

**RICHARD T. BISSEN, JR.**  
Mayor

**VICTORIA J. TAKAYESU**  
Corporation Counsel

**SONYA H. TOMA**  
First Deputy

**LYDIA A. TODA**  
Risk Management Officer



DEPARTMENT OF THE CORPORATION COUNSEL  
COUNTY OF MAUI  
200 SOUTH HIGH STREET, 3<sup>RD</sup> FLOOR  
WAILUKU, MAUI, HAWAII 96793  
EMAIL: CORPCOUN@MAUICOUNTY.GOV  
TELEPHONE: (808)270-7740

May 9, 2023

Via email only at [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

Honorable Alice Lee, Chair  
and Members of the Council  
County of Maui  
Wailuku, Hawaii 96793

SUBJECT: Litigation Matter – Settlement Authorization  
Authorizing Settlement of Charge of Discrimination filed with  
the Hawaii Civil Rights Commission and Federal Equal  
Employment Opportunity Commission on June 21, 2022  
under Hawaii Civil Rights Commission No. M-22238 and  
Equal Employment Opportunity Commission No. 37B-2022-  
00168

Dear Chair Lee and Council Members:

Please find attached separately a proposed resolution entitled  
“AUTHORIZING SETTLEMENT OF A CHARGE OF DISCRIMINATION FILED  
WITH THE HAWAII CIVIL RIGHTS COMMISSION AND FEDERAL EQUAL  
EMPLOYMENT OPPORTUNITY COMMISSION ON JUNE 21, 2022 UNDER  
HAWAII CIVIL RIGHTS COMMISSION NO. M-22238 AND EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION NO. 37B-2022-00168.” The purpose of the  
proposed resolution is to discuss settlement options with regard to the above-  
reference lawsuit.

May I request that the proposed resolution be scheduled for discussion  
and action, or referral to the appropriate standing committee as soon as possible.

This matter is in litigation and will involve discussion of confidential  
communications and attorney work product information. As such, it is  
anticipated that an executive session may be necessary to discuss questions and  
issues pertaining to the powers, duties, privileges, immunities, and liabilities of  
the County, the Council, and/or the Committee.

We request that a representative from the Department of Police be in  
attendance during discussion of this matter. Should you have any questions or

RECEIVED  
2023 MAY 10 PM 3:58  
OFFICE OF THE  
COUNTY CLERK

Honorable Alice L. Lee, Chair  
and Members of the Council  
May 9, 2023  
Page | 2

concerns, please do not hesitate to contact us. Thank you for your anticipated assistance in this matter

Sincerely,

A handwritten signature in black ink, appearing to read 'Mariana', written in a cursive style.

MARIANA LÖWY-GERSTMAR  
Deputy Corporation Counsel

cc: John Pelletier, Chief of Police  
Attachments