

**COW committee**

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**From:** Burton Gould <burtongould@ymail.com>  
**Sent:** Tuesday, September 22, 2015 1:25 PM  
**To:** COW committee  
**Subject:** re: Public testimony for COW: Salem vs. County of Maui et al.  
**Attachments:** public test.pdf

I am submitting this pertinent information for public testimony on the COW Resolution re: Christopher Salem vs. County of Maui et al.

Signed testimony is hereby attached to this email and pasted into the body of this email as well.

**Public Testimony for:**

Wednesday Agenda 1:30 p.m. September 23<sup>rd</sup>, 2015

COW-5 Special Counsel Authorization: Christopher Salem vs. County of Maui et. al.

It has come to my attention that the proposed resolution signed and sent to the Honorable Chair of The Committee of the Whole, Don S. Guzman, by Brian Bilberry, Deputy Corporation Counsel, referenced the reading of a August 17<sup>th</sup>, 2015 draft Complaint. Please be advised that the August 17th draft has since been revised to include additional named defendants, including the Mayor Alan Arakawa, Keith Regan and John Min and is not identical to the previous draft in all respects. Additionally, Counts III and IV have been added which are Violations of Coastal Management Zone HRS 205A and Violations of Hawai'i Environmental Protection Act HRS 343, respectively.

Given the alleged conflicting interests regarding representation, my client and I wanted to be sure that the information referred to above was available to the elected government representatives of the Maui County Council, as it pertains to a proposed resolution to be heard tomorrow Wednesday September 23<sup>nd</sup>, 2015, for the procurement of special counsel regarding a Complaint now filed in the Environmental Court on September 18<sup>th</sup>, 2015.

Thank you.

Sincerely,

Burton D. Gould

Public Testimony for:

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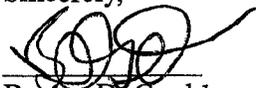
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Burton D. Gould