

Minutes for Executive Session

Date: September 11, 2020

Commenced: 10:28am

Adjourned: 10:46am

Present:

Thomas Otake, Chair

Craig De Costa, Vice Chair

Stanton Oshiro

Gina Gormley

Crystal Glendon

James Tabe

Lee Hayakawa

Esther Fukushima

DAG Randall Nishiyama

Update from James Tabe:

1. PERSONNEL ISSUES:

- a) Complaint made by [REDACTED]. DBF investigation concluded that it was more likely than not that a violation occurred. A verbal warning was given to [REDACTED] Mr. Tabe recommended that [REDACTED] look into State offered counseling, however [REDACTED] not required to.
- b) One staff member on O'ahu has accused another staff member of bullying; this matter is still pending
- c) Regarding Maui situation discussed at 7/10/2020 executive session, [REDACTED] Maui Office needs to participate in sensitivity/harassment training courses due to the culture of vulgar language and behavior in the office

2. BUDGET: Normal budget is \$12 million, however proposed budget cuts are as follows:

- a) 10% = \$1.2M – will have to cut expenses. Not going to pay bar dues, no seminar, no Lexis-Nexis (will have to use FastCase), [REDACTED] but will not touch [REDACTED]
 - b) 15% = \$1.8M - [REDACTED]
 - c) 20% = \$2.4M – Proposal is to [REDACTED]
- Does not mean those positions will be taken away even though offered; Mr. Tabe has simultaneously submitted arguments against cutting these critical expenses/positions

- Would not be able to fill vacant positions; may lose these positions
- Mr. Otake inquired about whether lobbying efforts are needed due the constitutional nature of Public Defender representation
- Mr. Tabe has instructed PD's to save money for their bar dues
- Anticipating decision regarding budget cuts in October 2020
- Question posed to Mr. Nishiyama re: [REDACTED]
- [REDACTED]
- Mr. Otake asked Mr. Tabe to keep us informed about how to help, how to better support the office

3. Next Meeting

- a) Mr. De Costa suggested setting up two separate meetings links – one for public, one for executive session;
- b) Mr. Tabe indicated that, for the next meeting, Ms. Fukushima will send a general invite, and he will send a second executive session invite

Next Meeting: November 20, 2020 at 10:00 a.m.

Executive Session/Meeting Adjourned at 10:46 a.m.

Minutes prepared by Crystal Glendon

