

# REQUEST FOR LEGAL SERVICES

**Date:** August 28, 2020  
**From:** Mike Molina, Chair  
Governance, Ethics, and Transparency Committee

**TRANSMITTAL**

**Memo to:** DEPARTMENT OF THE CORPORATION COUNSEL  
Attention: Brian Bilberry, Esq.

**Subject:** AUTHORIZING SETTLEMENT OF WITTMER, et al. v. MAUI POLICE DEPARTMENT, COUNTY OF MAUI ET AL., CIVIL NO. 19-1-0198(1) (GET-11(41))

**Background Data:** Please submit a revised resolution: The proposed resolution needs to be revised to correct the spelling of WITTNER to "WITTMER" in the first paragraph (second sentence) of the resolution. In the title, the first "et al." should be capitalized. Also, the title's reference to the defendants doesn't match the complaint. It should be: "COUNTY OF MAUI; COUNTY OF MAUI POLICE DEPARTMENT; ET AL." Also, our style preference would be to delete "NO." from the title and first paragraph. We don't think it's necessary to precede a number with "No." or "Number." In the resolution's first paragraph, we would change "Case No." to "Civil." Also in the first paragraph, we wouldn't use ALL CAPS for the parties, and we would re-order the party references to be consistent with the complaint. So, the defendants would be referenced as "County of Maui" and "County of Maui Police Department." In the BE IT RESOLVED clauses, paragraphs shouldn't be followed by "and" except immediately before the last paragraph. Finally, we like to use official Charter titles. So, in the last paragraph, we'd prefer "Chief of Police" instead of "Chief of the Maui Police Department."

**Work Requested:** ☒ [X] FOR APPROVAL AS TO FORM AND LEGALITY

☐ [ ] OTHER:

Requestor's signature <u>Michael J Molina</u> Mike Molina	Contact Person <u>James Forrest, Legislative Attorney</u> (Telephone Extension: <u>3615</u> )
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☐ [ ] ROUTINE (WITHIN 15 WORKING DAYS) ☐ [ ] RUSH (WITHIN 5 WORKING DAYS)  
☐ [ ] PRIORITY (WITHIN 10 WORKING DAYS) ☒ [x] URGENT (WITHIN 3 WORKING DAYS)  
☐ [ ] SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): \_\_\_\_\_  
REASON: \_\_\_\_\_

**FOR CORPORATION COUNSEL'S RESPONSE**

ASSIGNED TO:	ASSIGNMENT NO.	BY:
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TO REQUESTOR: ☐ [ ] APPROVED ☐ [ ] DISAPPROVED ☐ [ ] OTHER (SEE COMMENTS BELOW)  
☐ [ ] RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE): \_\_\_\_\_

DEPARTMENT OF THE CORPORATION COUNSEL

Date \_\_\_\_\_

By \_\_\_\_\_

(Rev. 7/03)

get:ltr:011(41)acc01:jbf

Attachment