

BEFORE THE BOARD OF ETHICS

COUNTY OF HAWAI'I

In the Matter of the Petition by

████████████████████

Petitioner.

PETITION NO. 2023-10

ORDER DISMISSING PETITION

Initial Review: April 12, 2024

ORDER DISMISSING PETITION

By Petition dated April 18, 2023, filed with the Hawai'i County Board of Ethics (hereinafter "the Board"), Petitioner ██████████ (hereinafter "Petitioner") alleged violations of Hawai'i County Code Sections 2-79, 2-80, 2-81, 2-82, 2-83, 2-84, 2-86, 2-87, 2-88, 2-89, 2-91.1 and 2-91.6 and Hawai'i County Charter Sections 14-2(b), 14-2(c), 14-3(a), 14-3(b), 14-4(c) 14-5(a), 14-5(b) and 14-6 by Respondents ██████████
████████████████████ (hereinafter "Respondents") related to the handling of civil claims filed by Respondent.

At its duly noticed meetings of April 12, 2024, May 8, 2024 and June 12, 2024, the Board reviewed and considered the above-captioned Petition in open and closed hearings. Petitioner appeared in person and provided oral and written testimony before the Board. The Board received and reviewed evidence submitted by the Petitioner. Respondent ██████████ appeared in person and provided both written and oral testimony before the Board. Respondent ██████████ appeared remotely and provided both written and oral testimony before the Board. Respondent ██████████ did not appear before the Board, but did submit written testimony. The Board reviewed the evidence submitted by Respondents and asked questions of the parties.

After the Board examined and weighed the record and files in this case and the evidence submitted by the Petitioner and Respondent, Board Member Christopher Ho moved to dismiss Petition 2024-03 on the basis that the petition is frivolous pursuant to Rule 4.5(b)(2) of the Rules of Practice and Procedure for the Board of Ethics. The motion was seconded by Board Member Lisa Fukumitsu. The Board unanimously approved the motion to dismiss Petition 2023-10 by a vote of 5-0, with Board Member Paul Paiva recused.

ORDER

Based upon the foregoing, the Hawai'i County Board of Ethics orders that Petition No. 2023-10 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 and Respondents.

Dated: Hilo, Hawai'i, 9.11.2024

BOARD OF ETHICS, COUNTY OF HAWAI'I

By 
RACHEL SHORT
Chair

APPROVED AS TO FORM
AND LEGALITY:

/s/ Caleb P. Rowe
CALEB P. ROWE
Special Counsel