

Rodney A. Maile
ADMINISTRATIVE DIRECTOR

Iris T. Murayama
DEPUTY ADMINISTRATIVE DIRECTOR

JUDICIARY COMM. NO. 4

March 1, 2017

The Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature, 2017
State of Hawai'i
State Capitol, Room 409
415 South Beretania Street
Honolulu, HI 96813

Dear President Kouchi:

Pursuant to Section 803-47(b), Hawai'i Revised Statutes, the Judiciary respectfully transmits the following report relating to wire, oral, or electronic communications and reports concerning pen registers and trap and trace devices based on information received from the Attorney General and the County Prosecuting Attorneys of O'ahu, Maui, Hawai'i, and Kaua'i. With respect to applications for the use of pen register, trap, and trace devices, and the release of subscriber's information, there were no applications filed by the Attorney General and the Prosecuting Attorneys of the City and County of Honolulu, Hawai'i, and Kaua'i.

The Prosecuting Attorney of the County of Maui reported the following:

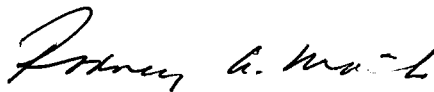
- (1) There were three (3) wiretap orders applied for on two (2) applications (TT1, TT2, and TT3) and three (3) pen registers applied for on two (2) applications in 2016;
- (2) The kind of orders applied for were Interception of Communications or Wiretap and Pen Registers;
- (3) Each order was granted as applied for;
- (4) The period of interception for TT1 and TT2 was April 4, 2016 through May 4, 2016, and TT3 was May 4, 2016 through June 1, 2016. There were no extensions on either applications;
- (5) The offense specified in the orders or applications was Conspiracy to Commit Methamphetamine Trafficking;
- (6) Officer Grant Nakamura of the Maui Police Department requested the application and the Prosecuting Attorney, John D. Kim, of the Department of the Prosecuting Attorney, Maui County, Hawaii authorized the request for the application;
- (7) A secured location within the Maui Police Department, Kihei Station, was the facilities used to intercept communications;

Senator Ronald D. Kouchi
President of the Senate
March 1, 2017
Page two

- (8) (A) The nature and frequency of incriminating communications intercepted are as follows:
TT1 - 24 pertinent voice calls and 52 pertinent text messages;
TT2 - 0 pertinent voice calls and 240 pertinent text messages;
TT3 - 53 pertinent voice calls and 31 pertinent text messages;
- (B) The nature and frequency of other communications intercepted are as follows:
TT1 - 252 non-pertinent voice calls and 38 non-pertinent text messages;
TT2 - 0 non-pertinent voice calls and 19 non-pertinent text messages;
TT3 - 520 non-pertinent voice calls and 83 non-pertinent text messages;
- (C) The approximate number of persons whose communications were intercepted are as follows:
TT1 - thirteen (13) people;
TT2 - nine (9) people; and
TT3 - eleven (11) people.
- (D) The approximate nature, amount and cost of the personnel and other resources are as follows: Approximately \$150,000 in personnel costs and approximately \$11,000 in resource costs (installation fees, supplies, equipment, etc.), totaling approximately \$161,000;
- (9) There were 67 total arrests which included the following charges: Methamphetamine Trafficking, Criminal Conspiracy, Promoting a Dangerous Drug III, Prohibited Acts Related to Drug Paraphernalia, Promoting a Detrimental Drug I, Promoting a Detrimental Drug II, Promoting a Detrimental Drug III, Promoting a Harmful Drug III, Felon In Possession of Firearm, and Felon in Possession of Ammunition;
- (10) No trials have resulted from the interceptions as of this date;
- (11) No motions to suppress have been made with respect to the interceptions as of this date;
- (12) No convictions have resulted from the interceptions as of this date.

Should your staff have any questions, they should not hesitate to contact Karen Takahashi at (808) 539-4896.

Sincerely,



Rodney A. Maile
Administrative Director of the Courts

c: Members of the Senate