

BEFORE THE BOARD OF ETHICS

COUNTY OF HAWAI'I

In the Matter of the Petition by

LORI ENOMOTO,

Petitioner.

PETITION NO. 2024-17

INFORMAL ADVISORY OPINION

Initial Review: November 13, 2024

INFORMAL ADVISORY OPINION

By Petition dated September 26, 2024, with the Hawai'i County Board of Ethics (hereinafter "the Board"), Petitioner Lori Enomoto (hereinafter referred to as "Petitioner") who is employed as an Information and Assistance Clerk at the County of Hawai'i Office of Aging requested an Informal Advisory Opinion from the Board. Petitioner sought guidance as to whether Petitioner could participate in concurrent employment as a County employee and as a real estate agent.

At its duly noticed meeting on November 13, 2024, in an open hearing, the Board reviewed and considered the above-captioned Petition pursuant to Rule 4 of the *Rules and Practice and Procedure of the Board of Ethics*. Petitioner identified she is employed fulltime by the Office of Aging. Petitioner explained the extent of her present duties at the Office of Aging. Petitioner explained that in her expected role as a Hawai'i real estate agent, she would not be required to interface with County entities.

The Board, having deliberated and considered and giving appropriate weight to the testimony and evidence submitted by the Petitioner, and having considered the arguments presented, hereby renders the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. To the extent that any of these Findings of Fact are Conclusions of Law, they are to be so construed.

A. The Petition

2. Petitioner is an employee of the Office of Aging.

3. Petitioner's present duties as an employee of the Office of Aging do not overlap with the contemplated duties as a Hawai'i real estate agent.

4. Petitioner's present duties as a Hawai'i real estate agent would not be conducted during the County work hours and would not utilize County equipment or resources.

B. Board's Ruling

5. Based on the evidence and testimony presented, the Board finds that there is no conflict of interest if the Petitioner does not use information obtained in her position at the Office of the Aging for any kind of leads in furtherance of her occupation as a real estate agent.

6. Board Member Denise Nakanishi moved that the Board find that there is no conflict of interest under Section 2-84 of the Hawai'i County Code of Ethics between the Petitioner obtaining her real estate license and her current position with the Office of Aging, provided she does not use any information obtained in her position at the Office of Aging in furtherance of her real estate occupation.

7. Board Member Paul "Scotty" Paiva seconded the motion. The motion passed 4-0.

CONCLUSION OF LAW

Based upon the evidence presented and the Board's review of the Hawai'i County Code of Ethics and the *Rules and Practice and Procedure of the Board of Ethics*, the Board finds and concludes that the Department of Liquor Control Director can continue to utilize its current

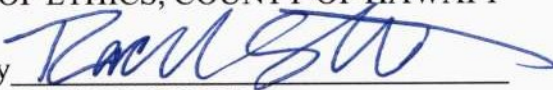
policy in selecting members of the Liquor Adjudication Board and Liquor Commission for training/travel opportunities.

ORDER

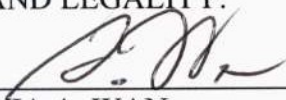
Pursuant to Board Rule 4.9, this Informal Advisory Opinion shall be filed and a copy shall be sent to the Petitioner.

Dated: Hilo, Hawai'i, 12.11.2024, 2024.

BOARD OF ETHICS, COUNTY OF HAWAI'I

By 
RACHEL SHORT
Chair

APPROVED AS TO FORM
AND LEGALITY:


SYLVIA A. WAN
Deputy Corporation Counsel

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