



DAVID Y. IGE  
GOVERNOR

**STATE OF HAWAII  
OFFICE OF INFORMATION PRACTICES**

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CHERYL KAKAZU PARK  
DIRECTOR

November 18, 2019

VIA EMAIL

Christopher Salem

Re: Request for Assistance to Access Records (U RFA-P 20-35)

Dear Mr. Salem:

The Office of Information Practices (OIP) opened the above referenced file based on the County of Maui, Department of Public Works' (DPW-M) response to your record request of September 11, 2019. OIP has received a copy of DPW-M's Notice to Requester (NTR) to you dated November 13, 2019, responding to your request for access to a "record from a licensed professional engineer within the Department to support former Public Works Director David Goode's March 13, 2018, letter sent to my attention" or "written confirmation that no such record from a civil engineer exists within the Department of Public Works." Because DPW-M has now responded to you in writing in the manner required by section 2-71-14, Hawaii Administrative Rules (HAR), OIP will close this Request for Assistance file.

You are entitled to file a lawsuit for access within two years of a denial of access to government records, and need not wait for a determination from OIP to do so. Hawaii Revised Statutes (HRS) §§ 92F-15, 92F-42(1) (2012). An action for access to records is heard on an expedited basis and, if you are the prevailing party, you are entitled to recover reasonable attorney's fees and costs. HRS §§ 92F-15(d), (f). A record requester may also appeal a denial of access to OIP in accordance with chapter 2-73, HAR. HRS § 92F-15.5 (2012).

Should you have further questions, please do not hesitate to contact OIP.

Very truly yours,

Donald H. Amano  
Staff Attorney

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cc: Director Rowena M. Dagdag-Andaya, DPW-M