

REQUEST FOR ASSISTANCE TO THE OFFICE OF INFORMATION PRACTICES

GOVERNMENT RECORDS

DATE: December 15, 2015

FROM: Jason R. Kwiat

Name or Alias
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Contact Information

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RECEIVED BY
OFF OF INFO PRACTICES

You are not required to provide any personal information; however, you should provide enough information to allow the Office of Information Practices ("OIP") to contact you about this request (name or alias, telephone or fax number, mailing address, e-mail address, etc.). If the OIP is unable to contact you, the OIP will stop processing this request.

I HAVE REQUESTED THE FOLLOWING GOVERNMENT RECORD:

Attach a copy of your written request to the agency; or describe the government record and your request as specifically as possible, including record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other descriptive information, and the date of your request and how it was made. Attach a second page if needed.

Attached hereto as Exhibit 1 is a request I made to the Hawaii County Police Department (HCPD). As can be seen, I specifically requested police narratives prepared for Police Report No. C150009958. The reason for the request was to further a personal injury investigation on behalf of my client, William Gostkowski. Specifically, I requested witness statements that the investigating officer may have made related to this incident so that I can corroborate my client's story in a personal injury suit. The HCPD denied my request, which I have attached hereto as Exhibit 2.

I MADE THE RECORD REQUEST TO THE FOLLOWING HAWAII STATE OR COUNTY GOVERNMENT AGENCY:

Hawaii County Police Department, Records and Identification Section.

MY REQUEST WAS:

- To inspect the government record.
- For a copy of the government record. (Please specify the format you requested, if any, such as electronic form, audio, video tape, etc.)

TEN BUSINESS DAYS HAVE PASSED, AND MY REQUEST WAS:

- Not answered.
- Denied. Please attach a copy of the agency's written denial. If the denial was verbal, please provide the name and contact information of the agency employee who denied access.

I REQUEST FROM THE OIP:

- An opinion on whether this denial was legal, or
- Assistance in obtaining access to the requested record(s).

NOTE: Issues regarding copying fees under section 92-21, Hawaii Revised Statutes, are outside the OIP's jurisdiction and will not be addressed. Denials or granting of fee waivers in the public interest under section 2-71-32, Hawaii Administrative Rules, are at the discretion of the agency receiving a record request and will not be addressed.