

DAVID Y. IGE
GOVERNOR



KEITH T. HAYASHI
INTERIM SUPERINTENDENT

STATE OF HAWAII
DEPARTMENT OF EDUCATION
P.O. BOX 2360
HONOLULU, HAWAII 96804

Date: 03/29/2022

Time: 09:30 AM

Location: CR 016 & Videoconference

Committee: Senate Judiciary

Department: Education

Person Testifying: Keith T. Hayashi, Interim Superintendent of Education

Title of Bill: GM 0596 Submitting for consideration and confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022.

Purpose of Bill:

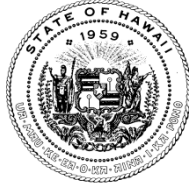
Department's Position:

I strongly support the nomination of Ms. Holly Shikada to serve as the Attorney General of the State of Hawaii. Ms. Shikada has more than 30 years of experience in the Department of the Attorney General, serving in numerous roles including the Supervising Deputy Attorney General of the Education Division, the First Deputy Attorney General, and the Interim Attorney General.

Ms. Shikada has supported the Hawaii State Department of Education (Department) for 22 years and been readily accessible in providing assistance when needed. I have had the honor and pleasure of working with her on many occasions in my various roles within the Department. She is incredibly intelligent and hard-working and will bring extraordinary knowledge and experience to the position.

I strongly urge you to confirm Ms. Shikada to serve as the Attorney General.

Thank you for the opportunity to testify in strong support of Ms. Holly Shikada.



TESTIMONY BY:

JADE T. BUTAY
DIRECTOR

Deputy Directors
ROSS M. HIGASHI
EDUARDO P. MANGLALLAN
PATRICK H. MCCAIN
EDWIN H. SNIFFEN

**STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097**

March 29, 2022

9:30 a.m.

State Capitol, Room 016 / Teleconference

G.M. 596

Submitting for consideration and confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022.

Senate Committee on Judiciary

The Department of Transportation (DOT) strongly **supports** Governor's Message 596 appointing Holly Sakakida to the position of Attorney General for the State of Hawaii for advice and consent by the Hawaii State Senate.

Holly Shikada earned her Bachelor of Arts in Accounting and Juris Doctor in Law from the University of Hawaii.

Holly Shikada started her legal career in private practice with the Fujiyama Duffy & Fujiyama law firm and served the State of Hawaii as Deputy Attorney General for over thirty years. As the supervising Deputy Attorney General for the Education Division, she led the department focusing on ensuring compliance with a class-action settlement known as the Felix Consent Decree and served in the Family Law Division.

Holly Shikada's experience and expertise allow her to step into this important role without missing a beat, whether it's representing the state in court cases, leading investigations, providing advice on legal matters, or carrying out other functions as the state's chief legal and law enforcement officer. Her commitment to public service stands as an example to future generations of attorneys.

It is with deep gratitude that we recommend that her nomination be confirmed.

Thank you for the opportunity to provide testimony.

DAVID Y. IGE
GOVERNOR



RYKER WADA
DIRECTOR

ANDREW T. GARRETT
DEPUTY DIRECTOR

STATE OF HAWAII
DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT
235 S. BERETANIA STREET
HONOLULU, HAWAII 96813-2437

TESTIMONY TO THE
SENATE COMMITTEE ON JUDICIARY

For Hearing on Tuesday, March 29, 2022
9:30 a.m., State Capitol, Conference Room 016

By

RYKER WADA
DIRECTOR

Governor's Message 596: Submitting for consideration and confirmation as the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022.

Chair Rhoads, Vice-Chair Keohokalole, and Members of the Committee:

It is my pleasure to submit this testimony in **strong support** of the confirmation of Holly Shikada as the Attorney General. I have gotten to know Ms. Shikada very well over the last few years and have found her to be a dedicated and knowledgeable public servant who is well suited to be our Attorney General. She has spent over twenty years with the department, first with the family law division, to more recently with the education division, prior to becoming part of the department's leadership team.

As the first deputy attorney general, and now as the attorney general, Ms. Shikada has played a critical role in helping the state manage its response to the COVID-19 pandemic. Her temperament is her strongest asset, and her commitment to public service is unquestioned. We will all be served well by having her serve in this capacity until the end of Governor Ige's term.

Thank you for allowing me to testify in **SUPPORT** of Governor's Message 596. I respectfully urge the committee to advise and consent to this nomination.

**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

**Testimony of
SUZANNE D. CASE
Chairperson**

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

**Before the Senate Committee on
JUDICIARY**

**Tuesday, March 29, 2022
9:30 AM**

State Capitol, Conference Room 016 & Via Videoconference,

**In consideration of
GOVERNOR'S MESSAGE 596
SUBMITTING FOR CONSIDERATION AND CONFIRMATION TO THE
ATTORNEY GENERAL OF THE DEPARTMENT OF THE ATTORNEY GENERAL,
GUBERNATORIAL NOMINEE,
HOLLY SHIKADA,
FOR A TERM TO EXPIRE AT NOON ON 12-05-2022**

The Department of Land and Natural Resources strongly supports Governor's Message 596 nominating Holly T. Shikada as the Attorney General for the Department of the Attorney General for a term to expire at noon on December 5, 2022.

Holly Shikada is a graduate of the University of Hawaii at Manoa where she earned her B.A. in Accounting, following up with her law degree from the William S. Richardson School of Law. Upon passing the State Bar Exam, Ms. Shikada proceeded to work for the law firm of Fujiyama Duffy and Fujiyama. She then moved over to her present employer, the Department of the Attorney General, where she has been serving the last 30 years. Prior to her interim appointment as the Attorney General, Ms. Shikada served 18 years as the Supervising Deputy Attorney General for the Education Division.

Ms. Shikada's years at the Department of the Attorney General have brought her a thorough understanding and perspective of a variety of issues. The Department of Land and Natural Resources is confident that Ms Shikada's experience, knowledge, and skills will continue to translate to the strong leadership and guidance for the State of Hawaii.

Thank you for your consideration of the Department's strong support of Governor's Message 596, nominating Holly T. Shikada as the Attorney General for the Department of the Attorney General.

DAVID Y. IGE
Governor

JOSH GREEN
Lt. Governor



PHYLLIS SHIMABUKURO-GEISER
Chairperson, Board of Agriculture

MORRIS M. ATTA
Deputy to the Chairperson

State of Hawaii
DEPARTMENT OF AGRICULTURE
1428 South King Street
Honolulu, Hawaii 96814-2512
Phone: (808) 973-9600 FAX: (808) 973-9613

TESTIMONY OF PHYLLIS SHIMABUKURO-GEISER
CHAIRPERSON, BOARD OF AGRICULTURE

BEFORE THE SENATE COMMITTEE ON JUDICIARY
MARCH 29, 2022
9:30 A.M.
CONFERENCE ROOM 16& VIA VIDEO CONFERENCE

GOVERNOR'S MESSAGE NO. 596

Submitting for consideration and confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022.

Chairperson Rhoads and Members of the Committee:

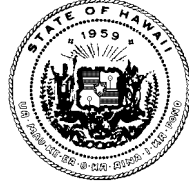
Thank you for the opportunity to testify on GM 596, consideration and confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022. The Hawai'i Department of Agriculture (HDOA) strongly supports this measure.

Ms. Shikada has a distinguished law career with the State of Hawai'i at the Department of the Attorney General serving in multiple roles, as a deputy attorney general in the Family Law division, as Unit Supervisor in implementation of the Felix Consent Decree, as Supervisor of the Education Division, and as First Deputy Attorney General. Ms. Shikada also has experience in the private sector prior to her tenure in public service. Her vast experience in varied areas of the law make her an ideal candidate for Attorney General. HDOA respects her leadership, and appreciates her assistance and support of agriculture in Hawai'i.

Thank you for the opportunity to testify on this measure.



DAVID Y. IGE
GOVERNOR



CATHY BETTS
DIRECTOR

JOSEPH CAMPOS II
DEPUTY DIRECTOR

STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES

P. O. Box 339
Honolulu, Hawaii 96809-0339

March 29, 2022

TO: The Honorable Senator Karl Rhoads, Chair
Senate Committee on Judiciary

FROM: Cathy Betts, Director

SUBJECT: **GM 569 - Submitting for consideration and confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022.**

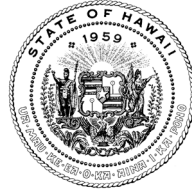
Hearing: Tuesday, March 29, 2022, 9:30 a.m.
Via Videoconference, State Capitol

As the Director of the Department of Human Services (DHS), I strongly support the nomination and confirmation of Holly Shikada to serve as the Attorney General of the State of Hawaii.

Ms. Shikada has served in various leadership roles within the Department of the Attorney General since 1989. Her dedication to public service and commitment to the rule of law is evident in all of Ms. Shikada's work. Ms. Shikada approaches her role with solid ethics and integrity. She has long assisted DHS with various legal issues and has always been responsive, kind, and collaborative.

On behalf of DHS, thank you for allowing this opportunity to voice my strong support for the nomination of Ms. Shikada.

LATE



**STATE OF HAWAII
OFFICE OF THE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS**

335 MERCHANT STREET, ROOM 310
P.O. BOX 541
HONOLULU, HAWAII 96809
Phone Number: 586-2850
Fax Number: 586-2856
cca.hawaii.gov

DAVID Y. IGE
GOVERNOR

JOSH GREEN
LT. GOVERNOR

CATHERINE P. AWAKUNI COLÓN
DIRECTOR

JO ANN M. UCHIDA TAKEUCHI
DEPUTY DIRECTOR

Testimony to the Senate Committee on
Judiciary

The Thirty-First Legislature
Regular Session of 2022

Tuesday, March 29, 2022
9:30 a.m.

Testimony on **Governor's Message No. 596**, Submitting for Consideration and Confirmation as the **Attorney General of the Department of the Attorney General**, Gubernatorial Nominee, **Holly Shikada**, for a Term to Expire on December 5, 2022.

To the Honorable Karl Rhoads, Chair and Members of the Committee:

My name is Catherine Awakuni Colón, Director of the Department of Commerce and Consumer Affairs (DCCA), and I am writing in **support** of the appointment of Holly Shikada to serve as the Attorney General, for a term to expire on December 5, 2022.

Ms. Shikada's more than 30 years with the Department of the Attorney General provides her with the experience, knowledge and skills to lead the Department of the Attorney General. I was first introduced to Ms. Shikada when she served as the Supervisor of the Education Division at the Attorney General's Office, and was immediately impressed by her breadth of knowledge and collaborative nature. After her appointment to serve as the First Deputy and now the Attorney General, I have sought the counsel of Ms. Shikada on a number of legal matters that have come before the DCCA. In response, Ms. Shikada has demonstrated herself to have great integrity and to be diligent, hard-working, and immensely capable. The team at DCCA are grateful for the help that she and her deputies provide to us every day.

I firmly believe Ms. Shikada will continue to be a valued and highly productive member of Governor Ige's cabinet, and respectfully request that you recommend approval of her nomination as Attorney General.

Thank you for the opportunity to support GM No. 596. I would be pleased to respond to any questions that you may have.

Joseph Campos II
jcampos@dhs.hawaii.gov – 808-586-4998

WRITTEN TESTIMONY BY
JOSEPH CAMPOS II
DEPUTY DIRECTOR, DEPARTMENT OF HUMAN SERVICES
TO THE SENATE COMMITTEE ON JUDICIARY

March 29, 2022

9:30 a.m.

Conference Room 225

Submitting for consideration and confirmation as the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022.

My name is Joseph H. Campos II, and I am the Deputy Director of the Department of Human Services. I am testifying in **STRONG SUPPORT** of Governor's Message 596, Gubernatorial Nominee, HOLLY SHIKADA, as the Attorney General of the Department of the Attorney General (DAG).

Ms. Shikada has demonstrated that she has the leadership and experience to serve as the Attorney General. Ms. Shikada served the Attorney General for the State of Hawai'i since December 2021. Prior to that she served as the First Deputy Attorney General, State of Hawai'i from April 2021 through December 2021 and as a Deputy Attorney General in several departments from December 1989 through April 2021. Ms. Shikada's entirety of experiences at DAG show her extensive knowledge, passion, and commitment to address the complex issues before the DAG and her dedication to public service. I have seen her commitment to the people of Hawai'i and have been impressed with her willingness to work with other departments and ensure that any issues are addressed.

Thank you for allowing me to testify in **STRONG SUPPORT** of Governor's Message 596 and Ms. Shikada.

HOSODA LAW GROUP

Attorneys at Law, A Law Corporation

Three Waterfront Plaza, Suite 499 | 500 Ala Moana Boulevard | Honolulu, Hawai`i 96813
Telephone: (808) 524.3700 | Facsimile: (808) 524.3838

Lyle S. Hosoda | lsh@hosodalaw.com
Kourtney H. Wong | khw@hosodalaw.com
Spencer J. Lau | sjl@hosodalaw.com

March 24, 2022

The Honorable Governor David Y. Ige
State of Hawai`i
Hawai`i State Capitol
415 S. Beretania Street
Honolulu, Hawai`i 96813

**RE: GM596 / Recommendation for Holly Shikada
Attorney General, State of Hawai`i**

Dear Governor Ige:

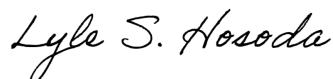
This is my unqualified recommendation for the consideration and confirmation of Holly Shikada, Esq. (“Ms. Shikada”) to be confirmed and retained as Attorney General for the State of Hawai`i. Ms. Shikada has the requisite intelligence, skills, training, and experience to serve our community as the Attorney General.

I have known Ms. Shikada for 40 years. We are classmates from the William S. Richardson, Hawai`i School of Law. We have maintained both a personal friendship and professional relationship throughout all of those years. It has been my honor and privilege to have these relationships with her. Until the pandemic, we gathered 3-4 times a year socially along with other classmates.

Professionally, when Ms. Shikada was in private practice, we had cases that we worked on along with, and against one another. For many years before Ms. Shikada became the acting Attorney General, when she was the Deputy Attorney General that had responsibility for the Department of Education (“DOE”), we had to communicate and work together several times a year. I have represented the Oahu Interscholastic Association (“OIA”) for approximately 15 years. In that capacity, I worked with Ms. Shikada on legislative issues and lawsuits that were filed against the DOE and OIA.

Based upon 40 years of observation and experience, I recommend that Ms. Shikada be confirmed as the Attorney General.

Very truly yours,



Lyle S. Hosoda

March 27, 2022

Senator Karl Rhoads, Chair
and Committee Members
Committee on Judiciary
State Capitol, Room 016
415 South Beretania Street
Honolulu, Hawaii 96813

RE: GM 596, Submitting for consideration and confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, **Holly Shikada**, for a term to expire at noon on 12-05-2022.

DATE: Tuesday, March 29, 2022

TIME: 9:30 AM

TESTIMONY IN STRONG SUPPORT

Dear Senator Rhoads and Members of the Committee:

This testimony is in **STRONG SUPPORT** of the confirmation of Holly Shikada to serve as Attorney General for the State of Hawaii.

I am the First Deputy Attorney General (FDAG) with the Department of the Attorney General, State of Hawaii and have practiced law in Hawaii for over 20 years. Through my previous work as acting supervisor of the Health Division and my current role as FDAG, I have had the opportunity to work very closely with Holly. I am continually impressed by her institutional knowledge of the department, depth of management and leadership skills, her integrity and strong sense of fairness and honesty, as well as her legal insight gained over a period of over thirty years in public service working up the ranks in the department and five years before that in private practice.

What is most impressive, however, is her dedication to being in the trenches with her deputies. Holly is always willing to listen and provide feedback on the many complex cases the department faces. In order to do so, she is frequently the first person in and the last person out of the office so that she can review and understand the non-stop briefs, written opinions, legislative testimony, and critical legal decisions that must be made on a daily basis. Her exceptional standards of professionalism and public service as well as energetic and positive attitude are an inspiration, and she is a role model for the department who leads by example.

There are few attorneys who have the intelligence, experience, temperament and character to lead the Department of the Attorney General. Holly Shikada is that rare individual and it has been an honor and a privilege to work alongside and learn from her. Therefore, I respectfully and strongly urge the Committee and the Senate to confirm Holly Shikada's appointment as Attorney General. Thank you very much for the opportunity to submit personal testimony in strong support of GM 596.

Very truly yours,



Valerie M. Kato

STRONG OPPOSITION IN HOLLY SHIKADA BEING CONFIRMED AS THE ATTORNEY GENERAL, STATE OF HAWAII-GM596

Good morning Chair Rhoads and members of the Senate Judiciary Committee. I am Daniel Hanagami, the Chief Special Investigator for the Investigations Division of Department of the Attorney General. I am submitting this testimony in my personal capacity and on my own time.

I have held my position as Chief Special Investigator for over eight years. Prior to that, I served in the Honolulu Police Department for 27.5 years and 8 years as a private investigator. Retiring as a Major in the Honolulu Police Department, I have investigated the majority of the complex financial fraud and government corruption cases in Honolulu. I had a stellar, accomplished, decorated, and unblemished career in serving our community. I take pride in upholding and maintaining the integrity of the Investigations Division and the Department as a whole. Because of my belief in fairness, integrity, and honesty, I am compelled to **strongly oppose the nomination** of Ms. Holly Shikada for the position of Attorney General.

Currently, I am a subordinate to Attorney General Holly Shikada, and she is my supervisor. She was also my designated supervisor when she was the First Deputy Attorney General, since the prior Attorney General had to recuse herself from supervising me due to the civil rights violation she committed against me.

I am strongly opposing the confirmation of Holly Shikada as the Attorney General for the State of Hawaii based upon my interactions with her. I personally observed that she lacks the following essential qualities in being the Attorney General for the State of Hawaii: integrity; honesty; legal ability; leadership and managerial skills; common sense; communication skills; problem solving abilities; ability to be fair; and she is not ethically sound to uphold this esteemed position as the top law enforcement officer and legal counsel for the State of Hawaii.

Attorney General Shikada has participated and schemed, with the prior Attorney General and her staff, to violate my civil rights, utilizing fraud to discriminate against me. I addressed my complaint to a federal agency last year and that agency has determined that their fraudulent conducts warranted the Department of the Attorney General to be charged with a civil rights violation. The charge is currently being investigated by that federal agency. What the Office of the Attorney General did to me was similar to what the Kealohas did to their uncle. In my situation, the Office of the Attorney General filed false reports against me and sent it to the Department of Public Safety for investigation (as of this date, after about eleven months of their requested investigation to PSD, I have not been contacted by any investigator to be interviewed, nor has the Human Resources Division informed me of the status of these false charges after I made inquiry with the administrator).

As part of her fraudulent conduct with others in the Office of the Attorney General, to include her Special Assistant Gary Yamashiroya, Attorney General Shikada failed to allow me proper due process under the civil service laws in the Hawaii Revised Statutes. In matters of fabricating false reports, she was instrumental in creating a hostile work environment to harass me, with the intent of having me resign, even when the documentary evidence of their false charges clearly exhibited that I was not conducting any administrative violations nor jeopardizing an investigation. This type of conduct is not within the character of an ethical and honest Attorney General, who should always assess facts before coming to conclusions.

STRONG OPPOSITION IN HOLLY SHIKADA BEING CONFIRMED AS THE ATTORNEY GENERAL, STATE OF HAWAII-GM596

Attorney General Shikada participated in initiating a fraudulent report of my arrest of a violent homeless individual that assaulted me on State property. Even after I convicted the suspect with the Honolulu Prosecutor's Office (who found no wrongdoing in my investigative report, nor my conduct during the arrest) Attorney General Shikada participated in accusing me of improper use of my pepper spray in my self-defense and the illegal use of blue lights mounted in an approved State of Hawaii vehicle in the parking lot of a State of Hawaii building.

Attorney General Shikada also participated in filing another false report stating that I jeopardized and compromised the safety of my Special Agents by submitting a billing for services to another State agency that disclosed the identity of my Special Agents. The documentary evidence clearly showed that I was not involved in the submittal of that billing and I committed no wrongdoing. Attorney General Shikada should have been aware of this had she done her due diligence to investigate this matter as an attorney.

This is not an isolated incident, whereby, their vile actions were made only against me. Ms. Shikada's conduct of participating in false allegations against employees is corroborated by a current lawsuit against the Department by a former Supervising Deputy Attorney General. In that case, Attorney General Shikada participated in establishing a hostile work environment and utilizing fraudulent conduct to force that Supervising Deputy Attorney General into constructively dismissing herself from the Department of the Attorney General. This lawsuit is public records, and the evidence of that civil suit identifies the fraudulent employment practices of the Office of the Attorney General against that Supervising Deputy Attorney General.

Attorney General Shikada attempts to weaponize the legislative process by retaliating against me in order to take away my law enforcement powers because she cannot do it legally with just cause. She schemed with others in her Office of the Attorney General to submit a bill to take away the civil service status of my position and that of the Administrator of the Hawaii Criminal Justice Data Center with no valid or logical justifications. It appears Ms. Shikada and her Office of the Attorney General want to sail into uncharted waters by executing employment actions contrary to what competent government managers would do. A responsible manager would never change civil service positions into exempt positions, which is an unlikely action done in Hawaii government with a union atmosphere.

Attorney General Shikada also planned to disassemble my Investigations Division by participating with the Department of Public Safety to send my Special Agents to the Department of Law Enforcement with no competent reorganizational plans, coordination, and logistics. These deficiencies of a failed reorganizational plan would render my team ineffective in serving this community as Special Agents that address complex financial crimes and government corruption.

Attorney General Shikada also schemed, without collaboration with me, to remove approximately half of my Special Agents and transfer them to her Criminal Justice Division; even though these special agents objected in being sent to that division. She did this in retaliation against me to reduce my supervisory capability. This lack of collaboration violated the spirit of her own office policy, which encourages all employees to work collaboratively. She never discussed these changes with me, her Chief Special Investigator. This behavior, by restricting her Chief Special Investigator from participation, is contrary to and violates the spirit of Hawaii Revised Statutes **§89-1 Statement of findings and policy**, where public employees have been granted the right to share in the decision-making process affecting wages and working conditions, when this is done, they have become more responsive and better able to exchange ideas and information on operations with their administrators.

STRONG OPPOSITION IN HOLLY SHIKADA BEING CONFIRMED AS THE ATTORNEY GENERAL, STATE OF HAWAII-GM596

Attorney General Shikada has made admissions to me that she has little knowledge of what law enforcement does in the State of Hawaii and she must rely upon her Special Assistant to the Attorney General as a resource. Her Special Assistant serves as her enhancement to vile and retaliatory actions against me and my Investigations Division with both resorting to skullduggery behaviors.

Recently, the public was made aware of corruption within our community. Confirming Ms. Shikada as the Attorney General, without scrutinizing her conduct and skills, will undermine the integrity of the Department and will severely jeopardize public safety and enhance further distrust in government.

Should there be any doubt as to what I have testified, I would invite this legislative body to conduct your own investigation with your subpoena powers.

Thank you for allowing me to testify.

Dale A. Head

1637 Ala Mahina Place Honolulu, Hawaii 96819
[sunnymakaha@yahoo.com] (808) 228-8508

to: Senate Committee on Judiciary - Chair Karl Rhoads, Vice Chair Jarrett Keohokaole, Laura Acasio, Mike Gabbard, Donna Mercado Kim, Chris Lee, and, Kurt Fevella

Subject: Governor's Message (GM) 596 Nomination of Holly T. Shikada as Hawaii Attorney General

1. While Acting Attorney General Holly T. Shikada has a great resume and oversees a staff of 650+ people, respectfully I ask the Senate to **not confirm this nomination**. As noted in this "Overview" piece from our Hawaii Attorney General website, the position is designated as the "chief law enforcement officer of the State of Hawaii". Surely that should also mean enforcing decisions handed down by the Hawaii Supreme Court, in my humble opinion.

[From the Attorney General website] **OVERVIEW**

Mission Statement: To provide excellent legal and public services in a timely manner.

Roles and Responsibilities. The Attorney General is the chief legal officer and chief law enforcement officer of the State of Hawaii. The Attorney General is appointed by the Governor. 180 attorneys and over 500 professional and support personnel assist the Attorney General in fulfilling the responsibilities of the office.

2. In the role of "Chief law enforcement officer of the State of Hawaii", that should include enforcement of Hawaii Supreme Court decisions affecting our Legislature. More specifically, on 4 November of 2021 the Court ruled the practice of 'Gut and Replace' schemes practiced by law makers at an end. While amendments still can be made to Bills, they must be "germane".

3. On 16 February 2022, during a public Hearing on **SB2852** the Committee Chair gutted the Voting Rights Bill for taxpayers who own properties in Home Owners Associations. None of the sitting Committee Members dared to question her action, instead rubber stamping approval, without comment.

4. Due to public media accounts of the Hawaii Supreme Court decision, to include news stories and comments by some Legislators, I decided to ask our State Attorney General to enforce the 'Decision'. First I called the AG Office on Friday 25 February 2022, and after discussion with a staffer, decided to make it a formal email letter. Sent the email message out two days later on 27 February 2022. After not getting a timely reply, not even an acknowledgement, phoned that Office again on Wednesday 2 March 2022. A different staffer promised to check on the request. Never heard from her again.

5. I am embedding the 27 February 2022 email letter below. The statement about being the State Chief Law Enforcement Officer apparently does not include our State Supreme Court. And, there is no 'timely' response being made. So, this means Legislators are again free to 'Gut and Replace' any Bills they wish to. This really makes lobbyist happy.

6. The Senate had declined to confirm a previous appointment, that of Judge Dan Gluck. You should do the same with this one, in my opinion.

Respectfully, Dale A. Head

Sunday 27 March 2022

- **From:** Dale Head <sunnymakaha@yahoo.com>
- **Date:** February 27, 2022 at 8:14:28 PM HST
- **To:** "Attorney General Holly T. Shikada" <atg.legcoordinator@hawaii.gov>

- **Subject: Legislator non-compliance with Hawaii Supreme Court ban on ‘Gut & Replace’**

Sunday February 27, 2022

Aloha:

- 1. I am writing today regarding non-compliance with the Hawaii Supreme Court (HSC) decision (issued 4 November 2021) which prohibited ‘Gut and Replace’ schemes in our Legislature - Specifically by **Senator Rosalyn Hestor Baker** in her capacity as Chair of the Hawaii Senate Committee on Commerce and Consumer Protection (CPN). And, also, misuse of this same HSC decision by Representative Aaron Ling Johanson in his capacity as Chair of House Committee on Consumer Protection and Commerce (CPC). Particulars are as follows -
- 2a. *Maui state Senator Rosalyn Hestor Baker*, after taking testimony during a video recorded Hearing of **SB2852**, which accorded the right for members of Home Owners Associations to cast their vote(s) by US Mail, over the Internet, or by other electronic means (meaning telephonic to a neutral 3rd party business that specializes in conducting elections), ***amended*** the Bill passing such a decision on to the Board of Directors of an HOA (of which there are now about 1,800 in Hawaii (a figure that fluctuates from year to year). With the amendment in place this preserves status quo ante wherein about **70%** of HOA members, being investors and not owner occupants of their properties, are ***blocked*** from casting their own vote. [Note - Back in 2005 the Legislature promulgated Hawaii Revised Statute **514b-123** which specified an Association member must be ***‘present in person’*** at an election meeting in order to cast their own vote. This action screened out a majority of owners as they are investors. It also blocked frail elderly and disabled owner-occupants who are mobility challenged from exercising their ‘right to vote’ as they too cannot attend a meeting. Presently there are about **173,000** condominiums in Hawaii, with **70%** of owners being investors, this means over **121,000** owners are denied the right to vote (in an HOA election.)
- 2b. As the Hearing was recorded and posted on YouTube, it can be viewed at this link: <https://www.youtube.com/watch?v=P34t0BGSkZE>
- 2c. While viewing the above link, simply pull your cursor on that video screen to timestamp **45.28** (*meaning 45 minutes and 28 second mark*), to view when *Senator Baker amended SB2852 thereby perpetrating a Gut and Replace maneuver which is then titled as **SB2852 SD1***. I offer my own comments, earlier, about the right to vote being suppressed at time mark **14.58**, that over many many years people have died to win the right to vote.
- 2d. While the Committee supposedly passed as **SB2852 SD1**, pushing off onto HOA Board of Directors to decide the question, should they do so this would put them in

conflict with existing HRS514b-123. And, lawyers would advise them they cannot ignore 'state law'. Consider, the Legislature in 2005 truncated Voting Rights in HOAs, which was injurious to most members, and now Senator Baker ducks Legislative accountability by pointing a finger at HOA Boards to deal with Voting Rights. This clearly was a Gut & Replace maneuver, introducing a **non-germane** portion which Committee members were okay with. None of them objected.

- 2e. Senator Baker, out of public view, accepts donations from business lobby groups, and their Officers, then does their bidding by killing Bills they object to, in my opinion. She refused to schedule a Voting Rights related HOA specific Bill, **SB724** introduced by Senator Maile Shimabukuro, at my request, in **2019**, then again the Senator blocked the same issue in **2021** when it was introduced by Senator Lorraine Inouye of the the 'Big Island' (Hawaii). The 'Public Good' is not being accomplished when this happens. A useful Internet link to have a look at in this particular situation is:

- <https://www.followthemoney.org/entity-details?eid=4105485>

- One of her donors is President of Hawaii Council of Community Organizations (HCCA), which in fact is a business lobby group. Routinely both HCCA and CAI (Community Associations Institute), another business group with a misleading name, oppose any measures relating to voting rights, like, **HB347** & **SB724** in 2019.

2f. Senator Baker in her 'report' regarding **SB2852 SD1** conjures up imaginary problems that would manifest if HOAs were required to allow members to vote, Ignoring that her decision for Boards of Directors, many of which are in fact 'puppet Boards' due to willful election maladministration by management companies, cannot approve a policy at variance with existing state condo law. Senate President Ronald Kouchi could show leadership and intervene, as a matter of decorum, but will never do so.

3a. Regarding **Representative Aaron Ling Johanson**, Chair of the Hawaii House Committee on Consumer Protection and Commerce (CPC). He convened a Hearing on Thursday February 3, 2022, for **HB1583** (which was the companion to **SB2852**), giving to HOA members who cannot attend an election meeting in person, to exercise their vote(s) via US Mail, the Internet, or other electronic means. This Hearing too was recorded on video then posted on the Internet, at, this link:

- <https://www.youtube.com/watch?v=xleRxG2sl6A>

- 3b. While reading submitted testimony is interesting, and, watching the video, it was the manner in which Representative Johanson ducked having his Committee members decide whether or not HOA owners, taxpayers, can exercise voting rights, by citing the Supreme Court decision regarding 'Gut and Replace. Watch and listen as he makes, at time mark **1:50:28** (for 1 hour, 50 minutes, and 28 seconds), a rambling excuse for deferring his Committee from voting on HOA members rights in elections, curiously, blaming the Supreme Court prohibition on 'Gut & Replace'. Odd that Johanson has now 'weaponized' that Hawaii Supreme Court decision.

4. We have an intractable corruption problem in our Legislature, as evidenced by several cases reported in news media recently. This one of predatory business practiced aimed at HOAs via manipulation of elections, which they administer, has been going on for decades. Respectfully I suggest the state Attorney General address this matter with the Governor, Legislative ‘Leadership’, the Legislators involved, and enforce the Supreme Court decision. A public announcement to that effect would go towards restoring some modicum of public confidence in our ‘Law Makers’

Respectfully, Dale Arthur Head

(808) 228-8508 Cell/Text (808) 836-1016 Home
1637 Ala Mahina Place Honolulu, HI 96719

Excerpt from Supreme Court Decision :

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I ---o0o---
LEAGUE OF WOMEN VOTERS OF HONOLULU and COMMON CAUSE,
Plaintiffs-Appellants, vs. STATE OF HAWAI‘I, Defendant-Appellee.
SCAP-19-0000372
CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CAAP-19-0000372; CASE NO. 1CC18-1-001376)

NOVEMBER 4, 2021

NAKAYAMA, McKENNA, AND WILSON JJ., AND RECKTENWALD, C.J., DISSENTING,
WITH WHOM CIRCUIT JUDGE KAWAMURA, IN PLACE OF POLLACK, J.1,
RECUSED, JOINS OPINION OF THE COURT BY NAKAYAMA, J.

IV. CONCLUSION

For the foregoing reasons, we vacate the circuit court’s orders and judgment granting the State’s motion for summary judgment. Because we conclude that article III, section 15 of the Hawai‘i Constitution requires that a bill receive three readings after the Legislature introduces a non- germane amendment and because the hurricane shelter provisions of Act 84 violated section 15, we vacate the summary judgment granted to the State and remand this case to the circuit court with instructions to grant Plaintiffs’ motion for summary judgment.



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

Testimony of
David Y. Ige
Governor, State of Hawai'i
Before the

SENATE COMMITTEE ON THE JUDICIARY

Tuesday, March 29, 2022

9:30 A.M.

In consideration of
Governor's Message 596

Submitted for consideration and confirmation to the Attorney General of the State of Hawai'i, Gubernatorial Nominee, Holly Shikada

Chair Rhoads, Vice Chair Keohokalole, and Committee Members:

I respectfully request your **support** in confirming the appointment of Holly Shikada as the Attorney General of the State of Hawai'i.

Ms. Shikada is a 30-year veteran with the Department of the Attorney General and has been serving as first deputy in the department since April of 2021. With 18 years' experience as the supervising deputy attorney general for the Education Division, she will be able to step into the role of Attorney General without missing a beat.

Ms. Shikada earned her Juris Doctorate at the William S. Richardson School of Law and worked in private practice before joining with the department of the attorney general. She previously led a unit within the department focused on ensuring compliance with a class-action settlement known as the Felix Consent Decree.

Her extensive experience and expertise will be an asset to the State of Hawai'i as she comes alongside the entire department in our efforts to make Hawai'i a better place for everyone.

Mahalo for your consideration.

DAVID Y. IGE
GOVERNOR

JOSH GREEN M.D.
LT. GOVERNOR



ISAAC W. CHOY
DIRECTOR OF TAXATION

STATE OF HAWAII
DEPARTMENT OF TAXATION
P.O. BOX 259
HONOLULU, HAWAII 96809
PHONE NO: (808) 587-1540
FAX NO: (808) 587-1560

To: The Honorable Karl Rhoads, Chair;
The Honorable Jarrett Keohokalole, Vice Chair;
and Members of the Senate Committee on Judiciary

From: Isaac W. Choy, Director
Department of Taxation

Date: Tuesday, March 29, 2022
Time: 9:30 A.M.
Place: Via Video Conference, State Capitol

Re: G.M. 596, Submitting for Consideration and Confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee Holly Shikada

The Department of Taxation (Department) strongly supports the nomination of Holly Shikada to be the Attorney General (AG).

Ms. Shikada is an extremely qualified candidate to be the AG. She studied law and accounting at the University of Hawaii and has ably served the people of Hawaii as a Deputy AG since 1989. Before becoming Acting AG and First Deputy AG, she served as Supervisor of the AG's Education Division and led a special unit focusing on compliance with an important class-action settlement known as the Felix Consent Decree, with the goal of ensuring the State met its responsibility to provide educational and mental health services to students in need of those services.

Ms. Shikada also has key experience in private legal practice and understands the many complex facets of our legal community. Her extensive experience and passion for public service make her an outstanding candidate for this important position.

Thank you for the opportunity to testify in strong support of the nomination and confirmation of Holly Shikada to be the AG of the State of Hawaii.

DAVID Y. IGE
GOVERNOR



CRAIG K. HIRAI
DIRECTOR

GLORIA CHANG
DEPUTY DIRECTOR

EMPLOYEES' RETIREMENT SYSTEM
HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND
OFFICE OF THE PUBLIC DEFENDER

STATE OF HAWAII
DEPARTMENT OF BUDGET AND FINANCE
P.O. BOX 150
HONOLULU, HAWAII 96810-0150

ADMINISTRATIVE AND RESEARCH OFFICE
BUDGET, PROGRAM PLANNING AND
MANAGEMENT DIVISION
FINANCIAL ADMINISTRATION DIVISION
OFFICE OF FEDERAL AWARDS MANAGEMENT (OFAM)

WRITTEN TESTIMONY BY
CRAIG K. HIRAI
DIRECTOR, DEPARTMENT OF BUDGET AND FINANCE
AND
GLORIA CHANG
DEPUTY DIRECTOR, DEPARTMENT OF BUDGET AND FINANCE

TO THE
SENATE COMMITTEE ON JUDICIARY

GOVERNOR'S MESSAGE NO. 596

March 29, 2022
9:30 a.m.
Room 016 & Videoconference

SUBMITTING FOR CONSIDERATION AND CONFIRMATION TO THE ATTORNEY GENERAL OF THE DEPARTMENT OF THE ATTORNEY GENERAL, GUBERNATORIAL NOMINEE, HOLLY SHIKADA, FOR A TERM TO EXPIRE AT NOON ON 12-05-2022.

Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee:

We strongly support the appointment of Holly Shikada to the position of attorney general of the Department of the Attorney General (Department).

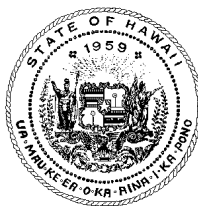
Governor Ige's administration is committed to addressing the many issues facing our state in a direct and forthright manner. We strive to do the right thing, the right way to achieve our shared goal of a healthy, sustainable economy to support our keiki, our kupuna, and the disadvantaged.

Ms. Shikada is an integral part of a team that is committed to achieving the goals of this administration in an honest, transparent, accountable, and responsive manner.

Ms. Shikada has been serving as attorney general of the Department of the Attorney General since December 2021. Prior to that, she served as the first deputy since March of 2021. She has 30 years of experience working for the Department in the Education Division and Family Law Division. Her work experience and knowledge will benefit the department and the State; therefore, we support her confirmation.

Thank you for the opportunity to provide testimony.

DAVID Y. IGE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
1177 Alakea Street, 6th Floor
Honolulu, Hawaii 96813

MAX N. OTANI
DIRECTOR

Maria C. Cook
Deputy Director
Administration

Tommy Johnson
Deputy Director
Corrections

Jordan Lowe
Deputy Director
Law Enforcement

No. _____

WRITTEN TESTIMONY ONLY

TESTIMONY ON GM 596
RELATING TO CONFIRMATION OF ATTORNEY GENERAL
By
Jordan Lowe, Deputy Director for Law Enforcement

Senate Committee on Judiciary
Senator Karl Rhoads, Chair
Senator Jarrett Keohokalole, Vice Chair

Tuesday, March 29, 2022; 9:30 a.m.
State Capitol Conference Room 016
Via Teleconference

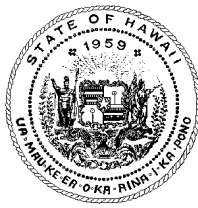
Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee:

The Department of Public Safety (PSD) strongly supports GM 596 that submits Gubernatorial Nominee, HOLLY SHIKADA for consideration and confirmation as the Attorney General for the Department of Attorney General, for a term to expire at noon on December 5, 2022.

HOLLY SHIKADA is a committed public servant with the highest degree of professionalism and integrity. SHIKADA has shown herself to be an extremely knowledgeable and accomplished attorney. SHIKADA strives to protect the interests of the State of Hawaii while also protecting the rights of individuals; and the communities of Hawaii.

Thank you for the opportunity to provide testimony.

DAVID Y. IGE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

MAX N. OTANI
DIRECTOR

Maria C. Cook
Deputy Director
Administration

Tommy Johnson
Deputy Director
Corrections

Jordan Lowe
Deputy Director
Law Enforcement

No. _____

WRITTEN TESTIMONY ONLY

TESTIMONY ON GOVERNOR'S MESSAGE 596,
SUBMITTING FOR CONSIDERATION AND CONFIRMATION TO THE
ATTORNEY GENERAL OF THE DEPARTMENT OF THE ATTORNEY
GENERAL, GUBERNATORIAL NOMINEE, HOLLY SHIKADA, FOR A TERM TO
EXPIRE AT NOON ON 12-05-2022.

By: Max N. Otani

Senate Committee on Judiciary
Senator Karl Rhoads, Chair
Senator Jarrett Keohokalole, Vice Chair

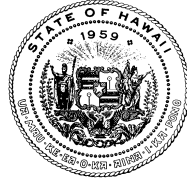
March 29, 2022; 9:30 am
Conference Room 016 and Via Videoconference

Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee:

I respectfully request your support for Governor Ige's appointment of Holly Shikada as Attorney General of the State of Hawaii. A graduate of the William S. Richardson School of Law, University of Hawaii at Manoa, Ms. Shikada served as a litigator with a private law firm before joining the Department of the Attorney General in 1989. She now has more than 35 years of experience as a litigator and has served in various leadership positions within the Attorney General's office, culminating in her recent appointment as Attorney General. Ms. Shikada is a dedicated public servant who is passionate about addressing the legal issues affecting residents of our state.

I ask for your support in advancing this measure for the full Senate to advise and consent on the nomination of Ms. Shikada as Attorney General.

Thank you for the opportunity to testify.



STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

Testimony in SUPPORT of GM 596
SUBMITTING FOR CONSIDERATION AND CONFIRMATION TO THE
ATTORNEY GENERAL OF THE DEPARTMENT OF THE ATTORNEY GENERAL,
GUBERNATORIAL NOMINEE, HOLLY SHIKADA, FOR A TERM TO EXPIRE AT
NOON ON 12/5/2022.

SENATOR KARL RHOADS, CHAIR
SENATE COMMITTEE ON JUDICIARY

Hearing Date: March 29, 2022 Room Number: 016

The Department of Health strongly supports GM 596 and the confirmation of Holly Shikada as the Attorney General of the Department of the Attorney General.

I have worked closely with Attorney General Shikada and have found her to be fair, thoughtful, reasonable, and patient. She is thorough in her deliberation, assimilates information quickly and grasps concepts readily. Her humility and wit make her a joy to work with and inspire confidence.

Professionally, she has over 30 years of experience serving the state in the Department of the Attorney General, a majority as a supervisor. Her dedication, commitment and leadership demonstrate that she is a true public servant and is an asset to the state of Hawaii in her role as the attorney general.

Thank you for the opportunity to testify in support of GM 596 and the confirmation of Holly Shikada as the Attorney General of the Department of the Attorney General.

STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
830 PUNCHBOWL STREET, ROOM 321
HONOLULU, HAWAII 96813
www.labor.hawaii.gov

March 29, 2022

To: The Honorable Karl Rhoads, Chair,
The Honorable Jarret Keohokalole, Vice Chair, and
Members of the Senate Committee on Judiciary

Date: Tuesday, March 29, 2022
Time: 9:30 a.m.
Place: Conference Room 16, State Capitol

From: Department of Labor and Industrial Relations (DLIR)

**Re: G.M. No. 596 Submitting for consideration and confirmation as the Attorney
General of the Department of the Attorney General, Gubernatorial Nominee,
HOLLY SHIKADA**

Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee,

My name is Anne E. Perreira-Eustaquio, and I am the Director of the Department of Labor and Industrial Relations. I am testifying in strong support of Governor's Message 596, Gubernatorial Nominee, Holly Shikada, as the Attorney General.

Ms. Shikada has demonstrated that she has the leadership and experience to successfully serve as the Attorney General. As the Attorney General, Ms. Shikada enforces the laws and addresses the legal issues that our state faces. Ms. Shikada has thirty-six years of legal experience, which includes serving as the Felix Unit Supervisor of the Education Division and Supervisor of the Education Division. Ms. Shikada's experiences demonstrate her deep institutional knowledge, familiarity with federal and state laws, and her continued commitment to public service.

I urge you to confirm Ms. Shikada to serve as the Attorney General so that she may continue to honorably provide guidance and enforce the laws.

Thank you very much for the opportunity to testify in strong support of Ms. Shikada.



**DEPARTMENT OF BUSINESS,
ECONOMIC DEVELOPMENT & TOURISM**

DAVID Y. IGE
GOVERNOR

MIKE MCCARTNEY
DIRECTOR

CHUNG CHANG
DEPUTY DIRECTOR

No. 1 Capitol District Building, 250 South Hotel Street, 5th Floor, Honolulu, Hawaii 96813
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804
Web site: dbedt.hawaii.gov

Telephone: (808) 586-2355
Fax: (808) 586-2377

Statement of
MIKE MCCARTNEY
Director

Department of Business, Economic Development, and Tourism
before the
SENATE COMMITTEE ON JUDICIARY

Tuesday, March 29, 2022
9:30 a.m.
State Capitol, Conference Room 016

in consideration of
GM 596

**Submitting for consideration and confirmation to the Attorney General of the
Department of the Attorney General, Gubernatorial Nominee,
HOLLY SHIKADA, for a term to expire at noon on 12-05-2022.**

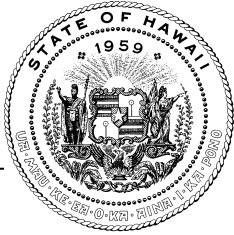
Chair Rhoads, Vice Chair Keohokalole and Members of the Committee.

I **support** the appointment of **Holly Shikada** to serve as the Attorney General of the Department of the Attorney General.

Throughout her professional career of more than three decades, Holly has provided legal support in her role in the private and public sectors. As an employee of the State of Hawai'i she has had varied positions in the education and family law divisions of the Attorney General office, as well as in her role as the First Deputy Attorney General. As the Attorney General in the Department of the Attorney General she will be able to utilize her past experiences and relationships to further the mission of the office and to be an advocate to uphold the role as the chief enforcement officer of the State of Hawai'i.

For these reasons, I urge this confirmation of Holly Shikada as the Attorney General of the Department of the Attorney General for the State of Hawai'i.

Thank you for the opportunity to comment.



HAWAII STATE ENERGY OFFICE STATE OF HAWAII

DAVID Y. IGE
GOVERNOR

SCOTT J. GLENN
CHIEF ENERGY OFFICER

235 South Beretania Street, 5th Floor, Honolulu, Hawaii 96813
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804

Telephone:
Web:

(808) 587-3807
energy.hawaii.gov

Testimony of
SCOTT J. GLENN, Chief Energy Officer

before the
SENATE COMMITTEE ON JUDICIARY

Tuesday, March 29, 2022

9:30 AM

State Capitol, Conference Room 016 & Videoconference

SUPPORT
**GOVERNOR'S MESSAGE 596, HOLLY SHIKADA
TO THE ATTORNEY GENERAL OF THE DEPARTMENT OF THE
ATTORNEY GENERAL
(Written Testimony Only)**

Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee, I am writing in support of the appointment of Ms. Shikada to serve as the Attorney General of the Department of the Attorney General.

Ms. Shikada has held a variety of positions in private and public that serve as a strong foundation for her in her role as Attorney General. She has served as the First Deputy Attorney General and before that worked in the education and family law divisions of the Attorney General office, among other responsibilities. She has been responsive and collaborative to problem solve challenges before the State. Please confirm Ms. Shikada into this important position.

Thank you for the opportunity to testify.

DAVID Y. IGE
GOVERNOR



CURT T. OTAGURO
COMPTROLLER
AUDREY HIDANO
DEPUTY COMPTROLLER

STATE OF HAWAII
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
P.O. BOX 119, HONOLULU, HAWAII 96810-0119

WRITTEN TESTIMONY
OF
CURT T. OTAGURO, COMPTROLLER
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
TO THE
SENATE COMMITTEE ON JUDICIARY

MARCH 29, 2022, 9:30 A.M.
CONFERENCE ROOM 016/VIA VIDEOCONFERENCE, STATE CAPITOL

G.M. 596
SUBMITTING FOR YOUR CONSIDERATION AND CONFIRMATION TO THE
ATTORNEY GENERAL OF THE DEPARTMENT OF THE ATTORNEY GENERAL,
GUBERNATORIAL NOMINEE, HOLLY SHIKADA, FOR A TERM TO EXPIRE AT NOON
ON 12-05-2022.

Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee, thank you for the opportunity to submit testimony on G.M. 596. I support the nomination of Ms. Holly Shikida to the position of Attorney General of the Department of the Attorney General.

Ms. Shikida has been first deputy attorney general for the department since April 2021. She has also served at other leadership positions within the department since 1999. In addition, prior to becoming a public servant, Ms. Shikida has worked as an attorney in the private sector.

She has a proven track record of leadership within State government. Ms. Shikida would be leveraging her leadership skills and legal experience to improve the department and serve the community. I have enjoyed working with Ms. Shikida in new capacity as Attorney General and respect her hard work and dedication to the State.

Thank you for the opportunity to testify on this matter.

DAVID Y. IGE
GOVERNOR
STATE OF HAWAII

JOSH GREEN
LT. GOVERNOR
STATE OF HAWAII



LATE

WILLIAM J. AILA, JR.
CHAIRMAN
HAWAIIAN HOMES COMMISSION

TYLER I. GOMES
DEPUTY TO THE CHAIRMAN

STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879
HONOLULU, HAWAII 96805

TESTIMONY OF WILLIAM J. AILA, JR, CHAIRMAN
HAWAIIAN HOMES COMMISSION
BEFORE THE SENATE COMMITTEE ON JUDICIARY
HEARING ON MARCH 29, 2022 AT 9:30 AM VIA VIDEOCONFERENCE

IN SUPPORT OF

GM596

Submitting for consideration and confirmation to the
Attorney General of the Department of the Attorney General,
Gubernatorial Nominee, **HOLLY SHIKADA**,
for a term to expire 12-05-2022

March 29, 2022

Aloha Chair Rhoads, Vice Chair Keohokalole, and members of the Committee:

We provide this testimony in support of Governor Ige's nomination of Holly Shikada as Attorney General of the Department of Attorney General.

Ms. Shikada has served as a Deputy Attorney General for well over 30 years making her qualified and well suited to serve as the Attorney General. In addition to her work focused on ensuring compliance with the Felix Consent Decree, DHHL is supportive of recent positions joining with other States to increase competition in the meatpacking industry in order to help local ranchers, farmers, and meat consumers; fight against youth and young adult suicide; oppose a proposal to weaken laws on sexual assault, abuse, and exploitation, human trafficking, and sex offender registration; and call on EPA to strengthen protections against childhood lead poisoning.

We respectfully ask your committee to advise and consent to this nomination, and thank you for your consideration of our testimony.

GM-596

Submitted on: 3/23/2022 4:18:58 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Elizabeth Kent	Individual	Support	Written Testimony Only

Comments:

Aloha,

Thank you for the opportunity to submit testimony in strong support of the nomination of Holly Shikada to be Hawaii's Attorney General. Holly and I were classmates so I have known and watched her professional career for many years. I am confident that Holly will be an excellent Attorney General -- smart, diligent, hard working, and compassionate. I urge the Senate to confirm her nomination.

Elizabeth Kent

DAVID Y. IGE
GOVERNOR



KENNETH S. HARA
MAJOR GENERAL
ADJUTANT GENERAL

STEPHEN F. LOGAN
BRIGADIER GENERAL
DEPUTY ADJUTANT GENERAL

STATE OF HAWAII
DEPARTMENT OF DEFENSE
OFFICE OF THE ADJUTANT GENERAL
3949 DIAMOND HEAD ROAD
HONOLULU, HAWAII 96816-4495

TESTIMONY ON GOVERNOR'S MESSAGE 596,
RELATING TO GUBERNATORIAL NOMINEE HOLLY SHIKADA

PRESENTATION TO
THE COMMITTEE ON JUDICIARY

BY

MAJOR GENERAL KENNETH S. HARA
ADJUTANT GENERAL
DIRECTOR OF THE HAWAII EMERGENCY MANAGEMENT AGENCY
AND HOMELAND SECURITY ADVISOR

March 29, 2022

Chair Rhoads, Vice Chair Keohokalole, and members of the Committee on Judiciary.

I am Major General Kenneth Hara, Adjutant General, Director of the Hawaii Emergency Management Agency and Homeland Security Advisor.

I respectfully submit testimony in **SUPPORT** of GM596, relating to the Gubernatorial Nomination of Ms. Holly Shikada for Attorney General for the Department of the Attorney General.

I have worked with Ms. Shikada as a peer on the Governor's cabinet and have a deep respect for her leadership and expertise. Ms. Shikada has served as the First Deputy Attorney General since April of 2021 and will provide balanced vision and continuity that will be invaluable, especially in support of the on-going pandemic. Her legal experience spans both the public and private sectors, and her experience and expertise as a Deputy Attorney General and supervisor since 1989 will provide the state with needed senior leadership in an unprecedented time.

Ms. Shikada is someone I believe to be trustworthy, ethical, and committed to bettering the state. I would be honored to continue service with her and am confident she will be a beacon to help guide and lead our state in this time of crisis.

Thank you for this opportunity to testify and for your consideration.

MG Kenneth S. Hara: kenneth.s.hara@hawaii.gov; 808-672-1211

DAVID Y. IGE
GOVERNOR

JOSH GREEN
LIEUTENANT GOVERNOR



ANNE PERREIRA-EUSTAQUIO
DIRECTOR

JOANN A. VIDINHAR
DEPUTY DIRECTOR

STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
830 PUNCHBOWL STREET, ROOM 321
HONOLULU, HAWAII 96813
www.labor.hawaii.gov
Phone: (808) 586-8844 / Fax: (808) 586-9099
Email: dlir.director@hawaii.gov

March 23, 2022

Testimony of
JoAnn A. Vidinhar
Deputy Director of the
Department of Labor and Industrial Relations

SENATE COMMITTEE ON JUDICIARY

March 29, 2022
9:30am, Conference Room 016

In consideration of
Governor's Message 596
Submitted for consideration and confirmation as the Attorney General,
Department of Attorney General, **Gubernatorial Nominee, Holly Shikada**

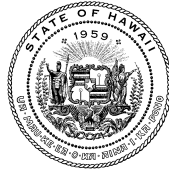
Senator Rhoads, Senator Keohokalole, and Members of the Senate:

Thank you for the opportunity to testify in **strong support** of Holly Shikada as Attorney General of the Department of Attorney General.

I have had the privilege of working with Ms. Shikada as First Deputy Attorney General. I have found Ms. Shikada to be a dedicated and knowledgeable attorney who is well suited for this role. She has over 30 years of working experience with the State of Hawaii's Department of the Attorney General. She is well respected and committed to the Department and the State of Hawaii.

Thank you for allowing me to testify on Governor's Message 596 in strong SUPPORT of the confirmation of Holly Shikada as Attorney General of the Department of Attorney General.

DAVID Y. IGE
GOVERNOR



CURT T. OTAGURO
COMPTROLLER
AUDREY HIDANO
DEPUTY COMPTROLLER

STATE OF HAWAII
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES

P.O. BOX 119, HONOLULU, HAWAII 96810-0119

TESTIMONY
OF
AUDREY HIDANO, DEPUTY COMPTROLLER
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
TO THE
SENATE COMMITTEE ON JUDICIARY
ON

TUESDAY, MARCH 29, 2022
9:30 A.M.
CONFERENCE ROOM 016 & VIDEOCONFERENCE

G.M. 596

SUBMITTING FOR CONSIDERATION AND CONFIRMATION TO THE ATTORNEY GENERAL OF THE DEPARTMENT OF ATTORNEY GENERAL, GUBERNATORIAL NOMINEE, **HOLLY SHIKADA**, FOR A TERM TO EXPIRE AT NOON ON 12-05-2022.

Chair Rhoads, Vice Chair Keohokalole, and members of the Committee, thank you for the opportunity to submit testimony on G.M. 596. I **strongly support** the nomination of Ms. Holly Shikada to the position of Attorney General in the Department of the Attorney General.

I have known Ms. Shikada for approximately 8 years. She brings to the job over 36 years of experience. I've worked with her while she was the Deputy Attorney General at Department of Education and found her to be knowledgeable and compassionate to do the right thing. She is open minded and a good listener which should be a positive trait for this position.

For these reasons, I respectfully ask for your favorable consideration of Ms. Shikada for the position of Attorney General in the Department of Attorney General.

Thank you for the opportunity to submit testimony on this matter.

Written Testimony

Senate Committee on Judiciary
Tuesday, March 29, 2022
9:30 a.m.
State Capitol, Room 016 and Videoconference

GM 596, Consideration and Confirmation of
HOLLY T. SHIKADA
As the Attorney General

Chair Rhoads, Vice-Chair Keohokalole, and Member of the Committee:

My name is Maria C. Cook and I strongly support the nominee for Attorney General, Holly T. Shikada.

I was a former Deputy Attorney General for approximately 20 years and currently a Deputy Director for Administration with the Department of Public Safety. I am submitting this supporting testimony in my personal capacity.

I have had the opportunity to work with Ms. Shikada as a colleague when I was a Deputy Attorney General and I continue to work with her in a client capacity in my current position. Based on my dealings with Ms. Shikada, I can confirm that she is an excellent choice to be the Attorney General for the State of Hawaii.

Ms. Shikada is a dedicated public servant and an experienced attorney. She has 30 years of experience in the Department of the Attorney General, including as a supervising attorney general. She is deeply committed to the attorneys and staff in the Department of the Attorney General. She is energetic, caring, practical, and efficient. She provides a thoughtful and thorough legal advice and has the leadership skills necessary to effectively perform the job of the Attorney General.

Thank you for the opportunity to submit testimony in support of Ms. Shikada.

TO: Senate Committee on Judiciary
FROM: James W. Walther
DATE: March 24, 2022

RE: GM 596 - Consideration and Confirmation of Holly Shikada as Attorney General
Hearing before the Senate Committee on Judiciary
Tuesday, March 29, 2022, 9:30 a.m.

CHAIR RHOADS AND MEMBERS OF THE COMMITTEE:

I write in support of Holly Shikada for your consideration to be confirmed as the Attorney General for the State of Hawaii. Ms. Shikada has considerable experience with the Department to bring to the position, first as a Deputy Attorney General, then as a Supervisor, and most recently as the First Deputy Attorney General.

Ms. Shikada was on the panel of attorneys who interviewed and hired me for my first job with the Department. She was a mentor to me as a new Deputy, and that relationship has continued and deepened throughout the years. Ms. Shikada has broad knowledge of the legal and administrative issues that our Department faces, and I look to her for advice when something challenging comes along. As an administrator for the Department, Ms. Shikada sets a high standard for herself and for the rest of us.

Finally, I would like to say that besides being an exemplary attorney, administrator, and public servant, Holly is personable, funny, and level-headed, and she conscientiously looks out for the interests of the people in our Department, the clients we represent, and the public we serve.

March 24, 2022

Senate Judiciary Committee

Re: GM596 - Confirmation of Holly Shikada
March 29, 2022 (9:30am)

Dear Chair Rhoads and Members of the Committee;

It is my pleasure to support the confirmation of Holly Shikada as the Attorney General for the State of Hawaii. I have known Ms. Shikada for over twenty years and am highly confident that she will make an excellent Attorney General.

As background, Ms. Shikada and I worked on several cases representing the State of Hawaii. I can attest to her superior intellect, ability to analyze complex legal issues and develop appropriate strategies to protect the State's interests. In addition to her excellent legal skills, she brings an approach which seeks to problem solve and not necessarily always rely upon a judicial resolution. Her ability to problem solve is helped by her common sense, her ability to work well with others and others recognizing her leadership abilities. There is no question that she will be able to lead the Department of the Attorney General, deal with the many difficult issues facing the State and relate and work those with differing opinions and interests.

I unequivocally support the confirmation of Ms. Shikada. Mahalo for allowing me the opportunity to share my support.



John T. Komeiji

GM-596

Submitted on: 3/24/2022 4:34:13 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Kevin Richardson	Individual	Support	Written Testimony Only

Comments:

Dear Chair, Vice Chair, and Members of the Committee,

I support the nomination of Holly T. Shikada as the Attorney General for the State of Hawaii. Not only does Ms. Shikada's exceptional professional background and extensive knowledge of State government well suit her to be the Attorney General, but her longstanding dedication to public service and widespread respect within the legal community uniquely qualifies her to lead the Department of the Attorney General.

Mahalo for the opportunity to submit personal testimony in strong support of Ms. Shikada's confirmation.

Kevin Richardson

WRITTEN TESTIMONY OF JILL T. NAGAMINE

ON THE FOLLOWING MEASURE:

GM596 Submitting for consideration and confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, Holly Shikada, for a term to expire at noon on 12/05/2022

BEFORE THE:

Senate Committee on Judiciary

DATE: Tuesday, March 29, 2022 Time: 9:30am

LOCATION: State Capitol, Room 016 Via Videoconference

**Testifier: WRITTEN TESTIMONY ONLY
(For more information, contact
Jill T. Nagamine, at (808) 586-1500)**

Chair Rhoads and Members of the Committee:

I am writing in my individual capacity to express my support for the confirmation of Holly T. Shikada as the Attorney General for the State of Hawaii. I have been a deputy attorney general for nearly 34 years.

I have known Holly since she started working with the Family Law Division of the Department of the Attorney General (Department) in 1989. Within a few short years she spearheaded a project to help the Department of Human Services address its heavily backlogged adoption caseload and accelerate adoptions for children languishing in long-term foster care.

Holly moved on to supervise the Education Division of the Department where she worked tirelessly to ensure that the Department of Education (DOE) was offering a Free Appropriate Public Education to all children in the State. That was during the time that the DOE and other State agencies had to work hard to ensure that the requirements of the Felix Consent Decree were met.

When I was in the Health Division and Holly was still in the Education Division, she took a leadership role in the reformation of Hawaii's public education system, which included the transition of Public Health Nurses into each school as School Health Aides.

As the current Supervising Deputy Attorney General for the Legislative Division of the Department, I have had the privilege and pleasure of working side-by-side with Holly on legislative matters when she became the First Deputy Attorney General in April

The Honorable Karl Rhoads, Chair

March 29, 2022

Page 2

2021, and when she assumed the role of Attorney General on December 10, 2021. For as long as I have known Holly, she has never turned down an assignment, no matter how difficult or challenging it has been.

Holly's dedicated and dependable service to the State of Hawaii as a long-standing member of the Department of the Attorney General makes her best qualified to lead this Department. She is widely respected within the Department for her work in all capacities that she has served. Because of her experience and knowledge from her various roles in the Department, she has taken on a myriad of difficult issues smoothly and diligently, and without hesitation from her first day as the Attorney General.

I urge the Committee to recommend her for confirmation. Thank you for the opportunity to submit testimony in support of Holly.

**Wynde M. Yamamoto
P.O. Box 4512
Kaneohe, Hawaii 96744**

March 24, 2022

Senator Karl Rhoads, Chair
Senator Jarrett Keohokalole, Vice Chair
and Members of the Senate Committee on Judiciary

Re: GM 596 (Consideration and Confirmation to the Attorney General of the Department of the Attorney General, Gubernatorial Nominee, HOLLY SHIKADA, for a term to expire at noon on 12-05-2022).

Chair Rhoads, Vice Chair Keohokalole, and Members of the Committee on Judiciary:

It is my pleasure to provide written testimony in support of the confirmation of Holly Shikada to the position of Attorney General, Department of the Attorney General, State of Hawaii.

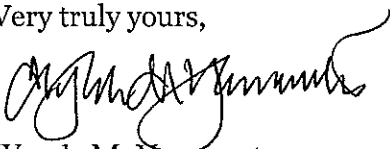
I have personally known Ms. Shikada for the past 40 years, having first met her as a fellow member of the entering class of the William S. Richardson School of Law in 1982, and becoming fast friends while in the same study group there. After graduation from law school, Ms. Shikada and I were both employed at the law firm of Fujiyama Duffy & Fujiyama. Although we worked in different divisions within the firm, I knew Ms. Shikada to be a committed and hard-working attorney who was always a strong advocate for her clients and ably handled the many diverse issues and matters she was assigned with diligence and dedication.

Being acquainted with her character, I confidently trust that Ms. Shikada took her broad-based civil law knowledge and experience, together with the same perseverance and positive attitude with her to the Department of the Attorney General, to which she thereafter laudably dedicated her entire legal career. Her tenure at the Attorney General's office is a testament to her integrity, tenacity, and ability to handle challenging legal situations, as well as her capacity to communicate with and manage people of all experiences and diverse backgrounds.

Personally, Ms. Shikada is a kind, responsible, and reliable person, always encouraging and offering her help to others. Her positive influence, guidance, and leadership have undoubtedly contributed to the program at the Attorney General's Office, as well as motivated the attitude and outlook of her team.

I wholeheartedly support Ms. Shikada's confirmation. As a friend and colleague, I believe she possesses the qualities and morals necessary to perform the duties and obligations of the Office, and most of all, exemplifies what the Attorney General should be. Thank you for your time and consideration.

Very truly yours,



Wynde M. Yamamoto

GM-596

Submitted on: 3/27/2022 11:37:04 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
ryan	Individual	Support	Written Testimony Only

Comments:

Dear Committee Chair Karl Rhoads, Vice-Chair Jarrett Keohokalohe, and Committee Members - I strongly support the confirmation of Holly T. Shikada as Attorney General of the State of Hawaii. Ms. Shikada possesses vast experience and knowledge regarding the functioning of State government as well as with the various legal issues encountered by State departments. She will also provide strong leadership for the Department of the Attorney General (Department) and make for a seamless transition from her predecessor. I know that the Department will be in very competent and capable hands under the guidance of Ms. Shikada. I trust that this honorable Committee will recognize the high qualifications of Gubernatorial Nominee Holly T. Shikada, accept, and confirm her as the next Attorney General of the State of Hawaii.

Very truly yours,

Ryan W. Roylo

GM-596

Submitted on: 3/24/2022 8:48:28 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Stanley L Ching	Testifying for Devens, Nakano, Saito, Lee, Wong & Ching	Support	Written Testimony Only

Comments:

COMMITTEE ON JUDICIARY

Senator Karl Rhoads, Chair

Senator Jarrett Keohokalole, Vice Chair

Thirty-First State Legislature

State Capitol, Conference Room 016 & Videoconference

Honolulu, HI 96813

Dear Chair Rhoads, Vice Chair Keohokalole and Members of the Senate:

I am submitting this letter in strong support of Governor’s Message 596 nominating Holly Shikada, Esq. to the position of Attorney General, Department of Attorney General (“Department”) for a term to expire December 5, 2022.

I have known Holly Shikada for forty (40) years, ever since we were first-year law students at the William S. Richardson School of Law in the Fall of 1982. Ms. Shikada brings a wealth of legal experience to the Department. After working in private practice for the esteemed Wallace S. Fujiyama for four years, she joined the Department, first working in the Family Law Division (10 years), then as Felix Unit Supervisor in the Education Division (4 years), then as Supervisor of the Education Division (18 years) and finally, for the last eleven (11) months, serving as First Deputy Attorney General of the entire Department. Her oversight of the complex Felix case, leading to a Consent Decree, was probably a highlight of her career with the Department.

Her legal knowledge, as well as her supervisory experience and leadership abilities will be of immense benefit to the Department. In all the time I have known her, I have never known Ms. Shikada to be anything but a hard-working, tenacious, and ultimately fair, advocate, for whom integrity is of the utmost importance..

Ms. Shikada earned her undergraduate degree with a major in accounting from the Shidler College of Business and her Juris Doctor from the William S. Richardson School of Law. She’s a product of the Hawaii public school system – a proud graduate of Kaiser High School. She will bring a wealth of local knowledge and legal experience to the Department.

Thank you for this opportunity to testify in strong support of Holly Shikada.

GM-596

Submitted on: 3/27/2022 11:53:38 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Anne Horiuchi	Individual	Support	Written Testimony Only

Comments:

Chair Rhoads, Vice Chair Keohokalole, and Members of the Senate Committee on Judiciary:

This testimony is submitted in **STRONG SUPPORT** of the nomination of Holly T. Shikada to be the Attorney General of the State of Hawaii.

It has been my honor and pleasure to work for Holly for a little over five years. Holly hired me to join the Education Division in 2017, after I spent eighteen years in private practice. When she left our Division to be the First Deputy Attorney General in 2021, I told her that she was the best supervisor I have ever had. She always made time to discuss our cases, or questions posed by clients, and she has a wealth of knowledge and experience that was and continues to be invaluable. Holly's work ethic is unmatched, as is her dedication to public service. Working with her inspired me to pour all my effort into this work.

Holly has integrity, honesty, and the management skills and experience that this office requires. There is no one more qualified to lead our Department.

Thank you for this opportunity to testify in strong support of Holly Shikada's confirmation.

March 27, 2022

Senator Karl Rhoads, Chair
and Committee Members
Senate Committee on Judiciary
State Capitol, Room 204
415 South Beretania Street
Honolulu, Hawaii 96813

Re: GM 596
Confirmation of Holly T. Shikada as Hawaii Attorney General;
Testimony in Strong Support
March 29, 2022, 9:30 a.m., conf. rm. 016 & Videoconference

Dear Chair Rhoads and Committee Members:

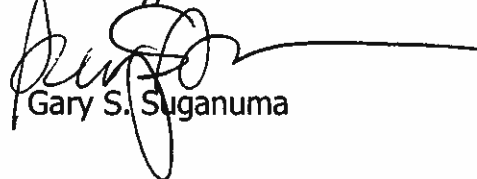
I write in strong support of the nomination of Holly T. Shikada to be the Attorney General of the State of Hawaii.

I have had the pleasure of working with Holly Shikada for the past eleven years. Holly has been a great boss, colleague and mentor. Holly has earned my respect, not only for her professional abilities, but also because of the down-to-earth, good, hardworking and honest person that she is.

I believe Holly is a great choice for Attorney General. She has more than 30-years of experience with the Department, having served as a line-deputy, supervising deputy, First Deputy Attorney General, and now the acting Attorney General. Through her decades of service, Holly has valuable historical knowledge of our Department and is familiar with the many issues regularly faced by the State. Indeed, Holly's most recent assignments as First Deputy Attorney General and acting Attorney General have demonstrated that she has the knowledge, ability and temperament to effectively oversee and lead our Department.

I strongly support Holly's nomination and respectfully ask that you confirm Holly Shikada for Attorney General. Thank you for the opportunity to testify.

Sincerely,


Gary S. Suganuma

GM-596

Submitted on: 3/27/2022 7:37:33 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Kimberly Guidry	Individual	Support	Written Testimony Only

Comments:

Dear Chair Rhoads and Members of the Committee:

I strongly support Holly Shikada's confirmation as Attorney General of the State of Hawaii. I submit this testimony entirely in my individual, personal capacity. I have had the privilege of working with Holly throughout my career at the Department of the Attorney General. I initially worked with Holly when she was the supervisor of the Education division, and more recently, I have had the privilege of working closely with Holly, as her Solicitor General, after she assumed the roles of First Deputy Attorney General and now Attorney General. I know Holly to be smart, incredibly hardworking, and fair. She is also a genuinely kind and compassionate person, who cares deeply about the department and its employees. She is, moreover, a longtime deputy -- a true public servant with a vast wealth of institutional knowledge and deep commitment to the State and public service.

In short, I know that Holly would continue to be a very fine and competent Attorney General -- a role that she has been serving in since December of last year. I respectfully and wholeheartedly urge her swift confirmation.

Sincerely,

Kimberly Guidry

GM-596

Submitted on: 3/28/2022 1:38:40 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Caron Inagaki	Individual	Support	Written Testimony Only

Comments:

I have worked with Holly Shikada for many years and, as line deputy, to supervising deputy, to First Deputy to now Attorney General, there are very few people who know the department as well as she does. She is a dedicated leader who will continue to elevate the department and serve the State with distinction. I respectfully urge that Holly Shikada be confirmed as Attorney General.

March 28, 2022

Senator Karl Rhoads, Chair
And Committee Members
Committee on Judiciary
State Capitol, Room 016
415 South Beretania Street
Honolulu, Hawaii 96813

Re: GM 596
Confirmation of Holly T. Shikada as Hawaii Attorney General: Testimony in
Strong Support

This testimony is submitted in STRONG SUPPORT of the nomination of Holly T. Shikada to be the Attorney General of the State of Hawaii.

I have been honored to have worked closely with Ms. Shikada for the past 10 years. When I transitioned from private practice to the Attorney General's office, Education Division, I was a fish out of water, not knowing much about education law and the way that government functioned. It was by working closely with Ms. Shikada that I was able to learn about education law. She always had the time and willingness to sit down and discuss cases, the law, and strategy.

During her time as the Supervising Deputy Attorney General of the Education Division, Ms. Shikada was well versed in many specialized areas of law, including civil litigation, appellate practice, family law, special education law, contract and procurement review, and education law. That knowledge allowed our division to service and address mostly all of our education clients' needs. She is someone who is not only a great leader, but someone who allows others the opportunity to become leaders themselves. For instance, under her leadership, she developed three current supervising deputy attorney generals, including myself. And, she is always a phone call away to provide me with guidance and leadership in my role as the supervisor of the Education Division.

Because of her leadership abilities and knowledge of the various areas of law, Ms. Shikada was elevated to First Deputy Attorney General approximately one year ago. Her tireless work ethic - over 12 hours a day in the office - allowed her to quickly pivot from serving her Education Division clients, to serving the entire State of Hawaii.

Ms. Shikada also possesses the important character traits of integrity, honesty, and compassion, which has served her well over the span of her legal career. Ms. Shikada has been dutifully and successfully serving as the interim Attorney General for the past several months and there is no doubt that she is the best choice for the position going forward. Again, I offer my STRONG SUPPORT for her nomination and confirmation as the Attorney General of the State of Hawaii.

Sincerely,



Carter K. Siu

GM-596

Submitted on: 3/28/2022 6:57:15 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Stuart N FUJIOKA	Individual	Support	Written Testimony Only

Comments:

I support the confirmation of Holly T. Shikada as Attorney General; she was my supervisor for almost 3 years in the Education Division. Holly's competence, leadership and spirit of inclusiveness highly qualify her her to serve as Attorney General. Thank you.

KRISTIN E. IZUMI-NITAO
235 S. Beretania Street, Ste. 300
Honolulu, HI 96813

March 28, 2022

The Honorable Karl Rhoads, Chair
The Honorable Jarrett Keohokalole, Vice-Chair
Senate Committee on Judiciary
415 South Beretania Street, Conference Room 016 & Videoconference
State Capitol
Honolulu, Hawaii 96813

Re: G.M. 596 - Confirmation of Gubernatorial Nominee Holly Shikada as Attorney General, State of Hawaii

Dear Chair Rhoads, Vice-Chair Keohokalole, and Members of the Senate Committee on Judiciary:

I am respectfully writing in strong support of gubernatorial nominee Holly Shikada as Attorney General, State of Hawaii.

I have known Holly for over twenty years as a colleague and a friend. I first met Holly at the Department of the Attorney General back in 1999. I have always admired Holly's work ethic and commitment to her job as well as appreciated her straightforwardness and no nonsense attitude. She rises to challenges and remains positive and effective during difficult tasks. I currently serve at the Hawaii Campaign Spending Commission where I have found our paths cross again, and in true form, Holly continues to be an outstanding and effective advocate for the State of Hawaii.

Holly is an honorable, intelligent, dependable, resourceful, and respectful individual who has excelled in her positions. I believe she has the proper demeanor and integrity to do well as the Attorney General, State of Hawaii, and therefore, appreciate the opportunity to write in support of her nomination.

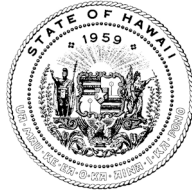
Thank you for your kind consideration in this matter.

Very truly yours,



Kristin E. Izumi-Nitao

DAVID Y. IGE
GOVERNOR



DOUGLAS MURDOCK
CHIEF INFORMATION
OFFICER

OFFICE OF ENTERPRISE TECHNOLOGY SERVICES

P.O. BOX 119, HONOLULU, HI 96810-0119
Ph: (808) 586-6000 | Fax: (808) 586-1922
ETS.HAWAII.GOV

Testimony of
DOUGLAS MURDOCK
Chief Information Officer
Enterprise Technology Services

Before the

SENATE COMMITTEE ON JUDICIARY
Tuesday, March 29, 2022

GOVERNOR'S MESSAGE 596
ATTORNEY GENERAL, GUBERNATORIAL NOMINEE, HOLLY SHIKADA

Dear Chair Rhoads, Vice Chair Keohokalole, and members of the committee:

I am writing in strong support of the nominee, Holly Shikada, as Attorney General of the Department of Attorney General.

Ms. Shikada has spent more than three decades in the Department of the Attorney General, having served 18 years as the supervising deputy attorney general for the Education Division. Previously, she led a unit within the department focused on ensuring compliance with a class-action settlement known as the Felix Consent Decree. Shikada also served in the department's Family Law Division.

She started her legal career in private practice with the Fujiyama Duffy & Fujiyama law firm. Ms. Shikada is a graduate of the University of Hawaii's William S. Richardson School of Law.

Because of her knowledge and experiences, Ms. Shikada will be a valuable asset to the department and to the State of Hawaii. I strongly support her nomination.

Thank you for this opportunity to provide testimony on this bill.

**Testimony of Gary Yamashiroya before the Hawai'i Senate Judiciary Committee on
GM 596, in Support of the Confirmation of Holly T. Shikada for the Attorney
General of the Department of the Attorney General**

Chair Rhoads, Vice-Chair Keohokalole, and members of the Judiciary Committee,

Thank you for this opportunity to testify.

My name is Gary Yamashiroya and I am testifying in my personal and individual capacity in full support of the nomination and confirmation of Holly T. Shikada for the position of Attorney General for the State of Hawai'i.

I am the current Special Assistant to the Attorney General, appointed by Attorney General Connors in early April 2021 at the same time that the nominee, Holly Shikada was appointed as the First Deputy Attorney General.

Prior to my appointment as the Special Assistant, I knew AG Shikada as the supervisor in the Education Division, a neighbor on the same floor in the State Office Tower when I started working at the Department's Crime Prevention and Justice Assistance Division about 5 years ago. My first impressions of her were that she was very personable and professional, observations that were reinforced when I got to know her better in my current position.

It has been a year since our appointments, and I have additionally learned that AG Shikada is a public servant in the truest sense. She is dedicated to doing what's best for the State and the Department's clients, the Department of the Attorney General, and most importantly the people of the State of Hawai'i. It is not a responsibility she takes lightly, and she does not put herself above or before her duties and she expects the same of every employee of the Department. She is also smart, conscientious, caring and always looking to do what is right over what is popular.

Her dedication is evidenced by her 30 years at the Department, serving in multiple capacities all for the betterment of the State and its people, and I firmly believe she should be able to continue to do so as the state Attorney General.

Thank you your consideration of my testimony in support of AG Shikada.

GM-596

Submitted on: 3/28/2022 8:59:20 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
tracie kahooilihala	Individual	Support	Written Testimony Only

Comments:

I urge the Judiciary Committee to confirm the appointment of Holly Shikada.

TESTIMONY IN SUPPORT OF THE NOMINATION OF
HOLLY SHIKADA
AS ATTORNEY GENERAL FOR THE STATE OF HAWAII

I support the nomination of Holly Shikada as Attorney General. As a Deputy Attorney General and a Supervising Deputy Attorney General over the past 30 years, under various Attorney General administrations, Ms. Shikada has demonstrated her intelligence, know-how and dedication to public service. Although I testify in my individual capacity, I know from my experience as a fellow Deputy Attorney General for over 26 years, including 16 years as a Division Supervisor, that Ms. Shikada possesses the skills necessary for success, making her an excellent candidate for the position of Attorney General for the State of Hawai'i.

The Attorney General regularly addresses urgent, complex, novel, high profile and controversial issues. I know that:

Ms. Shikada does not shy away from difficult issues and difficult tasks. She is responsive and fearless, calm under pressure and considered in her decisions.

Ms. Shikada possesses exceptional legal knowledge and skills and draws from a depth of experience. She is practical, forthright, honest. She cares about her work and attends to detail.

As a manager, Ms. Shikada is inclusive, supportive, firm and decisive. She knows the job from the perspective of a frontline Deputy as well as a Division Supervisor, and now as the State's Attorney General. She is well respected by the rank and file of the Department.

Ms. Shikada is born and raised here and a proud product of Hawaii's public school system (Go Cougars!). She is a wife and a parent. As a result, she knows Hawaii and its issues well, and appreciates and cares about how the citizens of the State can be impacted by the actions of State government.

I support Ms. Shikada's nomination as the Attorney General for the State of Hawai'i. For a variety of reasons, it makes sense that the nominee, at this juncture of the current administration, come from within. But, in Ms. Shikada's nomination, the State fortuitously has a solid candidate under any circumstance-- a smart, capable attorney, well prepared to address the many pressing legal matters confronting the State.

I urge this Committee's recommendation for the advice and consent of the Senate in relation to the nomination of Ms. Holly Shikada as the Attorney General for the State of Hawai'i. She will undoubtedly continue her good work and serve us well.

Thank you for this opportunity to submit testimony.

Diane K. Taira

GM-596

Submitted on: 3/28/2022 8:46:14 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Paul R Mow	Individual	Support	Written Testimony Only

Comments:

I support the nomination and confirmation of Holly Shikada as the Attorney General for the State of Hawaii. I am a former Deputy Attorney General and was honored to work with Holly for two years in the Education Division. Holly will be a great Attorney General because she possesses a multitude of qualities that are absolutely essential for a leader. She is honest, fair, thorough, a great listener, and incredibly smart. Most important of all, she truly cares about the issues and has spent many long hours working until she has exhausted every means available towards achieving resolutions. I will always treasure my time working for Holly and I believe that she will do a great job as our next Attorney General. Thank you!

GM-596

Submitted on: 3/28/2022 9:16:14 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Gayzeljoy Alonzo	Individual	Support	Written Testimony Only

Comments:

Aloha Chair Rhoads, Vice Chair Keohokalole and members of the committee,

I am in strong support of Holly Shikada for the Attorney General for the State of Hawaii. Holly brings extraordinary experience and knowledge to this position and has been a great lead to the Department of the Attorney General. Holly is extremely hardworking and despite her busy schedule, she makes time for her employees.

The past two years has been a rollercoaster and Holly has shown, not just me but the people of Hawaii that she is capable and willing to work through all obstacles and face it with a positive attitude.

I respectfully urge this committee's confirmation of Holly Shikada as the Attorney General of the State of Hawaii.

Thank you!

GM-596

Submitted on: 3/28/2022 9:11:11 AM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
George Choe	Individual	Support	Written Testimony Only

Comments:

I am in **STRONG** support for Holly Shikada as the next Attorney General for the Department of the Attorney General. Her strong knowledge and years of experience make her well suited to handle the role of the Attorney General and in the best interest for the State and the people of Hawaii.

LATE

GM-596

Submitted on: 3/28/2022 12:17:25 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Russell Suzuki	Individual	Support	Written Testimony Only

Comments:

I support the confirmation of Holly Shikada. I have known Holly as a colleague and friend for over thirty years. Holly has the necessary experience and temperment to fulfill the responsibilities of the of Attorney General. I know Holly to be a person of high moral and ethical standards.

LATE

LATE

GM-596

Submitted on: 3/28/2022 6:23:56 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Dana Viola	Individual	Support	Written Testimony Only

Comments:

Dear Chair Rhoads, Vice Chair Keohokalole, and Members of the Judiciary Committee:

I write in support of Attorney General nominee Holly Shikada. I worked with Holly at the Department of the Attorney General (Department), when she was the supervising deputy representing the Department of Education. Holly is a conscientious and hard-working leader who has the integrity, dedication to public service (evidenced by her more than 30 years with the Department), legal acumen, and invaluable experience required of the State's top government lawyer.

I urge you to confirm Holly Shikada as the Attorney General for the State of Hawaii.

Thank you for your consideration.

Dana Viola

LATE

GM-596

Submitted on: 3/28/2022 6:36:28 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Bryan Yee	Individual	Support	Written Testimony Only

Comments:

I write in support of the nomination of Holly Shikada for Attorney General.

Ms. Shikada is a firm leader with an extensive knowledge of the Department of the Attorney General and the State of Hawaii, honed through decades of public service. She will be able to lead this department well through the final year of the Ige Administration. It would be difficult to imagine a better candidate for these times.

I hope you confirm her nomination.

LATE

GM-596

Submitted on: 3/28/2022 8:25:33 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
John Price	Individual	Support	Written Testimony Only

Comments:

Dear Senate President Kouchi and Members of the Senate:

I am delighted to write in strong support of Governor Ige's nomination of Holly Shikada to serve as our Attorney General.

Ms. Shikada has served for over three decades as a Deputy Attorney General, moving up through the ranks as a dedicated, career public servant. She has great "institutional knowledge" of the department's history and operations. Importantly; she has earned the respect of her colleagues as a strong, steady administrator and leader. She has proven her ability to manage the department these past several months, and deserves your vote confirming her nomination.

Full disclosure - I am a Deputy Attorney General submitting this testimony on my own initiative , as an individual, after working hours, from a personal computer.

Thank you for considering my testimony and, I hope, for confirming Ms. Shikada's appointment as Attorney General.

John Price

LATE

GM-596

Submitted on: 3/28/2022 10:54:38 PM

Testimony for JDC on 3/29/2022 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Craig Iha	Individual	Support	Written Testimony Only

Comments:

Chair Rhoads and Members of the Committee:

I strongly support the nomination of Holly T. Shikada as the Attorney General for the State of Hawai'i. I submit this testimony solely in my individual capacity as a private citizen.

I first met Ms. Shikada when I started work as a Deputy Attorney General fourteen years ago. Most of the past year has been spent serving under her fine leadership while she was the department's First Deputy Attorney General, and now the Attorney General. But even before then, many other deputies and division supervisors had long sought her advice and guidance on leadership issues, cases, and other matters affecting their divisions. That is because Ms. Shikada is extremely knowledgeable, skilled, and experienced in government practice. More importantly – she leads by example through hard work, long hours, and a principled approach to the rule of law.

Ms. Shikada is supremely qualified to lead our department and to serve the people of Hawai'i as Attorney General.

Thank you for the opportunity to submit testimony in support of Ms. Shikada.

Sincerely,

Craig Y. Iha

LATE

**Written Statement of
EDWIN H. SNIFFEN**

**before the
Senate Committee Judiciary**

**March 29, 2022
9:30am**

State Capitol, Room 16

in consideration of

G.M. 596

**Submitting for consideration and confirmation to the Attorney General of the
Department of Attorney General, Gubernatorial Nominee,
HOLLY SHIKADA, for a term to expire at noon on 12/05/2022**

**Dear Chair Senator Karl Rhoads, Vice Chair Senator Janett Kechrakale, and Members
of the Committee on Judiciary:**

**Thank you for the opportunity to provide testimony in strong support of the
appointment of Holly Shikada as the Attorney General of the Department of Attorney
General.**

**Holly has worked at the Department of Attorney General for 30 years, has served
18 years as the Supervising Deputy Attorney General for the Education Division, and
served as the First Deputy from April 2021 until she was appointed as the Attorney
General in December 2022. Holly's wealth of experience and historical knowledge has
allowed her to step into this important role and provide excellent guidance and support
for the State and the implementing agencies.**

**For these reasons I humbly request your favorable consideration of the nomination of
Holly Shikada as Attorney General of the Department of Attorney General.**

LATE

**Senate Committee on Judiciary
Tuesday, March 29, 2022
9:30 a.m.
State Capitol, Conference Room 016**

**GM 596, Consideration and Confirmation of
Holly Shikada
As the Attorney General**

Chair Rhoads, Vice-Chair Keohokalole, and Committee Members,

My name is Patricia Ohara and I am a Supervising Deputy Attorney General with the Department of the Attorney General. I strongly support the nominee Holly Shikada for Attorney General.

Holly is already thoroughly versed and heavily involved with the work of the Department of the Attorney General; she has been for many years. After leaving the private sector, she joined the Department and has deservingly risen through its ranks to positions of increasing responsibility. I have had the opportunity to work with Holly on numerous matters and have found her to be consistently prepared, thoughtful, fair, and decisive. Holly's extensive experience with the Department enables her to quickly understand the many novel issues before the Department today and to meaningfully contribute to their resolution.

I believe Holly's interest in public service and her extensive legal experience will greatly enhance the effectiveness of the Department. She is absolutely qualified to lead this Department, and I urge the Committee to recommend her for confirmation.

Thank you for the opportunity to provide this testimony.

DAVID Y. IGE
GOVERNOR



HOLLY T. SHIKADA
ATTORNEY GENERAL

VALERIE M. KATO
FIRST DEPUTY ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
425 QUEEN STREET
HONOLULU, HAWAII 96813
(808) 586-1500

**TESTIMONY OF HOLLY SHIKADA
REGARDING**

**GOVERNOR'S MESSAGE 596
CONFIRMATION OF HOLLY SHIKADA
ATTORNEY GENERAL
DEPARTMENT OF THE ATTORNEY GENERAL**

BEFORE THE SENATE COMMITTEE ON JUDICIARY

DATE: Tuesday, March 29, 2022

TIME: 9:30 a.m.

LOCATION: State Capitol, Conference Room 016

I am extremely honored and would like to express my appreciation to Governor David Ige for providing me with this opportunity to serve the State of Hawaii as the Attorney General.

As background on my education, I am a proud graduate of Hawaii's public school system – I graduated from Kaiser High School and attended the University of Hawai'i at Manoa. I earned a Bachelors Degree in Accounting and was enrolled in the Masters of Accounting program when I was accepted to the William S. Richardson School of Law.

After graduating from law school, I was fortunate enough to start my legal career at the esteemed law firm of Fujiyama, Duffy & Fujiyama. I worked at the firm for 4 years before deciding that I wanted to use my law degree for public service work. This began my 30+ year career at the Department of the Attorney General.

In 1989, I was hired as a Deputy Attorney General in the Family Law Division where I handled Child Abuse and Neglect cases. These were some of the most difficult cases, not necessarily because of their complexity, but mainly because of the difficulty in reading the reports and learning about the abuse our keiki were suffering. These cases were emotionally difficult, but I felt it was extremely important to do what I could to help these children who were being abused. I worked with some of the most dedicated public servants, the Department of Human Services social workers. It was essential that we work as a team to assist the families in creating a safe family home for these children or have the children adopted by a family who could provide them with a safe, stable, loving home. While in the Family Law Division, I also handled a variety of other types of cases within the Family Court system, including Juvenile Offender cases, Guardianship cases, and Adoption cases. I appeared in Court on a daily basis, handled over a hundred trials, and had the pleasure of handling over a hundred adoption cases. The adoption cases were the only cases where we would be able to see the children and experience the excitement and

happiness of the children and the families adopting them. For years, the adoption calendar was extremely backlogged and I had the good fortune of being able to work on a special project with then Senior Family Court Judge Michael Town to remodel the adoption system and clear the backlog. We were able to work together to develop a more streamlined approach for adoption petitions and cleared the backlog within a few years.

I worked in our Family Law Division for 10 years and in 1999, I was asked by then Attorney General Earl Anzai and First Deputy Attorney General Rick Keller to head the Felix Unit, which was created as a result of the Felix Consent Decree litigation case. The State's mission in that case was to ensure the delivery of special education and related services to special needs students in Hawaii's public schools. This resulted in my transferring from the Family Law Division to the Education Division. The deputies who worked on the Felix case before me were instrumental in working with the Department of Education and Department of Health to set up a system in which the two departments could work in concert to address the special education and mental health services for our special needs students. In 2005, as a result of the hard work of the Department of Education and the Department of Health, the State was found to be in substantial compliance with the Consent Decree and the case was dismissed. It was a team effort and I was proud to be a part of that team.

In 2003, then Attorney General Mark Bennett appointed me as the Supervisor of the Education Division. It was an extremely rewarding job and I enjoyed working closely with the Department of Education and all of our other Education Division clients, which included the Board of Education, the Public Charter School Commission, the Public Charter Schools, the Hawaii State Public Library System, the Hawaii Teacher Standards Board, the Executive Office on Early Learning, and the Early Learning Board. I served as the Education Division supervisor for a total of 18 years; it was very rewarding work as public education and providing opportunities for our keiki is extremely important to me. My 2 children went through Hawaii's public education system and are productive working members of our community. I thoroughly enjoyed working with the Education Division clients, assisting them in making a difference for our children.

In April 2021, I was asked by Attorney General Clare Connors if I would serve in the position of First Deputy Attorney General as then First Deputy Dana Viola was selected to be the Corporation Counsel for the City and County of Honolulu. While I loved my job as supervisor of the Education Division, the position of First Deputy Attorney General would give me the opportunity to serve the State in a greater capacity. It would also provide me with the opportunity to continue learning and expanding my knowledge.

While I didn't officially start in the position as First Deputy Attorney General until April 2021, I was provided the opportunity to transition for approximately 1 month; the entire month of March was used to transition from being the Education Division supervisor to the First Deputy Attorney General position. Thank you to Dana Viola for mentoring me during that month. From April until December, I had the benefit of working as the First Deputy Attorney General under Clare Connors. With the guidance and mentoring from Clare for those 9 months, along with 30+ years in the department, I am ready to take on the challenge of being the Attorney General.

While I was the Education Division supervisor, I was extremely fortunate to have worked with other division supervisors and a large number of other deputy attorneys general. Since becoming the First Deputy Attorney General and now in this interim period as the Attorney General, I am privileged to work more closely with a wider range of our supervisors and deputies. I don't think words can do justice in

describing the amazing talent and work of the department's supervisors and deputies. Their dedication to their job, their knowledge of their respective subject matter areas, and their desire to "get it right" in providing the best legal advice to our clients is most impressive.

Having the opportunity to lead these individuals would be an incredible opportunity and no doubt the highlight of my career.

If allowed to lead this department, among my priorities are to work with the experts to continue to safely navigate our State through this COVID pandemic; work on the mental health issues plaguing our houseless population and communities; be more involved in addressing fraud and environmental crimes; and continuing to develop and provide employee training and the recruitment of quality attorneys.

Our department has an excellent working relationship with the Department of Health and HIEMA and we work with them on a daily basis to address the challenges created by this pandemic. The curveballs thrown at us by this pandemic have been numerous and multifaceted. The Deputies in our Department have been able to manage the issues and litigation and have, to date, prevailed on every case relating to the pandemic and the Governor's emergency proclamations.

I also know that much has been done with respect to identifying and working on the mental health issues plaguing our houseless population and communities. Although there are no easy solutions to these issues, we have a team of deputies working with various groups attempting to assist on addressing the myriad of issues. This is an area that I would like our department to prioritize and continue working closely with the experts on.

Fraud and environmental crimes are other areas where violations seem to be on the rise. Fraud, particularly as it impacts some of our most vulnerable residents, the elderly and disadvantaged, is an area I'd like to focus on. We will continue to address and prosecute individual fraud cases; however, I would also like our department to get aggressive in going after cases where there are individuals, groups of individuals, or enterprises engaging in fraudulent schemes that are hurting our residents.

Illegal dumping, including hazardous waste materials, oil and petroleum spills, and water pollution are activities significantly impacting our environment. I would like to see our department become more active in investigating these types of violations and bringing criminal charges when appropriate.

We already have an established privacy law group that works on privacy issues, including how and when confidential information can be shared and with whom. Privacy issues are becoming more complex and cybercrimes are becoming more prevalent. This is another area I would like our department to focus on.

In order to appropriately address all of these difficult and involved issues, it is extremely important for our department to be able to continue recruiting and hiring the best and brightest attorneys. We are currently working on a recruitment plan and have started a Summer Internship Program with the goal of spurring the interest of legal interns to consider public service law as a career choice. It is my hope that the legal interns will find public service and government law as interesting and rewarding as I have, and choose to make this their career.

Our department has much to offer – we are the largest law firm in the State, we have lawyers with areas of expertise that do not exist elsewhere, and we have opportunities to experience novel legal issues that attorneys in private practice would never encounter. While hiring competent, hardworking attorneys is important, just as important is ensuring that these attorneys receive the training they need to be great

practicing governmental law attorneys. We have a very active committee that works on developing and providing training for our deputies and staff.

It is an exciting time to work for the State and for our department. As someone who came up “through the ranks,” having worked in this department for over 30 years, it would be an extreme honor to be able to now lead this awe-inspiring department and the amazing people working in it.

Our department would like to be the embodiment of responsive, trustworthy government. I will work everyday to achieve that mission and enable our department to provide the best legal services possible to all of our clients as we assist them in achieving their goals.

There can be no greater honor and I respectfully ask for the opportunity to be the Attorney General for the State of Hawai‘i.

DAVID Y. IGE
GOVERNOR



HOLLY T. SHIKADA
ATTORNEY GENERAL

VALERIE M. KATO
FIRST DEPUTY ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
425 QUEEN STREET
HONOLULU, HAWAII 96813
(808) 586-1500

February 16, 2022

The Honorable Karl Rhoads
Senator, District 13
The Thirty-First Legislature
State Capitol, Room 204
415 S. Beretania Street
Honolulu, Hawaii 96813

Re: Nomination to the Position of Attorney General

Dear Senator Rhoads:

This written statement responds to your letter dated February 9, 2022. My answers to the questions posed to me, for publication on the Legislature's website, are as follows.

1. Please briefly describe your understanding of the role and responsibilities of the Department.

I see the role and responsibility of the Department of the Attorney General as providing responsive and timely legal advice and representation to our client, the State of Hawai'i, which includes our executive, legislative, and judicial branch clients. We must be able to identify and assess legal issues honestly and comprehensively so that our clients can properly evaluate risk and make informed decisions. And, we must be true to the law; our interpretation of the law should not change based on who is asking the question. We should, however, advocate for our clients to assist them in achieving their goals and objectives within the confines of the law and the constitution.

Our Department also has the responsibility to protect the people of the State of Hawai'i. We do not represent individuals, but we represent the interest of the people as a whole. We protect our citizens through the filings of various actions, such as consumer protection actions, qui tam actions, and the filing of criminal charges against individuals who have committed crimes. Other litigation taken up on behalf of the State also include complex high-stakes issues of deep concern to the people of Hawaii, such as the appeal of the Red Hill Emergency Order, the Opioids lawsuits and bankruptcies, and the Bristol Meyers Squibb Plavix unfair and deceptive trade practice litigation.

2. Based on your experience and observations, please provide a brief assessment of the Department's strengths and weaknesses. Please include an explanation of how the Department's strengths might be more effectively utilized going forward, as well as how the Department's weaknesses might be improved. Please describe what you think the Department's top budgetary priorities should be going forward.

The Department's greatest strength, no doubt, is our employees. Our Deputy Attorneys General (Deputies) choose to be here because of their desire to work in public service; they are committed, dedicated, experienced, and intelligent and we seek out such individuals because we want attorneys who see the people of Hawai'i as their priority. We have formed a number of committees and task forces within our department to address specific issues and areas of law. These committees and task forces are staffed with Deputies from our various divisions, each with specialized knowledge and skills in the areas they work in, as well as general knowledge relating to various aspects of the law. I'd like to increase the number of committees and task forces we have and expand the membership to the newer, less experienced Deputies in order to expand their knowledge base and interactions with the senior Deputies. Our people are our greatest asset, and we need to provide them with the opportunities to learn and grow. By having more committees and task forces, newer, less experienced Deputies will have the opportunity to participate with other Deputies who can provide mentorship and the transfer of institutional knowledge about the issues our Department addresses.

The weakness I see in the Department is the number of Deputies who are eligible to retire if they so chose. Succession planning and preparing the next generation of Deputies to take on leadership roles and responsibilities is extremely important. The historical and institutional knowledge of our Deputies, many who have been practicing for decades and specifically within the Department, is nothing short of astounding. We, as a Department, need to ensure we are sharing and transferring the information and knowledge that our seasoned Deputies have to our newer, less experienced Deputies.

The Department's top budgetary priorities should be ensuring we have funding to keep our Deputies salaries competitive with other government legal entities in order to retain our seasoned Deputies and attract new ones. The reality is our employees still need to support themselves and their families, so we need to pay them a wage that will allow them to do that. We ask a lot of our Deputies, with many working in excess of the normal 40-hour workweek and on weekends, evenings and holidays with no additional compensation. With a deep sense of professional responsibility, our Deputies continue to deliver, but other government attorney positions better compensate their employees. Therefore, the overwhelming majority of our budget request is for positions that are needed to fulfill our obligations and responsibilities of providing responsive and timely legal advice to our clients, and for funds to ensure pay parity with other similar positions in Hawaii.

Second, funding for litigation cases is essential for our department to appropriately defend or file affirmative actions on behalf of the State. In most instances, litigating cases requires the hiring of experts. Experts can be quite costly, but are essential to successful case outcomes. Obtaining the necessary funding to allow the Department to vigorously represent the State is crucial. The success of certain cases is totally dependent on the credibility and expertise of the experts we are able to retain.

3. Please describe why you believe that you are qualified to serve as the Attorney General of the State. Please discuss any personal skills, expertise, knowledge, and experience that you think will aid you in the position. In particular, given that the Department is a government agency with over 700 employees and a budget of over \$100 million, please describe the management experience and skills you believe you possess that will allow you to carry out your responsibilities effectively.

Having worked in the Department for over 30 years and practicing law for over 35 years, I believe I have the legal expertise and knowledge, as well as the experience working in State government to run the Department effectively and efficiently. I started my career in private practice at the law firm of Fujiyama, Duffy & Fujiyama. Working directly under Wally Fujiyama was demanding, but a learning experience that has shaped my work ethics and my commitment to do the best job possible for my client. While at the law firm, I was given the opportunity to work on a variety of matters, including drafting contracts, drafting wills, and being a part of multiple litigation teams working on discovery, motions, and trials.

Despite the wide range of fascinating work I was involved with in private practice, after 4 years, I decided that I was really interested in public service work. I joined the Department as a young Deputy Attorney General working in the Family Law Division, appearing in court daily and handling over a hundred trials. Based on my commitment to the work and my efforts to learn as much as I could about the Family Court system, I was given the opportunity to work with the Senior Family Court Judge of the First Circuit to remodel the Family Court's adoption system. Working together with the Family Court, we were able to clear years of backlogged adoption cases and remodel the system to greatly expedite the processing of paperwork and scheduling of adoption hearings.

I had been working in the Family Law Division for 10 years when then Attorney General Earl Anzai and First Deputy Attorney General Rick Keller asked me to head their newly created Felix Unit. The purpose of forming the unit was to assign a Deputy Attorney General whose primary focus was to work with the Departments of Education (DOE) and Health, and the Federal Court in achieving substantial compliance with the consent decree. The requirement in that case was to ensure the delivery of special education and mental health services to special needs students in Hawaii's public schools. This new assignment resulted in my transfer to the Education Division in 1999. The State achieved substantial compliance in 2005 and the Felix Consent Decree and Federal Court

jurisdiction were terminated that same year. In 2003, then Attorney General Mark Bennett asked me to be the supervisor of the Education Division. From 2003 until becoming the First Deputy Attorney General in April 2021, I supervised the Education Division, managing about 20 individuals and working with hundreds of clients. The Education Division provides legal advice and representation to the DOE and the Charter School system, including each school under both jurisdictions. The Education Division also provides legal advice and representation to the Board of Education, the Hawai'i State Public Library System, the Hawai'i Teacher Standards Board, the Executive Office on Early Learning, and the Early Learning Board.

In April of 2021, Attorney General Clare Connors asked me to fill the position of First Deputy Attorney General as then First Deputy Attorney General Dana Viola was leaving to become Corporation Counsel for the City and County of Honolulu. I was fortunate enough to work with Dana for one month before she left, and with Clare for nine months before she moved on to become United States Attorney for the District of Hawai'i. While my time with Dana and Clare was short, the knowledge and experience I gained is invaluable. Working with Clare for those nine months provided me with the insights, knowledge, and familiarity with the role and responsibilities of the Attorney General.

With respect to my management style, it is to work directly with Deputy Attorneys General and the client on issues of significant import. I have an open-door policy and am reachable 24/7, including those infrequent times when I am out of the office. I readily recognize that I don't have command of every area of the law and greatly rely on the talented Deputy Attorneys General who have the knowledge and expertise to assist on any given issue and do not hesitate to involve those individuals as needed. I enjoy and think it is essential to have round table discussions on complex issues to ensure the Deputy Attorneys General with such knowledge and expertise can contribute to the discussion so we can provide the best advice or employ the best strategy on any particular issue or case. Ensuring these meetings are run effectively and efficiently is extremely important so we do not unnecessarily impede on the Deputy Attorneys General time to work on other pressing cases. I allow the free flow and exchange of ideas and do not shy away from making decisions once I have the necessary information. Over the years, I have learned to hone my leadership skills such that I believe my leadership style is participative and for the newer, less experienced Deputy Attorneys General, more of a coaching style. I am a firm believer in people being responsible to do their own work and taking responsibility for the work that they do. I have no issues with sitting with a particular Deputy Attorney General to work side-by-side with them on a particular issue or project and guiding them, as well as sharing in the work and responsibility to get the job done.

With respect to the budget, I have only begun to be more involved with budget issues since I became the First Deputy Attorney General. However, budget and accounting issues are not new to me as my undergraduate degree from the University of Hawai'i is a Bachelors Degree in Accounting. I have the ability and knowledge to understand budget

issues and have others within the Department who have specialized expertise on State budget issues that I have and will continue to rely on.

4. Are there any circumstances, events, or areas in your professional or personal past that you think might give rise to actual or perceived conflicts of interest if you were to become Attorney General? Please describe how you will review and handle situations involving possible personal conflicts of interest or involving possible conflicts of interest of the Department with respect to other state departments or agencies or as between the legislative and executive branches.

I have worked for the Department for the past 30 years and the private law firm I had previously worked for was dissolved. I cannot think of any circumstances, events, or areas in my professional or personal lives that could give rise to an actual or perceived conflict of interest if I were confirmed as the Attorney General. If something unforeseen should arise that could even be perceived as a potential conflict, I would immediately recuse myself and completely wall myself off from the matter. The Department is the State's attorney, and should potential conflicts arise between the Department and any of our clients, the Department has the ability to hire private counsel to represent a particular State entity that the Department has a conflict with. With respect to potential conflicts between State entities, including between the various branches of government, we have in the past and we will continue to do so in the future, assign different divisions to represent and advise the different State entities. Within the Office of the Attorney General, the Attorney General and the First Deputy Attorney General will ensure that a conflict wall is erected, and each will supervise one division or the other. Additionally, our Department has an Ethics and Conflicts Committee that will review any potential conflict issue or situation and make recommendations on whether separate Deputies must be assigned to represent and advise each client.

The ability to concurrently represent multiple State agencies or multiple parties that have conflicting interests is something that private attorneys are not able to do under the Hawai'i Rules of Professional Conduct (the rules governing lawyers); however, in the *Klattenhoff* case (*State v. Klattenhoff*, 71 Haw. 598 (1990)) the Hawai'i Supreme Court ruled that the Department of the Attorney General may assign deputies to represent agencies or employees that have competing interests as long as it establishes appropriate safeguards, such as firewalls between those attorneys and takes steps to ensure that no prejudice is suffered by the clients. As stated, we will continue to erect our firewalls when these conflicts occur to ensure we are able to provide vigorous and appropriate representation to all of our clients.

5. Please describe what important substantive differences you see, if any, between the United States Constitution and the Constitution of the State of Hawai'i of 1978 (in each case, as amended). Which of those differences are particularly important to you, and how do you see the role of the Department in protecting and enforcing any provisions of the State constitution that afford Hawai'i's citizens different or greater rights or freedoms?

Generally, the Constitution of the State of Hawai'i (Hawai'i Constitution) is more protective than the United States Constitution (US Constitution). Our Hawai'i Constitution must, at a minimum, afford our citizens the same rights given them in the US Constitution; however, the Hawai'i Constitution is much more detailed in describing those rights.

The most significant differences between the US Constitution and our Hawai'i Constitution relate to areas such as: the explicit right to privacy, which goes beyond the US Constitution's personal privacy; the Equal Rights Amendment, where the Hawai'i Supreme Court has shown a sensitivity to racial discrimination; the requirements for search and seizure, where our citizens have broad protections against unreasonable seizures of private property, subject to the exigent circumstances rule; the right to a healthful environment, as specified in article IX, section 8 of the Hawai'i Constitution; and the protections for people of Hawaiian ancestry, as set forth in article XII. Hawai'i is unique from every other State and each and every difference between the US Constitution and our Hawai'i Constitution is important to me as an individual and as an attorney because they identify the priorities and values of the people of Hawai'i.

The attorney general as the chief legal officer and chief law enforcement officer of the State, and the Department, are responsible for protecting and upholding the Hawai'i Constitution and the US Constitution. Whether the Hawai'i Constitution affords our citizens different or greater rights or freedoms, the people of Hawai'i have identified the priorities and values important to them through the adoption of the various constitutional provisions, and it is the duty and responsibility of the attorney general and the Department to defend and uphold the constitution on behalf of the people.

6. Is there any other information regarding your experience and background that you believe should be considered for your nomination? Is there any information regarding your experience and background that, if disclosed, you think might cause embarrassment to the Governor, the Department, or the Legislature?

I came to this Department 30 years ago and never regretted choosing public service, specifically in this Department. I am very loyal to this Department and the work we do. If given the opportunity to be the Attorney General, I will use the knowledge and experience I have gained in my 35 years of practice, particularly the knowledge and experience working in this Department for the past 30 years, to continue providing the best legal advice and representation to all of our Department's clients. The supervisors in

The Honorable Karl Rhoads

February 16, 2022

Page 7

our Department once developed principles and a vision for our Department. Our principles are to: (1) think deeply, (2) work hard, and (3) care always. Our vision is "To be the embodiment of responsive, trustworthy government." I can say, without reservation, that I strongly believe in our principles and vision which guide me every day.

I am not aware of any experience or anything in my background that if disclosed, might cause embarrassment to the Governor, the Department, or the Legislature.

- 7, Please provide a current copy of your resume, to be shared with Senate members and their staff.

Enclosed.

Thank you for the sending me the questions and providing me with the opportunity to respond. If you have any further questions, please feel free to contact me.

Very truly yours,



Holly T. Shikada
Attorney General

Holly Shikada
Honolulu, Hawai'i 96825

Work History

-
- 12/2021 to Present
Attorney General, Attorney General, Department of the Attorney General, State of Hawai'i (Pending Confirmation)
Significant Accomplishments / Highlights:
- Working daily with the division supervisors and Deputies on the variety of issues presented.
 - The honor of representing the State as the Chief Legal Officer and Chief Law Enforcement Officer.
- 04/2021 to 12/2021
First Deputy Attorney General, Department of the Attorney General, State of Hawai'i
Significant Accomplishments / Highlights:
- Conducted discussions / decision making and participating in moot court on significant cases.
 - Updated rules for Notaries, including for virtual notarizations.
- 01/2003 to 04/2021
Supervisor, Education Division, Department of the Attorney General, State of Hawai'i
Significant Accomplishments / Highlights:
- Assisted in the transition from an elected to an appointed Board of Education and the creation of the Executive Office on Early Learning.
 - Worked on the Reinventing Education Act, transferring responsibilities and authorities previously assigned to other departments to the DOE.
- 08/1999 to 01/2003
Felix Unit Supervisor, Education Division, Department of the Attorney General, State of Hawai'i
Significant Accomplishments / Highlights:
- Assisted the State in achieving substantial compliance in 2005 resulting in the Consent Decree and Federal Court jurisdiction terminated.
 - Successfully defended the State in a hearing where Plaintiffs sought to find the State in contempt.
- 12/1989 to 08/1999
Deputy Attorney General, Family Law Division, Department of the Attorney General, State of Hawai'i
Significant Accomplishments / Highlights:
- Worked with the First Circuit Sr. Family Court Judge to remodel the adoption system to expedite the processing of adoption hearings.
 - Developed a program to have lead deputies assist deputies handling Child Welfare Services and Juvenile Justice cases.
- 10/1985 to 11/1989
Associate – Fujiyama, Duffy & Fujiyama
Significant Accomplishments / Highlights:
- Primary Associate representing a Hawai'i business owner in a lawsuit against Texaco, Inc.
 - Assisted foreign clients with contracts / other legal documents for business transactions in Hawai'i.

Professional Summary

Attorney – Licensed to practice in all State Courts, the United States District Court and Ninth Circuit Court of Appeals. Licensed in 1985.

Education

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- Aug. 1982 – May 1985
Juris Doctor
University of Hawai'i – William S. Richardson School of Law
- Jan. 1982 – May 1982
Masters of Accounting Program – University of Hawai'i – Shidler
College of Business (1 semester due to being accepted to law school)
- Aug. 1978 – Dec. 1981
Bachelor of Arts – Business Administration (Accounting)
University of Hawai'i – Shidler College of Business