional)
- ☐ CC.8) Attorney/Law (Public Sector Employment)
- ☐ CC.9) Attorney/Law (Public Financing)
- ☐ CC.10) Attorney/Law (Drafting of Legislation and Administrative Rules)
- ☐ CC.11) Attorney/Law (Real Estate)
- ☐ CC.12) Attorney/Law (Land Use, Planning)
- ☐ CC.13) Attorney/Law (Class Actions)
- ☐ CC.14) Attorney/Law (Procurement)
- ☐ CC.15) Attorney/Law (Enforcement of Federal, State and County Law)
- ☐ CC.16) Attorney/Law (Condemnation)
- ☐ CC.17) Attorney/Law (Construction Litigation)
- ☐ CC.18) Attorney/Law (Bankruptcy)

- ☐ CC.19) Attorney/Law (Commercial Transactions)
- ☐ CC.20) Attorney/Law (Collections)
- ☐ CC.21) Attorney/Law (Fair Labor Standards Act and other laws related to compensation)
- ☐ CC.22) Attorney/Law (Environmental)
- ☐ CC.23) Attorney/Law (Regulatory)

Your firm will remain on the Department's List of Qualified Providers of Professional Services until June 30, 2024. For your information, this list may be utilized by any County agency during this time period.

When the need for professional services arises, a selection committee will review the qualifications of firms on the list in the appropriate category. Professional services procurements that equal or exceed \$5,000.00 are posted on the County's website within seven (7) days of the contract award.

Thank you for your interest in providing professional services to the County of Hawai'i. If you have any questions or concerns, please contact Amy Bautista at corpcounsel@hawaiicounty.gov or (808) 961-8251.

Respectfully,



Lerisa L. Heroldt
Deputy Corporation Counsel
Litigation Section Chief
Chair, 2023-24 Professional Services Statement of Qualifications Review Committee

Gary N. Kunihiro
Leong Kunihiro Brooke & Kim, AAL, ALC
July 26, 2023
Page 3

bcc: County of Hawai'i, Procurement with enclosure (application packet)

LEONG KUNIHIRO BROOKE & KIM

Attorneys at Law – A Law Corporation

1212 Davies Pacific Center

841 Bishop Street

Honolulu, Hawaii 96813

*Scott G. Leong
Gary N. Kunihiro, Of Counsel
Paul A. Brooke
Christine J. Kim
Raquelle A. Pendleton*

*Telephone No.: (808) 524-7575
Facsimile No.: (808) 524-7878*

Linda Zichittella Leong (1948-2004)

June 1, 2023

VIA EMAIL ONLY

Elizabeth A. Strance, Esq.
Corporation Counsel
County of Hawaii
101 Aupuni Street, Suite 325
Hilo, Hawaii 96720

**Re: 2023 - 2024 STATEMENTS OF QUALIFICATION AND
EXPRESSION OF INTEREST**

Dear Ms. Strance:

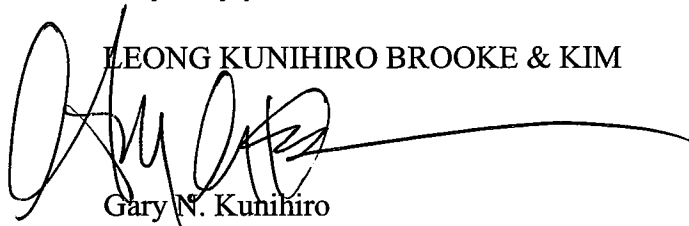
Please be advised that our office is interested in providing legal services on behalf of the County of Hawaii regarding their workers' compensation claims. I am the contact person and you may email me at: gnk@lkblawhi.com.

Our firm has been in existence since 1998 and we have had eight employees over the past five years. We enclose our firm resume regarding the education, training and qualifications of the five attorneys in our office. Our firm resume also includes some of the clients we have represented in the past as well as currently.

Should you have any questions or require additional information, please do not hesitate to contact us.

Very truly yours,

LEONG KUNIHIRO BROOKE & KIM

A handwritten signature in black ink, appearing to be 'Gary N. Kunihiro', written over the printed name.

Gary N. Kunihiro

GNK: mka
Enclosure

FIRM INFO:

Leong Kunihiro Brooke & Kim, AAL, ALC
Davies Pacific Center, Ste. 1212
841 Bishop Street
Honolulu, Hawai'i 96813
Phone: (808) 524-7575

Leong Kunihiro Brooke & Kim has provided experienced and knowledgeable legal service to Hawai'i and Mainland U.S. clients since its formation in 1998. Formed by founding partners Scott G. Leong, Gary N. Kunihiro, and Linda Zichittella Leong, Leong Kunihiro & Leong concentrated its practice in the areas of State and Federal workers' compensation defense and related matters. Collectively, Scott, Gary, and Linda brought to the firm more than 50 years of experience, both in private practice and as insurer in-house counsel. The firm concentrates its practice solely in the defense of State workers' compensation claims.

Paul A. Brooke joined the firm as an associate in 2010 and became a partner in 2015. In 2015, Mr. Kunihiro became of counsel for the firm. Christine J. Kim became a partner in July 2022. Raquelle A. Pendleton joined the firm as an associate in May 2021.

ATTORNEYS:

SCOTT G. LEONG is a partner with the firm Leong Kunihiro Brooke & Kim. He received his undergraduate degree from the University of Colorado (1976) and law degree, cum laude, from Gonzaga University School of Law in 1980. Mr. Leong served as a member and an associate editor of the Gonzaga Law Review and is a former clerk for the Honorable Toshimi Sodehara, former Administrative Judge for the First Circuit Court, State of Hawaii. He is admitted to the Hawaii bar (1981), the United States Tax Court (1985), and the Ninth Circuit Court of Appeals (1997).

GARY N. KUNIHIRO is of counsel for the firm Leong Kunihiro Brooke & Kim. He received his undergraduate degree from the University of Hawaii with distinction (1977) and law degree from Gonzaga University School of Law in 1981. Mr. Kunihiro was a deputy prosecuting attorney for the County of Hawaii. Mr. Kunihiro subsequently entered private practice concentrating in insurance and workers' compensation defense. He was then employed as staff counsel with two major local insurance companies and brings a "unique" prospective in defending workers' compensation claims. He is admitted to the Hawaii bar and U.S. District Court, District of Hawaii (1982).

Mr. Kunihiro's practice has focused on the defense of workers' compensation claims. He has also been involved in the management and litigation of third-party subrogation actions associated with workers' compensation claims at the state levels.

PAUL A. BROOKE is a partner with the firm Leong Kunihiro Brooke & Kim. He received his undergraduate degree from the San Diego State University (1985) and law degree from the University of San Diego in 1989. Mr. Brooke was a Deputy Corporation Counsel for the City and County of Honolulu. He subsequently entered private practice concentrating in insurance and workers' compensation defense. Mr. Brooke was also employed as staff counsel with a major local insurance company. He is admitted to the Hawaii bar and U.S. District Court, District of Hawaii.

Mr. Brooke's practice has focused on the defense of workers' compensation claims. He has also been involved in the management and litigation of third-party subrogation actions associated with workers' compensation claims at the state levels.

CHRISTINE J. KIM became a partner with the firm Leong Kunihiro Brooke & Kim in July 2022. She received her undergraduate degree from the University of Oregon in 2011 and law degree from Lewis & Clark Law School in 2015. After law school, Ms. Kim served as a Judicial Clerk for Honorable Michael S. Loy in Multnomah County, Oregon and then worked as an Assistant Attorney General in the Civil Division of the Office of Attorney General, American Samoa. She was admitted to the American Samoa bar, Oregon bar, and Hawaii bar.

RAQUELLE A. PENDLETON is an associate with the firm Leong Kunihiro Brooke & Kim. She received her undergraduate degree in Interpersonal Communications and French (minor) from Pepperdine University and her law degree from the William S. Richardson School of Law in May 2020. She is licensed in Hawaii. She was admitted to the Hawaii bar in November 2020. She worked at the Hawaii State Senate from January 2021 to April 2021.

SUPPORT STAFF/FACILITIES: Leong Kunihiro Brooke & Kim has employed two legal secretaries and one legal assistant. Leong Kunihiro Brooke & Kim has electronic access to legal research databases and is equipped with the ability to provide electronic case files during and following the conclusion of each matter.

REPRESENTATIVE CLIENTS: Leong Kunihiro Brooke & Kim has litigated workers' compensation matters, general insurance defense, and maritime cases on behalf of (among others) Acclamation Insurance Management Services; DTRIC Insurance Company, Inc.; Crum & Forster; First Insurance Company of Hawaii, Ltd.; Fireman's Fund Insurance Company; FiRMS Claims Services; Gallagher Bassett Services, Inc.; Island Insurance Company, Ltd.; John Mullen & Co.; National Interstate Insurance Company; The Queen's Medical Center; Bank of Hawaii; County of Kauai; Sedgwick CMS – Hawaii; County of Hawaii; State of Hawaii, Department of Human Resources Development; The Judiciary, State of Hawaii; Hawaii Health System Corporation, State of Hawaii; Travelers Insurance

Company; Wal-Mart Stores, Inc.; City and County of Honolulu; Hawaii Pacific Health; and HEMIC.

FEES: Our fees for most cases and projects are based on the time value of the work performed on the assignment. The time value of work performed is the product of the time spent on the matter by each attorney and legal assistant, and the hourly rate assigned for work performed by that individual. The firm's billing unit is one-tenth of an hour (i.e., six-minute increments). The firm's hourly rates are reviewed and adjusted from time to time and accordingly may change during the course of our representation. Any such changes will be applicable in determining the time value of work performed on a matter from the date they become effective. However, no such change will be made without prior notice to and consent of our client.

Our attorneys bill for the time they spend traveling if work is actually being performed for the client or when it is not feasible to be working for the client or others. Our attorneys may also bill for a portion of the time spent traveling during which work is not performed, particularly if the travel is outside of normal business hours in order to meet the scheduling requirements of clients or others.

In some situations, we have entered into arrangements with a client under which we charge for our services based on considerations other than, or in addition to, the time value of our services. For example, we have accepted certain cases on a contingency fee or a fixed fee basis, and we have also accepted certain matters with the express understanding that a premium will be charged for our services because of the unusual demands of the project, the efficiency with which the work is performed or the results we achieve. Our policy is to require that any such special arrangement be set forth in writing.

Hourly Rates:

Scott G. Leong	\$175.00 to \$195.00 per hour
Gary N. Kunihiro	\$175.00 to \$195.00 per hour
Paul A. Brooke	\$175.00 to \$195.00 per hour
Christine J. Kim	\$150.00 to \$195.00 per hour
Associates:	\$100.00 to \$150.00 per hour
Paralegal/Legal Assistant:	\$75.00 to \$100.00 per hour

COSTS: In addition to fees for services, the firm charges separately for certain costs incurred and for disbursements made by it in connection with each representation. These include such items as charges for certain internal services performed by the firm, such as for photocopying (at 10 cents per page), as well as charges to reimburse our firm for

disbursements made to third parties, such as filing fees, long-distance telephone charges (including long distance faxes), postage, court reporters, travel expenses (including air fare at coach rates and a rental car), courier charges, and other disbursements made on the client's behalf. Invoices for costs incurred to third parties on a client's behalf may be forwarded to the client for direct payment, rather than being paid by the firm and reimbursed by the client. When substantial expenses are anticipated, the firm may require that monies to cover those expenses be advanced. For certain types of expenses, such as telephone toll charges and shipping/courier/freight expenses, a client may not be billed on a current basis, since there may be a delay by the provider in billing our firm for these expenses.

Our firm may engage the services of outside consultants (such as expert witnesses, translators, appraisers and engineering firms) to facilitate its representation of a client's interests, and may advance their fees and disbursements or have them billed directly to the client. Regardless of how the billing arrangements are established, the client remains ultimately responsible for the payment of the fees and disbursements of such outside consultants.