





385 Ala Wai Blvd. Honolulu, HI 96815 May 20, 2005

Mr. Alan Lobsterpotski State Board of Shrimp Affairs Prawn Vista Pier 38 Makai Side Honolulu, HI 96813

Dear Mr. Lobsterpotski,

.

I am writing to you on behalf of all those who live by the Ala Wai Canal or spend time along the canal. I'm talking about walkers and joggers and tourists, as well as paddlers. Everyone talks about preserving the canal and making it more beautiful and scenic. People don't talk enough about making the canal safe.

Even after the recent dredging, the canal is far from safe. I'm not talking just about water pollution. You are probably aware of the giant mantis shrimp that were discovered in the canal during the dredging. What you may not know is that these shrimp are a real threat to people. I have a friend who is afraid to paddle in the Ala Wai now because of the giant shrimp. As my friend says, "All those monster shrimp in the canal, and they have to eat something, and I don't want it to me."

Then you have the danger of people falling into the canal, especially at feeding time. I walk along the canal with my wife every morning and every evening, and I don't know about you, but I don't want to be shrimp food. My wife says that she doesn't want to be shrimp food either. When we go walking along the Ala Wai, she always walks on the street side and makes me walk on the water side.

I hope that you will use your power to help make the Ala Wai safe for everyone, including my wife, who is more nervous than she used to be. Somebody told me that you moved to Hawaii from somewhere in New England. Maine, I think. If that is true, you should know a lot about water safety. Never turn your back on the ocean, and never turn your back on a giant shrimp. That's my motto.

Sincerely,

Jack "Scooter" Montgomery

385 Ala Wai Blvd. Honolulu, HI 96815 May 20, 2005

Mr. Alan Lobsterpotski State Board of Shrimp Affairs Prawn Vista Pier 38 Makai Side Honolulu, HI 96813

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STATE BOARD OF SHRIMP AFFAIRS Malama 'Opac Prawn Vista Pier 38 Makai Side Honolulu, Hawaii 96813 Chair: Giovanni Brine Members: To No Goby Maguire **Tiger Shrimp** Prawn Travolta S. Scampi 1. Draft director's goals 2005. 2. Call the school. 3. Email OIP re training. 4. Anniversary tomorrow -111 Phone: 808-588-8888 Fax: 808-588-8889 E-mail: shrimp@hawaii.gov Web: www.shrimp.hawaii.gov

1. Draft director's goals 2005. 2. Call the school 13. Email OIP retraining. 4. Anniversary tomorrow don't forget again !!!





	Prawn Vista
	Pier 38 Makai Side Honolulu, Hawaii 96813
	Chair: Giovanni Brine
	Members: Goby Maguire
	Tiger Shrimp
	Prawn Travolta
	S. Scampi
	Phone: 808-588-8888
	Fax: 808-588-8889
Date: May 25, 2005	E-mail: shrimp@hawaii.gov Web: www.shrimp.hawaii.gov
Sule: Muy 25, 2005	
Γο: Alan Lobsterpotski, Executive Director	
From: Russell Niele, Chief Investigator	
Re: Investigation No. 05-02: Pilau Bar & Grille	
Enclosed please find my preliminary report with the results to date ongoing investigation of the above referenced Pilau Bar & Grille, Investigation No. 05-02.	of my

Inclosed please find my preliminary report with the results to date of my ngoing investigation of the above referenced Pilau Bar & Grille, nvestigation No. 05-02.

Ity initial interview with complainant, Pilau employee Sam Anella, took lace at his home at 422 Pukalani St., where he was recovering from the fore oisoning incident.

also visited the aforementioned Pilau Bar & Grille on a subsequent date, ndercover, to order the coconut-crusted shrimp pupu that complainant nella blamed for his illness. I took the subject shrimp pupu to the A-1 aboratory without tasting it, as per my instructions. At the present time I m awaiting the results of said laboratory's tests.

Vhile at the Pilau Bar & Grille, I pretended to be looking for the men's estroom and walked into the kitchen. My observations of the kitchen and established in my report. You may want to dvise your staff not to frequent said establishment.





STATE BOARD OF SHRIMP AFFAIRS	Malama 'Opac
	Prawn Vista Pier 38 Makai Side Honolulu, Hawaii 96813
	Chair: Giovanni Brine Members: Goby Maguire Tiger Shrimp Prawn Travolta S. Scampi
Date: May 24, 2005	Phone: 808-588-8888 Fax: 808-588-8889 E-mail: shrimp@hawaii.gov Web: www.shrimp.hawaii.go
To: Nola Contendere, Esq.	
From: Alan Lobsterpotski, Executive Director	
Re: Heinz Cocktail Sauce v. State Board of Shrimp Affairs	
Nola, attached is the correspondence you requested. Call me if you have questions.	•

To: Nola Contendere, Esq.

From: Alan Lobsterpotski, Executive Director

Re: Heinz Cocktail Sauce v. State Board of Shrimp Affairs

Nola, attached is the correspondence you requested. Call me if you questions.

I hope you are successful in this next phase of the litigation. I'm sti that the judge didn't throw the case out. If ever there was a nuisance this one. Heinz is so big and I don't see why they have to pick on a board like ours. I think they're just mad at Hawaii for all the taxes a ernment regulations.

Is there some way we can stick it to them and make them back off? body got food poisoning from their sauce, would that make them dro

## **UIPA Power Points** (things to remember)



Records presumed public5 exceptions to disclosure

- Respond in 10 business days
- "Personal" records are different



DAT	E: October 25, 2006
то:	Department of Health
FRO	M: <u>Keoki Public</u> Name or Alias <u>Keoki Public@AOL.com</u> Contact Information
allow is un	ugh you are not required to provide any personal information, you should provide enough information to the agency to contact you about this request. The processing of this request may be stopped if the agency able to contact you. Therefore, please provide any information that will allow the agency to contact you e or alias, telephone or fax number, mailing address, e-mail address, etc.).
<u>I WO</u>	ULD LIKE THE FOLLOWING GOVERNMENT RECORD:
name	ribe the government record as specifically as possible so that it can be located. Try to provide a record s, subject matter, date, location, purpose, or names of persons to whom the record refers, or other nation that could help the agency identify the record. A complete and accurate description of the mment record you request will prevent delays in locating the record. Attach a second page if needed.
	orts prepared by the Department of Health of restaurants inspected ween June 1, 2006 and June 30, 2006.
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## October 25, 2006

Chiyome L. Fukino, M.D. Department of Health Kinau Hale 1250 Punchbowl Street Honolulu, HI 96813

Re: Restaurant Inspection Records

Dear Dr. Fukino:

Please provide me with copies of all reports prepared by the Department of Health of any restaurants inspected between June 1, 2006 and June 30, 2006. My mailing address is 123 Rodeo Drive, Beverly Hills, California 90210.

Thank you.

Very truly yours,

Keoki Public





DAT	E: October 25, 2006
то:	Department of Health
FRO	M: <u>Keoki Public</u> Name or Alias <u>Keoki Public@AOL.com</u> Contact Information
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DATE	October 25, 2006
TO:	Department of Health
FRO	A: <u>Keoki Public</u> Name or Allas Keoki.Public@AOL.com Contact Information
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	□ Pick up at agency ( <b>date and time</b> ): □ Mail □ Fax (toll free and only if available) ☑ Other, if available (please specify): <u>e-mā i</u> ]
Ľ	If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.
	🖾 Electronic 🔲 Audio 🔲 Other (please specify):e-mail
	Check this box if you are attaching a request for waiver of fees in the public interest (see waiver information on back).





## **5** Exceptions to Disclosure

- 1. Privacy Exception
- 2. Litigation Privilege Exception
- 3. Frustration Exception
- 4. Law or Order Exception
- 5. Legislature Exception





	ICE TO REQUESTER		
TO: <u>Keoki Public</u> FROM: <u>Department of Health, Le</u> (Agency/name & telephone # of DATE REQUEST RECEIVED: <u>Octo</u> DATE OF THIS NOTICE: <u>Nov</u>			
GOVERNMENT RECORDS YOU REQUI 1. DOH reports of restaurants inspecte 2 3 4			
NOTICE IS PROVIDED TO YOU THAT	YOUR REQUEST:		
Will be granted in its entirety.         Cannot be granted because         Agency does not maintain th	e records. Agency believed to maintain ription or clarification of the records req		
Request requires agency to create a summary or compilation from records not readily retrievable. Is denied in its entirety will be granted only as to certain parts based upon the following exemption provided in HRS § 92F-13 and/or § 92F-22 and other laws cited below (portions of records that agency will not disclose should be described in general terms).			
RECORDS OR INFORMATION WITHHELD Personal cell phone numbers	APPLICABLE <u>STATUTES</u> <u>92F-13(1)</u>	AGENCY JUSTIFICATION significant privacy interest	
REQUESTER'S RESPONSIBILITIES:			
You are required to (1) pay any lawful fees assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you do not comply with the requirements set forth in this notice within 20 business days after the postmark date of this notice or the date the agency makes the records available, you will be presumed to have abandoned your request and the agency shall have no further duty to process your request. Once the agency begins to process your request, you may be liable for any fees incurred. If you wish to cancel or modify your request, you must advise the agency upon receipt of this notice.			
METHOD & TIMING OF DISCLOSURE:			
Records available for public access in their e business days, or after receipt of any prepay within 5 business days of this notice or after authorized by HAR § 2-71-15, the first increa receipt of any prepayment required.	ment required. Records not available in receipt of any prepayment required. If	their entireties must be disclosed incremental disclosure is a days of this notice or after	
		OIP 2 (rev. 7/05/05)	i

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	Se multiple forms if necessary)		
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METHOD & TIMING OF DISCLOSURE	:		
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		OIP 2 (rev. 7/05/05)	j

Method of Disclosure:			
Will be mailed to y	ne following manner: up at the following location:		
Timing of Disclosure: All record	ls, or first increment where applicable, will be ma	de available or provided to you:	
	nd costs of \$ (50% of fees +100% of costs, as cash personal check other		
The prior increment	subsequent increment will be disclosed within 20 at (if one prepayment of fees is required and receiv remental prepayment required.		
	n increments because the records are voluminous	and the following	
Agency mu	ist consult with another person to determine whet ssure under HRS chapter 92F.	her the record is exempt	
Request re	quires extensive agency efforts to search, review, prepare the records for inspection or copying.	or segregate the records or	
Agency req	pures additional time to respond to the request in ble interference with its other statutory duties and		
A natural of	disaster or other situation beyond agency's control g to the request within 10 business days.		
ESTIMATED FEES & COST	S:		
subsequently found to exist), but r fees when the agency finds that t agency may require prepayment	arge you certain fees and costs to process you nust waive the first \$30 in fees assessed for gener he request made is in the public interest. See H of 50% of the total estimated fees and 100% of wing is the estimate of the fees and costs that the d:	ral requesters and the first \$60 in AR §§ 2-71-19, -31 and -32. The the total estimated costs prior to	
Fees: Search	Estimate of time to be spent:	\$	
<b>Review &amp; segregation</b>	Estimate of time to be spent:	\$	
Other	(specify applicable law)	\$	
Fees waived Total Estimated Fees:	general (\$30) public interest (\$60)	<\$> \$>	
Costs: Copying	Estimate of # of pages to be copied: (@ \$ per page.)	\$	
Other	(specify applicable law)	\$	
Total Estimated Costs:		\$	
	ease contact the person named above. Questions r of Information Practices at 808-586-1400 or oip@		
		OIP 2 (rev. 7/05/05)	

Method of Disclosure:			
Will be mailed to y	ne following manner: up at the following location:		
On November 8, 2006. After prepayment of fees an Payment may be made by: For incremental disclosures, each a The prior increment Receipt of each incr Disclosure is being made it extenuating circumstances Agency mu from disclo Request rec otherwise p	Is, or first increment where applicable, will be made nd costs of \$(50% of fees +100% of costs, as cashpersonal checkother subsequent increment will be disclosed within 20 b at (if one prepayment of fees is required and receive remental prepayment required. In increments because the records are voluminous at i exist: ust consult with another person to determine whether sure under HRS chapter 92F. quires extensive agency efforts to search, review, of prepare the records for inspection or copying. quires additional time to respond to the request in of the state of the second secon	estimated below). 	
unreasonal	ble interference with its other statutory duties and lisaster or other situation beyond agency's control to the request within 10 business days.	l functions.	
subsequently found to exist), but m fees when the agency finds that th agency may require prepayment of	arge you certain fees and costs to process you nust waive the first \$30 in fees assessed for gener he request made is in the public interest. See $H_{\ell}$ of 50% of the total estimated fees and 100% of t wing is the estimate of the fees and costs that the	al requesters and the first \$60 in AR §§ 2-71-19, -31 and -32. The the total estimated costs prior to	
Fees: Search Review & segregation Other Fees waived Total Estimated Fees:	Estimate of time to be spent:         (\$2.50 for each 15-minute period)         Estimate of time to be spent:         (\$5.00 for each 15-minute period)         (specify applicable law)         general (\$30)         public interest (\$60)	\$ \$ \$ <\$> \$>	
Costs: Copying Other Total Estimated Costs:	Estimate of # of pages to be copied: (@ \$ per page.) (specify applicable law)	\$ \$ \$	
	ease contact the person named above. Questions re of Information Practices at 808-586-1400 or oip@ł		
	****		








# **UIPA Power Points** (things to remember)



Records presumed public
5 exceptions to disclosure
Respond in 10 business days
"Personal" records are different



#### "Personal Record"

- "About" the requester
- Contains or makes reference to the requester's name, social security number or other identifying particular



#### "Personal Record"

- "About" the requester
- Contains or makes reference to the requester's name, social security number or other identifying particular



### **Personal Record Exemptions**

- 1. Criminal Law Enforcement Records
- 2. Confidential Source Records
- 3. Government Examination Materials
- 4. Investigative Reports or Materials
- 5. Records Protected by Law



#### **Agency's Response**

 Access within 10 business days
 Additional 20 business days if unusual circumstances exist



# **Right to Correct**

- Any misleading or incorrect fact
- Within 20 days of receipt of written request, acknowledge receipt and:
  - Make correction or amendment,

or

Inform requester of refusal, reason, and appeal procedures

# **Right to Correct**

- Any misleading or incorrect fact
- Within 20 days of receipt of written request, acknowledge receipt and:
  - Make correction or amendment,

or

Inform requester of refusal, reason and appeal procedures

#### Penalties

 Knowing or intentional violation:
 actual damages (but not less than \$1,000) and attorney's fees and costs

Complainant substantially prevails:

■attorney's fees and costs



$\circ$ a	https://oip.hawaii.gov	
	Accessibility A Text size: Smaller   Reset   Larger	cted
	State of Hawaii Office of Information Practices Search this site	
	Home What's New Laws / Rules / Opinions 👻 Legislation Training Forms OIP Reports 👻 Records Report System (RRS) State Calendar & Related Links	
	Image: Second system       Image: Second system         Image: Second	
	Training	
	SUNSHINE LAW BASIC TRAINING PART I REVISED	
120	<b>EMERGENCY ALERT:</b> Early in 2020, in response to the COVID-19 pandemic, Hawaii's Sunshine Law, part I of chapter 92, Hawaii Revised Statutes (HRS), was partially suspended, and the Uniform Information Practices Act (Modified), chapter 92F, HRS (UIPA), was temporarily suspended in its entirety by an emergency proclamation of Governor David Ige. Because the UIPA was suspended in its entirety, OIP's powers and duties found in part IV of chapter 92F. HRS were also suspended. Subsequent proclamations restored OIP's powers and duties found in	0000

# Need Help?

#### Call AOD 586-1400



# E-mail AOD: oip@hawaii.govOIP Website: www.oip.hawaii.gov