



**DEPT. COMM. NO. 57**  
**POLICE DEPARTMENT**  
**COUNTY OF KAUAI**



**BERNARD P. CARVALHO, JR.**  
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**DARRYL D. PERRY**  
Chief of Police

**MARK N. BEGLEY**  
Deputy Chief

January 9, 2009

The Honorable Colleen Hanabusa  
President  
State Senate  
State Capitol  
Honolulu, Hawaii 96813

Dear Senator Hanabusa:

Pursuant to section 52D-3.5 of the Hawaii Revised Statutes, Relating to Uniform Information Practices, we are submitting our 2009 annual report to the Legislature. The report includes a summary of the facts, the nature of the misconduct for each incident which resulted in the suspension or discharge of a police officer, and the disciplinary action imposed. The report also indicates the number of police officers suspended and discharged during 2009 under the following categories of our department's Standards of Conduct.

1. Malicious Use of Physical Force
2. Mistreatment of Prisoners
3. Use of Drugs and Narcotics
4. Cowardice

It should be noted that the enclosed summary covers each individual incident for which discipline was meted out by the department. Out of that total number, an officer may have been involved in more than one incident and disciplined more than once.

It should also be noted that the discipline meted out in a case is dependent upon the past disciplinary record of the officer. For example, discipline for an officer who had been disciplined recently for the same or similar violation would be more severe than for an officer who has a spotless disciplinary record.

The Honorable Colleen Hanabusa

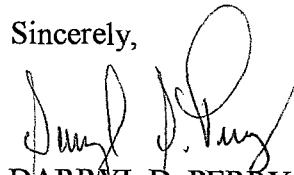
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For the year 2009, 6 officers were disciplined for 7 incidents.

Should there be any questions, Lieutenant Hank Barriga of Internal Affairs may be contacted at 808-241-1605.

Sincerely,



DARRYL D. PERRY  
Chief of Police

Enclosure

No.	SUMMARY OF FACTS	NATURE OF CONDUCT	DISCIPLINARY ACTION
1	Involved in an off-duty verbal confrontation	Knowledge of Laws and Regulations Conduct Conduct Toward the Public	Two days
2	Failed to initiate and investigate a criminal complaint	Performance	Twenty days
3	Involved in an off-duty physical confrontation	Conduct Malicious Use of Physical Force Conduct toward the Public	Four days
4	Conducted unauthorized overtime work	Obedience to Laws and Regulations	One day
5	failed to immediately dispatch proper units to a medical emergency and transmitted inappropriate language over the police radio.	Performance Conduct Conduct Toward the Public Radio Discipline	Terminated
6	Failed to complete reports and follow ups	Performance Reports	2 days
7	Failed to initiate and investigate a criminal complaint	Performance	Twenty days

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**2009 Annual Legislative Report**  
**Officers Suspended/Discharged for Standards of Conduct Violations**

	<b>Class A Standard</b>	<b>Suspended</b>	<b>Discharged</b>
<b>1</b>	Malicious Use of Physical Force	<b>0</b>	<b>0</b>
<b>2</b>	Cowardice	<b>0</b>	<b>0</b>
<b>3</b>	Mistreatment of Prisoners	<b>0</b>	<b>0</b>
<b>4</b>	Use of Drugs and Narcotics	<b>0</b>	<b>0</b>