

# GM 596

**Measure Title:** Submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, Gubernatorial Nominee, SWEE L. BERKEY, for a term to expire 6-30-2015.

**Report Title:** Motor Vehicle Repair Industry Board

**Description:**

**Companion:**

**Package:**

**Current Referral:** CPN



NEIL ABERCROMBIE  
GOVERNOR

BRIAN SCHATZ  
LT. GOVERNOR

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KEALI'I S. LOPEZ  
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TO THE SENATE COMMITTEE ON  
COMMERCE AND CONSUMER PROTECTION

TWENTY-SIXTH LEGISLATURE  
Regular Session of 2011

Tuesday, April 5, 2011  
9:30 a.m.

**TESTIMONY ON GOVERNOR'S MESSAGE NO. 596**

**WRITTEN ONLY**

TO THE HONORABLE ROSALYN H. BAKER, CHAIR, AND MEMBERS OF THE  
COMMITTEE:

My name is Keali'i S. Lopez, and I am the Director of Commerce and Consumer Affairs ("DCCA" or the "Department"). The Department appreciates the opportunity to provide testimony on Governor's Message No. 596, regarding the appointment of Swee L. Berkey to the Motor Vehicle Repair Industry Board ("Board"). The Department supports Ms. Berkey's appointment and respectfully requests the Committee recommend that the Senate advise and consent to her appointment to the Board.

I have spoken with Ms. Berkey regarding her candidacy for appointment to the Board, and based on my discussion with Ms. Berkey, I believe that she possesses the qualifications, background, and experiences to serve on the Board, and to contribute in a positive and constructive manner on matters that will come before the Board.

Ms. Berkey attended the University of Oregon, and graduated with a Master of Science degree in Public Administration. She continued her graduate studies by receiving a Juris Doctor degree from Willamette University, and a Master of Library and Information Science from the University of Hawaii at Manoa in 1987.

Ms. Berkey is currently employed as Librarian with the William S. Richardson School of Law at the University of Hawaii at Manoa. Her professional involvement includes serving as the President of the Asian American Law Librarians Caucus, affiliated with the American Association of Law Libraries (AALL). Ms. Berkey served as the Chair of the Site Selection Committee of the Western Pacific Chapter (WestPac) of AALL and was instrumental in the organization's choice of Honolulu as their site for WestPac 2007 Conference. She continued her leadership role in the organization, serving as the Vice President and President of WestPac chapter of AALL from 2008 to 2010.

Ms. Berkey's community involvement includes volunteering for the University of Hawaii Sea Grant College Program – Hanauma Bay Educational Program, USS Missouri Memorial Association Library and Archival Collection, and the "WEED" Community Service (Diamond Head native plant garden). She also speaks on topics on information services to students, the general public, and the Hawaii State Bar Association (HSBA) members.

Considering her extensive experience, I am confident that if given the opportunity, Ms. Berkey will prove to be an asset to the State through her service on the Board. I respectfully request that the Committee recommend that the Senate advise and consent to Ms. Berkey's appointment.

**DCCA Testimony of Keali'i S. Lopez**  
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Thank you for this opportunity to testify.

Swee L. Berkey  
500 University Avenue #2010  
Honolulu, HI 96826  
March 30, 2011

Statement of Interest in serving on the Motor Vehicle Repair Industry Board

I would like to serve on the Board as a member of the public. I would like to represent the perspective of the common consumer of motor vehicle repair services. Although I have never served on such boards before, I am eager to offer my time and energy to help the Board in any way possible.

I am currently working as a librarian at the University of Hawaii at Mānoa. As a librarian, I am in a service-oriented profession. I provide reference and research services to students, faculty and community users, as well as teach legal research. However, I would like to be more involved in service to the community at large. Although I have limited knowledge of the motor vehicle repair industry or of the automobile industry as a whole, I am willing to educate myself on the issues that may arise. Since I have no vested interest in the industry, I can be objective in any decision I make as a Board member. I am familiar with the legislative and the regulatory process. I have read statutes and regulations as part of my job helping students and the public with legal research. Although I have a legal background, I have never practiced law.

I see the role of the Board as a mediator and problem-solver, not as a punitive arm of the state. One of its important roles is to investigate and conduct hearings based on violations of the law. Another function is to look at the practices and policies of the motor vehicle industry and make rules for the good of the public and the industry. As a member of the University of Hawaii Student Conduct Committee, I have been involved in hearings and decision-making on individual cases of misconduct.

Thank you for your consideration of my application.

Yours truly,  
Swee L. Berkey