

Great Committee

From: Christopher Fishkin <chris.caseinfo@gmail.com>
Sent: Thursday, May 25, 2023 9:20 AM
To: Nohe M. Uu-Hodgins
Cc: chrissalem8@yahoo.com
Subject: re: Aloha Nohe - info pertaining to Christopher Salem's case (1 of 2)

You don't often get email from chris.caseinfo@gmail.com. [Learn why this is important](#)

Councilmember U'u-Hodgins,

Aloha kaua.

I am a public advocate, and a paralegal who testified on May 22nd on the Reso concerning Mr. Salem's pending litigation.

I wanted to introduce myself. It's very difficult to present substance in three minutes time.

I have worked closely with all of your Counsel Services Attorneys who know me well. And, I worked very closely with Kelly King throughout her tenure on the Council.

I have been privileged for two decades to serve both the Native Hawaiian people and the local residents in need, in many and various ways

I am concerned that the Council does not have a true understanding or assessment of what Mr Salem's case is about. Councilmember Kama is right to be concerned.

I want to sum it up for you, and, of course, please feel welcome to forward to all the other council members (which, I am uncertain, may now be the rule anyway with this type of communication). 😊

[disclaimer: I am not an attorney and cannot give legal advice].

Mr. Salem was a Housing Developer prior to moving to Hawaii decades ago; was a former executive asst. to Sol Kaho'ohalahala; staff member to former Mayor Michael Victorino; and, has been a volunteer coach for kids basketball in Lahaina for decades.

He made many whistleblower claims to Mayor Victorino's Administration pertaining to Deferrals Agreements, Subdivision Approval fraud, overlapping subdivision fraud, unlawful government liens on titles, brown development fraud, etc.

Corp Council believes, falsely, that none of this alleged fraud that he exposes can be litigated in Salem's whistleblower case. Not true. All it takes is a case-in-controversy to seek declaratory and injunctive relief from the court; and especially if, and when it's in the Public Interest.

It also happens that certain of this alleged fraud and alleged gross negligence by the county harmed Mr Salem. In fact, the evidence shows that it caused the loss of his family's 4 million dollar home and property, which constituted his life savings.

Here's the thing. All it will take, is any one aspect of the fraud now exposed, which was the direct and or proximate cause of his harm, to be litigated (meaning the court ruling on and providing declaratory and, or injunctive relief in the public interest) and Mr Salem's original claims will be able to be re-opened and re-litigated due to the newly discovered evidence of fraud, now established by the court.

That becomes over 20 years of harm to Mr. Salem due to the county allegedly concealing government records, intentionally; and, making both false misrepresentations about the same.

That's massive exposure of liability to the County, which could be addressed in non-contentious ways, along with the years of financial ruin and harm to Mr. Salem both professionally and personally, that the County will be held responsible for.

I had a constructive meeting with the Mayor's Chief of Staff, Mr. Caires, not about Mr. Salem's case, but about the specific issues of corruption which are at the root of his whistleblower claims. I suggested a series of steps ie. an action of plan which could address and clean-up decades of this corruption.

Mr. Caires requested an executive summary style action plan which I sent to him and which communications I am now forwarding to you.

Mahalo for your attention to promoting clean and honest government for the people of Maui, which we all deserve.

Shalom and Mahalo,

Christopher P. Fishkin
cell # 808-213-4140

Great Committee

From: Christopher Fishkin <chris.caseinfo@gmail.com>
Sent: Thursday, May 25, 2023 9:27 AM
To: Nohe M. Uu-Hodgins
Cc: chrissalem8@yahoo.com
Subject: (2 of 2) Fwd: Fw: Jordan Hart and Executive Summary Action Plan as discussed

You don't often get email from chris.caseinfo@gmail.com. [Learn why this is important](#)

----- Forwarded Message -----

From: leo.caires@mauicounty.gov (Leo Caires) <leo.caires@mauicounty.gov>
To: "fryrchr@aol.com" <fryrchr@aol.com>; Cynthia Lallo <Cynthia.D.Lallo@co.maui.hi.us>
Sent: Tuesday, May 23, 2023 at 03:04:44 PM EDT
Subject: re: Jordan Hart and Executive Summary Action Plan as discussed

Aloha,

Mahalo for this email sharing your action plan.

I have also forwarded it to corp council. If you have any further comments please feel free to let us know. I will also including Cynthia Lalo our senior EA.

Thanks

Leo

>>> "fryrchr@aol.com" <fryrchr@aol.com> 5/22/2023 8:17 PM >>>

Leo,

Firstly, I wanted to make you aware of the communication to Ms. Takayesu below, so that the Mayor is kept in the loop after the Council Hearing yesterday, wherein Corp Counsel posted Mr. Salem's whistleblower case for settlement authorization. The whistleblower claims address the documented corruption I introduced you to, in our discussion. I believe due to their lack of expertise and the massive exposure of the County to liability, that the Mayor should be kept aware.

Second, an action plan as discussed:

- 1) **Once the County hopefully successfully settles with Mr. Salem, then his work product which includes an otherwise expensive expert analysis, already procured on the unassessed and uncollected deferral agreements, can be made available to you.** It's a slam dunk on the assessment and collection of multi-millions of dollars owed to the County. A significant success for the Mayor to be sure.
- 2) **The Federal Tax Credit proposal for Affordable Housing, including the architectural plans created for Sandhills, can also be made available to you.** That is the plan which both Riki Hokama and Patrick Wong blocked from the Council. Wong for alleged self-enrichment. Hokama to help out his friends. Hokama's idea never materialized. Wong's taxes were never compelled after allegations of laundering alleged kickback money.
- 3) **Please have the Mayor compel Jordan Hart to fulfill my requested RFS for a documented field inspection, McLean and Mr. Hart have refused to do; or else fire him for insubordination.** (see attachments below) As you know ZAED is complaint driven by tax paying residents. I requested a field inspection of this property, which government public records show contain unfulfilled

infrastructure improvements and environmental mitigations required for subdivision approval in the Developer's SMA Minor permit. The Developer years ago was given two extensions to complete them. Like in Olowalu they never did! Why? because the actual Order of Magnitude estimate for those improvements is fraudulent as set forth in my Unemori Video. They used their engineering stamp to defraud the County on behalf of the developer and first Wong then Lutey; and Spence then Mclean, have refused to do a simple **documented and recorded** field inspection. Why? Because, then the Planning Director has to make a determination which (if they misrepresent the truth) can be appealed to the Planning Commission. It's no longer in the control of Planning, Public Works and Corp Counsel. Developers in Olowalu were required decades later to fulfill their obligations. This is lawful enforcement of the County Code. This needs to happen, or else your administration will incur unnecessary liability in Mr. Salem's case, because this ongoing fraud and deliberately obstructed enforcement is the direct and, or proximate cause of Mr. Salem's harm and financial losses. This simple action can successfully mitigate the harmful exposure of liability the County presently has. Otherwise, your new administration will unnecessarily become complicit in the gross negligence perpetuated by Mayor Bissen's predecessors.

----- Forwarded Message -----

From: fryrchr@aol.com <fryrchr@aol.com>

To: corpcoun@mauicounty.gov <corpcoun@mauicounty.gov>

Sent: Monday, May 22, 2023 at 10:24:46 PM EDT

Subject: Fw:Clarification regarding Council member Kama's Question on Reso 23-82

Ms. Takayesu,

With respect and out of respect to Mayor Bissen, as the former Chief Judge, Ms. Tarnstrom does not understand Mr. Salem's case. To her defense, not many people do, nor can. But, she has proven that she's on shaky ground, in her previous filings. Judge Cahill is the best chance Mr. Salem has. He is not partial to your department, and he is quite the jurist. Deputy Bilberry has made numerous false representations in Mr. Salem's case as well. In one instance he contradicted a black and white government record, which will certainly make a Jury's head turn. (Btw, and a head's-up that Planning Department Official(s) are complaining that Attorney Bilberry, is appearing to enrich developers. The Judge/Mayor would not appreciate.) In conclusion, you are exposing the County to significant liability in Mr. Salem's case. I am not, personally, unhappy about that, because I want to see accountability.

[history disclaimer - After I called out Mr. Bilberry and Lutey in the hall outside of Judge Loo's courtroom for being two of the most corrupt government attorneys' I ever met in around 2018, Bilberry rushed at me in the courthouse, and I made a complaint and the police had him mirandized. He was embarrassed, so, in return they pursued and won a restraining order against me by Kobayashi (It's over now). Bilberry and Lutey then proceeded to have me named a suspect in a parking lot tire stabbing incident, (which failed). The police already knew who the real perp was.]

Anyhow, I hope you're one of the "good guys". In any case, your department has been corrupted. It also has had a style of defending at all costs, in the name of protecting Officials and their actions from liability, has backfired on numerous occasions, and at the expense of County Taxpayers. Montana Beach, Olowalu, Palama Drive etc. I beg of you to turn the corner.

Peace be with you,

Christopher