

BEFORE THE BOARD OF ETHICS

COUNTY OF HAWAII

In the Matter of the Petition by

[REDACTED]

Petitioner.

PETITION NO. 2024-03

ORDER DISMISSING PETITION

Initial Review: May 8, 2024

ORDER DISMISSING PETITION

By Petition dated March 15, 2024, with the Hawai'i County Board of Ethics (hereinafter "the Board"), Petitioner [REDACTED] (hereinafter "Petitioner") alleged violations of Hawai'i County Code Section 2-83(a)(3) of Fair Treatment by Respondent [REDACTED] (hereinafter "Respondent") a Department of Public Works Building Plans Examining Manager after Petitioner was allegedly [REDACTED]

[REDACTED].

At its duly noticed meeting of May 8, 2024, 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*. Petitioner appeared in person and provided [REDACTED] testimony before the Board. The Board considered Petitioner's testimony regarding: (1) [REDACTED]

[REDACTED], (2) [REDACTED]

[REDACTED], (3) [REDACTED]

[REDACTED]

[REDACTED], (4) [REDACTED]

[REDACTED]

[REDACTED]  
[REDACTED], (5) [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED], among other things argued by  
Petitioner that [REDACTED] felt exemplified violations of the Code of Ethics by Respondent. The  
Respondent appeared in person and provided [REDACTED] testimony to the Board. The Petitioner  
indicated [REDACTED].  
[REDACTED]  
[REDACTED]  
[REDACTED]. The Board  
pursued further articulation by the Petitioner to definitively identify the alleged violations of the  
Code of Ethics as it pertained to Respondent.

Following extensive dialogue with the Board and Petitioner, and having considered  
testimony from the Respondent, as well as the Board having examined and weighed the record  
and files in this matter and the evidence submitted by the Petitioner and Respondent, including  
the audio recording, Board Member Lisa Fukumitsu moved to dismiss Petition 2024-03 as  
Petitioner failed to articulate a violation of Section 2-83 of the Code of Ethics both in [REDACTED]  
pleadings as well as [REDACTED] verbal testimony and audio recording evidence before the Board. The  
motion was seconded by Board Member Denise Nakanishi. The Board unanimously approved  
the motion to dismiss Petition 2024-03 by a vote of 4-0.

ORDER

Based upon the foregoing, the Hawai'i County Board of Ethics orders that Petition No. 2024-03 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 and Respondent.

Dated: Hilo, Hawai'i, JUN 12 2024

BOARD OF ETHICS, COUNTY OF HAWAI'I

By   
RACHEL SHORT  
Chair

APPROVED AS TO FORM  
AND LEGALITY:

  
DAKOTA FRENZ  
Deputy Corporation Counsel