From: Sent: To: Subject: Walter Omori [walterskaraoke@hawaiiantel.net] Monday, October 29, 2007 1:50 PM hsewrittenonlysbtestimony SUPERFERRY

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is WALTER OMORI and I strongly support Hawaii Superferry.

LET THE SUPERFERRY SAIL!!! WE NEED A BETTER SEA TRANSPORTATION THEN WE NEED WHALES IN THE OCEAN. HAWAII NEEDS THE SUPERFERRY, WE DON'T NEED THE WHALES.

WHAT EVER THE EIS STUDY SAY WE STILL NEED THE FERRY.

WALTER OMORI 2337 N KING STREET (808) 842-7003

From: Sent: To: Subject: Bonnie Taomae [Bonnie.Taomae@territorialsavings.net] Monday, October 29, 2007 1:45 PM hsewrittenonlysbtestimony Support FOr the Super Ferry

I want my vote and voice heard in support of the super Ferry and the many opportunites it brings to the island economy.

Bonnie Taomae Executive Loan Officer Cell- 808-277-0796 Office- 808-356-5176 FAX 808-356-5184

This e-mail, including any attachments, is confidential and is intended solely for the named addressee. If you are not the intended recipient, you are hereby notified that transmitting this e-mail to anyone other than the intended recipient, or reading, copying, disclosing or distributing this e-mail, or taking any action based on the information contained in this e-mail, is strictly prohibited and may be unlawful. If you have received this e-mail in error, please notify the sender by return e-mail or by telephone at (808) 946-1400 immediately and delete this email and destroy any copies. Thank you. Any personal views expressed in this e-mail are those of the sender and do not necessarily reflect those of Territorial Savings Bank.

From:	Richard Emmons [fishermantoo@optonline.net]
Sent:	Monday, October 29, 2007 12:12 PM
То:	hsewrittenonlysbtestimony
Subject:	SB 1, SD1 RÉLATING TO TRANSPORTATION

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007

TIME: 1:30 p.m. Auditorium, State Capitol SB 1, SD 1 RELATING TO TRANSPORTATION Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1) Dear Chairs Souki and Oshiro:

My name is Richard Emmons and I strongly support Hawaii Superferry. I and my wife visit Oahu to see our old friends from my college days, 50 years ago now. After visiting with them, we often sight see and fish at Hawaii, Kauai and Lanai. As a retired businessman I foresee an improvement in inter Island travel, commerce and trade throughout the Hawaiian Islands and abroad. As a lifelong marine fisherman, I am convinced that the Superferry will not disturb the marine environment .

Sincerely,

Richard and Lynne Emmons 240 Wardwell street - Suite 22 Stamford CT 06902 203 357-7505 ; cell 203-273-9746

From:	BUTCH [rapmaui@yahoo.com]
Sent:	Monday, October 29, 2007 1:18 PM
То:	hsewrittenonlysbtestimony
Subject:	MAJORITY RULES FINALLY!

ALOHA from RICK PIVA _ the WORLD CHAMPION TRICK SPINCASTER of HAWAII USA! I am thoroughly appalled at the reaction and tragic lack of "ALOHA" on both sides of this issue called the "SUPER FERRY!"

I think in this country as well in this state - the MAJORITY RULES!

AT least thats what a civilized society in AMERICA has always been led to believe! But this SUPER FERRY is something which will cause HAWAII and all its inhabitants as well as those who travel to this beautiful island paradise something to cherish and another way to get from island to island! The only invasive species that could possibly be detrimental to our islands are in fact the ones who are thwarting these efforts at allowing the most incredible opportunity to allow families and their loved ones to travel to meet others for funerals as well as weddings and first birthdays and cherished prized and precious moments in our families lives!

SO please don't let the hot heads and the so called ""minority"" of these island comunities have the loudest voices heard since we the silent """"majority"" rule and we want the SUPER FERRY in this state as a viable opportunity to travel from island to island !

AND if you demand the Environmental impact statement for the SUPER FERRY - then you must also demand it of every single entity that travels from island to island without exception IMMEDIATELY- since the one SUPER FERRY is not to be singled out as a problem when all the problems which have been brought up already exists with the current modes of transportation that travel between islands as of now- and these all must be stopped immediately until they too are forced to undergo their own ENVIRONMENTAL IMPACT STATEMENTS AND it means all commerce to other islands from OAHU needs to be STOPPED IMMEDIATELY! NOW!

SO fine - we have an ENVRIONMENTAL IMPACT STATEMENT for the SUPER FERRY NOW and we also include all the airlines and all the ships and all the small pleasure craft and everyone who thinks the SUPER FERRY NEEDS to be stopped and not allowed to run while this EIS is being done then fine - every single mode of transportation between islands - all ships and all pleasure craft and all airlines must be STOPPED IMMEDIATELY - until they TOO GET their EIS STATEMENTS DONE-- NOW and nothing is to be shipped whatsoever interisland = NOTHING-until they in turn have thier EIS- DONE!

I Want to see an attorney make a name for himself and do this exactly now--- stop all transportation

until they are all in line with their own EIS STATEMENTS! NOWWWWWWWWWWWW Since whats fair for one is fair for all- so you who wish to STOP the SUPER FERRY _ FINE STOP IT but STOP ALL AIRLINES AND ALL SHIPPING TO YOUR ISLANDS NOW AS WELL----IMMEDIATELY NOW! STOP IT ALL NOW- nowwwwwwwwwwwwwwwwwwwwwwwwww and all airlines as well stop it all now! All the rest need to be hauled in and stopped immediately until they in turn have their EIS done now and nothing should be shipped interisland for however long it takes to finish this statement and if it takes a few years ---fine you wanted this - for your environment so you got it now!

NOTHING SHOULD BE SHIPPED TO MAUI OR KAUAI OR THE BIG ISLAND UNTIL ALL HAVE FINISHED THEIR OWN EIS STATEMENTS - AND THATS NOW!

Its high time the MAJORITY RULES and if the SUPER FERRY IS to undergo the EIS statement process by law - all the rest must go the same route by law as well- and forget this insanity since the worst invasive species any island could get has already been delivered to all of the islands in the horrible and heinous objections to this wonderful and fine SUPER FERRY! SO fine and anyone who objects as those so called protesters in the water - they have their names and they know where they all live and they all need to be brought to the fullest and most forceful extent of the law and jailed and fined for their actions immediately since they broke the law and they need to be sentenced and fined and jailed for their idiocy for sure! Let the EIS go forth and let the SUPER FERRY run and lets show aloha for others and don't show ignorance and ill will to others since the MAJORITY still rules in this country and the MAJORITY

wants the SUPER FERRY so the SILENT MAJORITY RULES NOW BRING THE SUPER FERRY NOW -- NOW and forever now!

RICHARD A. PIVA- WORLD CHAMPION TRICK SPINCASTER

Do You Yahoo!? Tired of spam? Yahoo! Mail has the best spam protection around http://mail.yahoo.com

From: Sent: To: Marc Etherton [etherton@hawaii.rr.com] Monday, October 29, 2007 1:46 PM hsewrittenonlysbtestimony

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Jamey Lee and I strongly support Hawaii Superferry.

I would like to travel to the other islands but prefer not to fly and have to rent cars. I think it's less of an environmental impact to take our own things to another island instead of renting everything there.

Jamey Lee

75-5744 Alii Drive ste 256

Kailua Kona, Hi 96740

808-885-1704

From: Sent: To: Agripino Luczon [magiping@hotmail.com] Monday, October 29, 2007 1:45 PM hsewrittenonlysbtestimony

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is [YOUR FULL NAME] and I strongly support Hawaii Superferry.

[BRIEFLY AND SIMPLY DESCRIBE WHY YOU SUPPORT HAWAII SUPERFERRY (TESTIMONY IS MOST EFFECTIVE WHEN KEPT TO ONE PAGE)]

[SIGNATURE ADDRESS PHONE NUMBER]

From: Sent: To: Subject: Paula [hapapafarm@earthlink.net] Monday, October 29, 2007 1:35 PM hsewrittenonlysbtestimony Superferry

I am a farm on Maui. I am looking forward to transporting my produce to Honolulu on the Superferry. It will be more efficient and cheaper then using the airlines.

In times of crisis, an alternative source of travel between islands is absolutely essential.

Alien species? What a joke! If the department of Agriculture ever got off their sorry butts and worked to protect all of the alien species that are flooding in now, this would not even be an issue. Let's see! There are 4 "inspectors" manning each passenger station for OUTBOUND TRAVELERS and not enough to inspect inbound. Give me a break!

The Superferry is primarily for the residents. Why are there never any road blocks for tourism and development?

Paula Holroyde 592 Hapapa Road Kula, Maui, Hawaii 96790

From:Cliff Kawano [kawanoc006@hawaii.rr.com]Sent:Monday, October 29, 2007 1:34 PMTo:hsewrittenonlysbtestimonySubject:SB 1, SD 1 Relating to Transportation

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is *Clifford Y. Kawano* and I strongly support Hawaii Superferry.

The Superferry provides a cost effective alternative means of travel between the neighbor islands along with the convenience of driving your own private vehicle. The business will also generate significant tax revenues for the State and County governments. I truly believe that environmental concerns can be mitigated with proper operational safeguards.

Yours truly,

Clifford Y. Kawano

98-108 Lania Way, Aiea, Hl. 96701

Email: kawanoc006@hawaii.rr.com

From:	Randall Cislo [randallcislo@hotmail.com]
Sent:	Monday, October 29, 2007 1:37 PM
То:	hsewrittenonlysbtestimony
Subject:	RE: Urgent: Testimony Needed Today for House Hearing

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Randall S. Cislo, D.M.D. and I strongly support Hawaii Superferry.

The citizen of Hawaii are finally offered an alternative to the airlines for interisland transportation. Please allow the public to "vote" by their use of the Superferry. Its presence in Hawaii will be determined by it usage (or lack of).

Randall S. Cislo, D.M.D.

65-1279 Kawaihae Road, Suite 101

Kamuela, Hawaii 96743

808-885-8617

From:	cygnus_x10 [cygnus_x10@yahoo.com]
Sent:	Monday, October 29, 2007 1:32 PM
То:	hsewrittenonlysbtestimony
Subject:	Hawaii Superferry

My name is William Lang and I strongly support Hawaii Superferry. Hawaii is lagging far behind other places, most notably Alaska, in inter-island transportation. The ferry system would benefit the state greatly by giving people a choice besides flying. When I lived in Hawaii, I could not believe I had to make a trip to the airport to travel between islands, which was such a hassle. I hope when I move back I will have the option to take the ferry when I need to hop to another island. Please don't let this opportunity for locals and tourists alike fly out the window. Thank You

Do You Yahoo!? Tired of spam? Yahoo! Mail has the best spam protection around http://mail.yahoo.com

From:	Helena [helena_hawaii@yahoo.com]
Sent:	Monday, October 29, 2007 1:13 PM
То:	hsewrittenonlysbtestimony
Subject:	Superferry Testimony

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Thursday, October 25, 2007

TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Helena Orris and I strongly support Hawaii Superferry.

I support the Superferry because it's another way to travel outer-island, without having to bother with airports and airport security, check-ins and lines, it seems to be more economical for traveling families staying over two-days because of rental car costs. I also believe that it contributes to the environment, I read an article about global warming and jet propulsion changing the air temperatures and causing glaciers to melt quicker. I'd just really like to see this work, for Hawaii's sake. It'll help the economies on other islands as well, and be easier for people such as myself to be able to afford a family vacation not having to worry about additional rental car costs. I am looking forward to seeing this work.

I don't plan to make an in-person statement/comment. Please take this as my official stand on this issue.

Aloha,

Helena Orris 66-027 Waialua Beach Road Haleiwa, Hawaii 96712 ph. 808-637-7449 cell. 808-699-8079

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From:	meghangoldman@aol.com
Sent:	Monday, October 29, 2007 1:39 PM
То:	hsewrittenonlysbtestimony
Subject:	Please say "YES" to the Superferry!!!

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Monday, October 29, 2007

TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1) Dear Chairs Souki and Oshiro:

My name is Meghan Buck and I strongly support Hawaii Superferry.

It is good for the economy of our state, creating more jobs and bringing more people to the outer islands to enjoy spend \$\$\$. I would like to travel with my daughter to visit family on the outer islands on the Superferry.

Meghan Buck 4320 Papu Circle, Honolulu, 96816 (808)735-4446

Email and AIM finally together. You've gotta check out free AOL Mail!

From:	W. Babbitt, DDS, MS [wbabbitt.dhcc@hawaiiantel.net]
Sent:	Monday, October 29, 2007 1:40 PM
То:	hsewrittenonlysbtestimony
Subject:	SuperFerry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Wm. Babbitt and I strongly support Hawaii Superferry.

Please don't allow a few vociferous airheads to control the economic future of these Islands. Some of us have to work rather then spending time in irresponsible demonstrations, but we should have a voice too...this is mine!

Wm. Babbitt, DDS, MS 75-127 Lunapule #7 Kailua-Kona, Hi 96740 808-329-1567

- -

From:
Sent:
To:
Subject:

Clectic@aol.com Monday, October 29, 2007 1:40 PM hsewrittenonlysbtestimony Super Ferry Support Statement

ATTN: House Committee on Transportation and House Committee on Finance DATE: Thursday, October 25, 2007 TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Interisland Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Patricia Dorsey and I strongly support Hawaii Superferry.

It unites all the Islands for all Po'e to transport their wares to all Islands for commerce, fellowship of sport and spirit. It is a good thing that all will have the availability to travel from Island to Island and discover their home Hawaii all over again.

Patricia Dorsey

68-1946 Lina Poepoe St.

Waikoloa, HI 96738

8088831065

See what's new at <u>AOL.com</u> and <u>Make AOL Your Homepage</u>.

From: Sent: To: Subject: Priscilla Robins [robinsp004@hawaii.rr.com] Monday, October 29, 2007 1:41 PM hsewrittenonlysbtestimony SUPERFERRY SUPPORT

Dear Chairs Souki and Oshiro:

My name is Priscilla K. Robins and I strongly support Hawaii Superferry.

To provide another alternative and efficient way to travel. Where families can spend quality time with each other.

Priscilla K. Robins //S//

98-813 Iho Place, Apt C

(808) 486-5874

PHONE NUMBER

From:	Jeff Benson [bwanajeff@gmail.com]
Sent:	Monday, October 29, 2007 1:41 PM
То:	hsewrittenonlysbtestimony
Subject:	SB 1, SD 1 RELATING TO TRANSPORTATION

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Jeff D. Benson and I strongly support Hawaii Superferry.

I was for several years the project manager and civil engineer responsible for the planning and design of the Hawaii Superferry shore and berthing facilities. I would not have spent nearly 3 years of my professional life were it not for the people of Hawaii Superferry. The leadership and owners of Hawaii Superferry have dedicated much more than I have to see to providing the best transportation technology possible to truly unite the islands. They have done this with the utmost concern for the environment and communities in which all of them live. There is no reason for the Hawaii Superferry operation to be halted while the environmental studies are completed for all port infrastructure. Hawaii Superferry has been unfairly singled out by the

courts in this matter while all other shipping companies in Hawaii are allowed to operate without any such restrictions.

Cheers -

Jeff D. Benson, PE formerly of 94-418 Leleaka Street, Mililani, HI 96789 (808) 625-1407 now residing in Korea on military contract

From:	Marc Etherton [etherton@hawaii.rr.com]
Sent:	Monday, October 29, 2007 1:41 PM
То:	hsewrittenonlysbtestimony
Subject:	superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is *Marc Etherton* and I strongly support Hawaii Superferry.

I am a resident of Hawaii since 1967 and have lived on Oahu, Maui and the Big Island. I support the superferry because I would like to be able to take my car, surfboard and hopefully one-man canoe when I visit the other islands. I own my own company and do business on the other islands so I have reason to visit them on occasion. I really don't like to fly, especially with all the security problems and crowds. It would be a lot easier and less impact I think to just go on a boat with the things I need.

I think a lot of people that don't want this are associated with the car rental industry, the airlines and shipping companies. They feel they will lose money.

Marc Etherton

75-5744 Alii Drive #256

Kailua-Kona, Hawaii 96740

808-885-1704

From: Sent: To: Subject: Sherri Ward [sherrward@yahoo.com] Monday, October 29, 2007 1:22 PM hsewrittenonlysbtestimony Superferry

To Oshiro & Souki

I feel the Superferry should be able to operate while the EIS study is being done. No other ship, plane, etc has had to do this and I feel the Superferry has been singled out by a very vocal minority of disgruntled people who do not fairly represent the majority of those who would be happy to visit their families and do business between the Islands.

Sherri Ward 808 686-9559

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From:Albert F. Rapozo [uncleal@hawaiilink.net]Sent:Monday, October 29, 2007 1:50 PMTo:hsewrittenonlysbtestimony

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is [

Albert F. Rapozo] and I strongly support Hawaii Superferry.

I like to travel between Islands by Fetty. It's enjoyable/

Albert F. Rapozo

POB 224

Lihue, Hawaii, 96766

]

From:JIMEEDEE@aol.comSent:Monday, October 29, 2007 1:51 PMTo:hsewrittenonlysbtestimonySubject:(no subject)

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is James Deinzer and I strongly support Hawaii Superferry.

I support this super ferry because it will provide jobs for the local people and benefit the economy of Hawaii.

See what's new at AOL.com and Make AOL Your Homepage.

From:	JerryG [jerryg@hawaii.rr.com]
Sent:	Monday, October 29, 2007 1:52 PM
То:	hsewrittenonlysbtestimony
Subject:	SB 1, SD 1 RELATING TO TRANSPORTATION

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Gerald Gompers and I strongly support Hawaii Superferry.

We support Hawaii Superferry because it will enhance the quality of life for the residents of Hawaii. Seagoing travel between the islands will benefit local communities, allowing schools, sports teams, and residents to freely visit a neighboring island to attend community activities, visit family and buy and sell goods. It's affordable, convenient and gives local businesses and farmers a choice.

Gerald Gompers

546 Punaa ST.

Kailua HI 96734

From:
Sent:
To:
Subject:

Thomas [piscessnake365@yahoo.com] Monday, October 29, 2007 1:25 PM hsewrittenonlysbtestimony PRO SUPER FERRY!

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Monday, October 29, 2007

TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is *Thomas C. Pang* and I strongly support Hawaii Superferry.

I see the opportunities that the Hawaii Superferry may open up will greatly enhance commerce and transportation needs of the islands. If you look into other similar island chains that are currently utilizing super ferries and the advantages that they have been able to enjoy, the answer is clear!

Thomas C. Pang 1009 21st Avenue Honolulu, HI 96816

808-7344056

Love and Aloha ... http://us.i1.yimg.com/us.yimg.com/i/mesg/tsmileys/3.gifThomas

"Every adversity, every failure, every heartache carries with it the seed of an equal or greater benefit" -Napoleon Hill

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From:	Bill Bow [bill@bowengineering.com]
Sent:	Monday, October 29, 2007 1:14 PM
То:	hsewrittenonlysbtestimony
Subject:	Superferry

Attachments: image002.gif

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is William Bow and I strongly support Hawaii Superferry. I feel that we need an alternative means of transportation between the islands besides flying and the cargo ships. It would be nice to take the family on a vacation to the neighbor islands by just loading our bags into our car and driving onto the Superferry, then driving around in our own car sightseeing.

Thank you for your time and I hope you will vote to allow the Superferry to continue operations.

Sincerely yours,



816 8th Avenue

Honolulu, Hawaii 96816

From: Sent: To: Subject: La Cher @ NPK [Inapeahi@hawaii.rr.com] Monday, October 29, 2007 1:29 PM hsewrittenonlysbtestimony Testimony

Attachments: image001.jpg



ATTN: House Committee on Transportation and House Committee on Finance

DATE: Monday, October 29, 2007

TIME: 1:30 pm Auditorium State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-Island Ferry Oversight Task Force (SD1)

Dear Chairs Souki and Oshiro:

My name is La Cher Kawohikukapulani Napeahi and I STRONGLY support the Hawaii Superferry.

First of all thank you to the State of HI for looking for other ways of transportation between our beautiful islands.

I come from the last Hawaiian Fishing Village of Miloli'i on the Island of Hawaii in South Kona. Where we live without the normal luxuries of life, where we are isolated from the world, where our children are vulnerable to the use of illicit substances, where our kupuna lack medical services, where our families fish to survive and feed each other and where we share history of our Native Hawaiian Culture with other communities.

As a native child of the islands, I have never been exposed to the beauties of some of the other islands due to cost of travel. Having an option to travel with it's expense of car rentals, airfare, hotel etc. is a blessing for all those multi individuals in their family. Being able to share other island cultures with our youth will give them something to look forward too, explore and experience new things, have a new outlook on what's available for them as far as jobs, careers, education and family lifestyle.

This opportunity not only benefits the youth but their families as well, to be able to get into the market for their fish to be bought and sold. Probably the ability to get into the market for a better price for their catch would be the number one benefit to these fisherman of Miloli'i. Also, to economically sustain these fisherman by providing another form of transport to and from.

Mahalo ~

La Cher Napeahi

89-785 Milolii Rd.

Captain Cook, HI 96704

808-328-8786

From: Sent: To: Subject: Queen Diva Kathleen [kathleen@divatime.com] Monday, October 29, 2007 10:32 AM hsewrittenonlysbtestimony i support the hawaii superferry

Attachments: BackGrnd.jpg

BackGrnd.jpg (2 KB)

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is kathleen kau and I strongly support Hawaii Superferry.

the superferry will enhance the connection throughout the state in so many ways by allowing residents and visitors another alternative way to travel between the islands. it will help keep the cost of interisland travel more competitive -- last january i flew to the big island, the air fare was \$250pp. with the current competition, we can now go for less than \$100 rt, because of GO airline.

yesterday i found a dining table and chairs on craigslist on maui and could easily purchase and transported back to honolulu it via the superferry - even use my own truck. this option would allow more interisland trade opportunities. i strongly feel the opponents are travel industry motivated, to keep us dependent on more costly travel and interisland trade.

i sympathize with the environmentalist and their loud protest but i believe the super ferry management people are sincere on their efforts to protect marine life and minimize the impact of their equipment. until we give it a try, we won't actually know the potential problems which could be resolved. why block this wonderful opportunity for all of hawaii because a VERY few people have personal interests?

i strongly urge you to allow the superferry to resume operations immediately.

much aloha,

kathleen k. kau

1750 kalakaua ave. #3634

honolulu, HI 96826

TEL: 808.228.3303

VaialaeIki5 Communioty Hssociation

1959 Laukahi Street Honolulu. Hawaii 96821 (808) 377-1905 Fax: (808) 373-

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

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Dear Chairs Souki and Oshiro:

My name is Shawn Martin and I strongly support the Hawaii Superferry. What bothers me the most about the ongoing controversy surrounding the ferry service is the unbelievable conduct of the protesters on Kauai and Maui. This minority group of residents somehow thinks that they are more entitled to consumption and use of their island's natural resources than a resident from Oahu is. They say they're concerned about whale safety or introduction of invasive species but that is really just a cover for their real reasons. They just don't want to go to the beach and see 200 people from Oahu using it and their roads. They want all the economic benefits of being part of the State but none of what they consider to be negative. Selfish people if you ask me, please send a message to this outspoken minority that all Hawaii residents are equally entitled to use of Hawaii's natural resources. You folks are elected to represent the views of the majority, we all know what that majority wants, make it happen or expect to have some problems getting re-elected next year. I can assure you that the voters won't forget.

Shawn Martin

General Manager, Waialae Iki V Community Association

From:	Donald (Dony) Sawchuk [dony@nakoaco.com]
Sent:	Monday, October 29, 2007 1:00 PM
То:	hsewrittenonlysbtestimony
Subject:	SB 1, SD 1 RELATING TO TRANSPORTATION SUPERFERRY

Attachments: 2d1bab.jpg

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Donald James Sawchuk and I strongly support Hawaii Superferry.

We are building contractors servicing Oahu as well as all outer islands. We feel the Superferry would greatly enhance our ability to service our clients better and more expeditiously. Currently we ship our vehicles and supplies through Young Brother therefore allowing us no other option for our shipping needs. The rapid service that the Superferry offers would allow us better response and less down time compared to the current outdated barge system.

I was born and raised in the Pacific Northwest where both barge and high speed ferry traffic serviced all people successfully. Not once, and I mean not once did I ever hear of a report where there was a collision between the inlet ferry traffic and marine life such as Killer Whales or other whale species. It is my humble opinion that certain environmental groups make our marine life out to be retarded when in actual fact the whales are most likely more intelligent than those who form these groups.

Hawaii needs this service. Peoples lives depend on a complete selection of interisland services. It is done successfully around the world...why should Hawaii not be allowed the benefit of this wonderful service lest we be called anti-progressive and mocked by the rest of the world who uses a marine service we can only hope not to fail before it is even launched.

[]



Donald (Dony) awchuk VP, Nakoa Companies Inc PO Box 75302 Kapolei, Hawaii, 96707 Cell: 808-630-8145 Tel: 808-373-7273 Fax: 808-520-2683

From:eM [emnaulu@gmail.com]Sent:Monday, October 29, 2007 1:51 PMTo:hsewrittenonlysbtestimonySubject:SB 1, SD 1 RELATING TO TRANSPORTATION

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is *Emeline Fononga Vainga Naulu*, and I strongly support Hawaii Superferry.

I support Hawaii Superferry, because I reckon that this will bring great benefits for the islands, being that tourism is a main factor in Hawaii's development. The Hawaii Superferry will also be convenient for the residents, because they will travel easy with their own belongings - for work, vacations or visiting (family, friends functions). I'm sure that if we can give the Hawaii Superferry a chance to shine in Hawaii, it will bring forth great success in alternatives, not as competition to the airlines and boat cruises. Thank you for your time and consideration.

Emeline Naulu Mamalahoa Highway, HI 96725

From:	Steph [hgc_steph@hawaiiantel.biz]
Sent:	Monday, October 29, 2007 1:52 PM
То:	hsewrittenonlysbtestimony

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Stephanie Bostick and I strongly support Hawaii Superferry.

I support Hawaii Superferry because it gives me another mode of transportation to visit my hometown and aging parents on Kauai. Being through two major hurricanes on Kauai (Iwa and Iniki), I feel the Hawaii Superferry will be an essential part of the recovery effort and transport stranded tourist to Oahu via sea if the airport is shut down.

It would also be another way to service our customers on the neighbor islands that need products right away.

I have personally worked in a summer youth program to eradicate banana poka on Kauai. This invasive plant arrived long before the Hawaii Superferry.

Stephanie Bostick

1923 South Beretania Street (808) 973-7171

From: Sent: To: Subject: Pam Bolduc [runamuckpam@msn.com] Monday, October 29, 2007 1:52 PM hsewrittenonlysbtestimony superferry support

I support the superferry! Please keep it going. It is needed in Hawaii!

Talk to you soon,

Pam

"When you get to the end of your rope, tie a knot and hang on" - Franklin D. Roosevelt -

From:	Candice Pacheco [candice@synthetik.com]
Sent:	Monday, October 29, 2007 1:53 PM
То:	hsewrittenonlysbtestimony
Subject:	I Support the Superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Candice Pacheco and I strongly support Hawaii Superferry.

Our islands have desperately needed alternate transportation between the islands for a long time. Finally, a company took on that daunting task only to be stopped by a small minority of people. The majority of the population supports the ferry. I think it is utterly unfair that the superferry is being asked to submit an enviornmental impact report when no other vessels have had to do so in the past.

Sincerely,

Candice Pacheco

1141 Koohoo Place

Kailua

From:	Steve Colon (Hunt Development Group) [Steve.Colon@HuntCompanies.com]
Sent:	Monday, October 29, 2007 1:51 PM
To:	hsewrittenonlysbtestimony
Subject:	Testimony for House Public Hearing on Senate Bill

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

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Dear Chairs Souki and Oshiro:

My name is Steve Colón and I would like to add my voice to what I believe is the "silent majority" who strongly support the Superferry . I strongly believe that the Superferry has been treated unfairly. As the manager of a business in Hawaii, I believe the treatment given to the Superferry thus far sends a terrible message to business interested in investing here. It is also bad for the people of the neighbor islands who want to be able to easily move their products to other islands for sale. We need more transportation options in this state, not fewer.

Please do not require the Superferry to do any more environmental mitigation than they have already agreed to. The environmental safeguards that are already in place are unprecedented. To make them do that, you should also make Matson, the Young Brothers, Norweigian Cruise Lines, etc. do the same.

Thank you for righting a situation that has persisted far too long.

Steve Colón

President - Hawaii Division

Hunt Development Group, LP

737 Bishop St, Suite 2750

Honolulu, HI 96813

(808) 585-7900 office

(808) 265-4253 cell

From: Sent: To: Subject: Kamkids@aol.com Monday, October 29, 2007 1:54 PM hsewrittenonlysbtestimony Superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

As a member of the voting population, I would like to request that the Superferry be allowed to operate on a probationary status while the EIS is being completed.

The longer this decision is not finalized, the worst for all parties involved. The Superferry is a good thing for the Hawaiian islands. The improved infrastructure is needed regardless if the Superferry is allowed to operate. The legislation should be concentrating on how to pay for these improvements. In the probationary time, a large percentage of the revenue made by the Superferry could be collected specifically for infrastructure improvements.

Thank you for your consideration,

Deborah J. Christensen

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From: Sent: To: Subject: Puu, Cheryle CIV CNRH, N9 [cheryle.puu@navy.mil] Monday, October 29, 2007 2:00 PM hsewrittenonlysbtestimony Testimony for SuperFerry

My name is Cheryle Ann Puu and I strongly support Hawaii Superferry. For many years we as consumers have always been at the mercy of two airline carriers for inter-island travel.

We were originally from Maui, (we left due my husband's military career), so most of our family still reside there. We fly as often as there is a family gathering there, not to mention gatherings and vacations on other islands, sometimes eight to ten times a year. Airline fares have fluctuated drastically in past years, one way fares were as much as \$150.00. Only recently with go! Airlines coming here have we seen a drop in airline fares. Rental cars are very expensive and most times down right, filthy. The Superferry will afford us a choice in inter-island travel and allowing us to take our own vehicles. Granted it may not be the cheapest way of travel but the CHOICE is there. I also feel that the outer island companies will be able to expand their services and thus, boost the economy statewide.

I have been following the Superferry saga in the news. I've seen all the protestors in front of the TV cameras and heard their concerns. I've seen them at these meetings and forums, their rudeness, unrulyness and ignorance. The protestors want to be heard but they do not allow the same for the people who came to speak for the Superferry. People have changed over the years and times like this you see that the ALOHA of Hawaii is eroding. We have a large majority of people who have moved from the big cities, other states and other countries to come to Hawaii. They are the ones with access to large sums of money to buy the land here, since most local people here have a hard time affording rent here. And they are the ones to say that they don't want anymore people coming there because it infringes on their privacy, but they use the whales and environment as the key words instead of their selfishness.

Cheryle Ann Puu 95-1260 Lililehua Street, Mililani, Hawaii 96789

Cheryle Ann Puu NAF Human Resources Office Fleet & Family Readiness Program Phone: (808) 474-0778 Fax: (808) 471-1411
From: Sent: To: Subject: Nelly Getz [salsagata@gmail.com] Monday, October 29, 2007 2:00 PM hsewrittenonlysbtestimony Super Ferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is *N Getz* and I strongly support Hawaii Superferry.

I feel that the islands are needing another means of transportation back and forth from our neighbor islands. I feel that this will draw our Hawaii ohana together, since we are ONE state. I do not see, in my humble opinion, how this ferry is any different from the Matson ships and the other types of vessels that travel back and forth from the islands. Please consider the Super Ferry as a means to bring us together and a means to contribute to the economy.

Mahalo,

N.L.Getz Honolulu, HI 96813

From: Sent: To: Subject: Lizinkona@aol.com Monday, October 29, 2007 2:01 PM hsewrittenonlysbtestimony super fery testamonie

Akoha, My name is Elizabeth Rychlik I'm a registered voter in Hawaii and yes I'm for the Ferry I grew up where we depended on a ferry to go to Seattle to the doctor shopping flying away to Hawaii I never heard of our ferrys harming anty sea life. The big Cruise ships do and pollute our waters with suage garbage and balice water from other countrys even. Plese approve the running of the ferry while the EIMS is done. Thank you for your time

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From:KIT ELLISON [ladysqueak2@yahoo.com]Sent:Monday, October 29, 2007 1:29 PMTo:hsewrittenonlysbtestimonySubject:RELATING TO TRANSPORTATION

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Ali'ilani Kanui and I strongly support Hawaii Super ferry.

For more reasons I can count e need an alternate transportation vehicle to other Islands. I have now and always will support the Super Ferry and would be happy to speak to any or all legislatures who would be willing to listen.

Ali'ilani Kanui PO Box 1907 Kapaa, Hawaii 96746 808-645-1806

Do You Yahoo!? Tired of spam? Yahoo! Mail has the best spam protection around http://mail.yahoo.com

From: Sent: To: Subject: art clark [amvending@ca.rr.com] Monday, October 29, 2007 11:18 AM hsewrittenonlysbtestimony superferry

please allow the superferry to begin operations it is nessesary for all the islands economic future and it will be no more harmfull than the current cruise ships and other boats to our ecosystem thank you arthur clark

From: Sent: To: Subject: BFRAKU [bfraku@hawaii.rr.com] Monday, October 29, 2007 1:57 PM hsewrittenonlysbtestimony superferry

WE WONT THE SUPERFERRY!!!!

From:	John & Sheri Kerr [kerrs@hawaii.rr.com]
Sent:	Monday, October 29, 2007 2:02 PM
То:	hsewrittenonlysbtestimony
Subject:	In Favor of the Superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

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Dear Chairs Souki and Oshiro:

My name is Sheri L. Kerr and I strongly support Hawaii Superferry.

I would like to testify in favor of allowing the ferry to operate while an EIS is being conducted. Since we are a state separated by water in the middle of the ocean, it makes perfect sense to have a ferry transportation service. I live on Maui and have used the ferry to Molokai and Lanai many times. My daughter's soccer team has benefited from having that service. It will be a major boon to farmers, sports teams, businesses, and visiting ohana.

I am afraid if the Superferry cannot operate during the EIS, this good company will not be able to wait it out and they will go elsewhere to do business. The local people will lose out and the world will know that Hawaii is not a place to do business in or a place of aloha. I feel a travesty has been committed by a small group of selfish individuals. I also feel that their emotions have gotten out of hand. They are not thinking rationally. Boats and ferries have operated in these islands for years as a benefit for the residents.

Thank you,

Sheri Kerr

4700 Kula Highway

киа, НІ 96790

808.878.8706

From:	Donald Koelper [drkoelper@hotmail.com]
Sent:	Monday, October 29, 2007 2:05 PM
To:	hsewrittenonlysbtestimony
Subject:	Testimony on SB 1, SD1

To: The Honorable Joseph Souki

Chair, House Committee on Transportation

State Capitol, Room 432

Honolulu, Hawaii 96813

The Honorable Marcus R. Oshiro

Chair, House Committee on Finance

State Capitol, Room 306

Honolulu, Hawaii 96813

From: Donald R. Koelper

RE: Public Hearing on SB 1, SD1

State Capitol Auditorium

1:30pm, 29 October 2007

Chairman Souki, Chairman Oshiro and the members of the House Committees on Transportation and Finance, respectively:

Thank you for allowing me to present this testimony on SB 1, SD1, Relating to Transportation, which would grant a single company, Hawaii Superferry, Inc., partial exemption to those provisions of Chapter 343, HRS, allowing the company to operate in Hawaiian waters while an environmental assessment is completed; and to further allow the State of Hawaii to undertake all proposed harbor improvements to accommodate inter-island ferry service, while a environmental assessment and perhaps an environmental impact statement is completed.

In the interest of public disclosure, I would like to state for the record that I worked for Chairman Oshiro for six years when he served this body and the people of Hawaii previously as Majority Leader, Vice Speaker and Majority Floor Leader. That invaluable experience of working closely with many of you has undoubtedly colored my perspective regarding the myriad number of responsibilities, issues and challenges you face as the democratically elected stewards of Hawaii law and public policy, and thus in most circumstances would normally temper my public remarks on such matters before you.

However, I believe that the controversy currently enveloping Hawaii Superferry, Inc. and its proposed operations should provide future generations of citizens and public officials a textbook case study in what can potentially occur when personalities and other, non-contingent factors and considerations are allowed to unduly influence important matters of public policy. **Therefore, I am speaking in opposition to SB 1, SD1 as presently drafted**, and would urge you to amend this measure in a way that might provide Hawaii Superferry with immediate relief from its current fiscal hemorrhage, while ensuring that the provisions of Chapter 343, HRS are duly enforced.

It has been my educated opinion, both as a former member of House leadership staff and as a student of legislative process in general, that the worst legislation ever enacted into public law are those measures that were "fast-tracked", i.e., deliberated and passed in haste without due consideration for the potential consequences. The California Legislature of the 1990s created enormous chaos and difficulty for its own collective constituency when it hastily attempted to impose ill-advised and badly-drafted solutions to real problems concerning homeowners' and workers' compensation insurance, and energy production and transmission. The first debacle led to the threatened impeachment and the subsequent resignation of that state's insurance commissioner in 2000, and the latter to the recall of its governor in 2003.

Therefore, it is imperative that the Legislature clearly and correctly identify the problem at hand, and not allow itself to be distracted by the loud little handful of self-absorbed corporate or corporate-friendly interests who roam these halls, seeking only to further indulge themselves at the public's expense.

Therefore, I would offer that the question before this Legislature is not whether or not an inter-island ferry service or a marine highway system would be beneficial to the people of Hawaii. That is clearly a policy matter that has already been debated fully and vigorously in public during my own lifetime, and well before Hawaii Superferry, Inc. established its current presence on the local scene. Such a discussion should not recur after the fact here, and thus distract legislators and citizens alike from the real issue.

Nor is this necessarily the time to examine in detail the cascade of events that have led us to this present dilemma, and why Gov. Linda Lingle still believes – as she did during the controversy over workers' compensation laws a few years ago – that she possesses the authority to unilaterally determine what state laws will or will not be enforced with regard to individual corporations or

persons. That time will come soon enough.

Rather, the immediate concern before you, and by extension the people of Hawaii, is – at its very heart and soul – about equality and equal protection before the law, and about the proper conduct of public officials, individuals and corporations with respect to the law and established due public process.

You must decide whether or not any single individual or corporation should be rewarded by this legislature – as the Lingle administration proposes – for its very dubious efforts to both subvert for its own ends the public debate about the actual merits or demerits of an inter-island ferry system, and to undermine a well-established state law, the Hawaii Environmental Protection Act, the provisions of which have generally served the people of these islands well for many, many years. In making that decision, you must also consider whether such corporations and persons that flout the law in such a cavalier manner should be entrusted to provide a necessary public service that would prove vital to our islands' economic future.

I would only offer that your obligation should **not** be to merely and hastily ratify Gov. Lingle's and Superferry's mutual *fait accompli*, which would put the cart before the horse and leave the State of Hawaii at the mercy of chance and circumstance, and then adjourn *sine die* until you convene again in January.

It is my considered opinion that the Legislature has been unfairly placed between the proverbial rock and hard place by the irresponsible conduct of this administration, the U.S. Dept. of Transportation's Maritime Administration (MARAD), and the supposed beneficiary of those actions, Hawaii Superferry, Inc. Further, I am of the opinion that those actions have potentially placed this State and its taxpayers at tremendous liability.

It is your job to now determine the actual extent of that liability and means for mitigation thereof, and unlike this governor and her transportation director, to act forthrightly and responsibly to enforce state law on the long-term behalf of the people of Hawaii, and not allow events to short-circuit long-established policy to the immediate benefit of Hawaii Superferry, Inc. and its influential coterie of Washington, D.C.-based connections.

In that regard, I wish to offer for your consideration a number of questions that I believe should be answered completely, conclusively and forthrightly by the Lingle administration, MARAD and Hawaii Superferry, Inc. before any action is undertaken by this legislature to resolve the current impasse.

1. Why did MARAD not simply require that the loan guarantee be contingent upon the company's compliance with all applicable state and federal laws?

2. Why did MARAD and Hawaii Superferry, Inc. insist that the State of Hawaii provide the company with an exemption to those provisions of Chapter 343, HRS, which would require an environmental assessment be performed for ferry interisland operations? Further, why did MARAD also insist that the State exempt from Chapter 343 all proposed harbor improvements to be undertaken by the State to accommodate inter-island ferry service?

3. Why did Gov. Lingle believe that her administration possessed the authority to unilaterally set aside Chapter 343 on behalf of Hawaii Superferry, Inc. without obtaining the prior approval of the Legislature?

4. Why did MARAD not disclose to Congress in either its FY 2005 Annual Report or FY 2006 Annual Report that the District Court's initial ruling was in fact under appeal to the Hawaii Supreme Court (which the justices would eventually uphold unanimously), and that therefore the case was still in litigation?

- 5. The Hawaiian Islands Humpback Whale Marine Sanctuary Advisory Council recently approved a "Whale Avoidance Policy" for vessels plying Hawaiian waters, which apparently rejected any notion requiring such ships to be outfitted with radar or sonar, and instead issued a nonsensical and unenforceable suggestion that two designated crewmembers with binoculars watch for whales from either the ship's bridge or its bow. Given that the advisory council's chairman was Terry O'Halloran, who concurrently held the position of Director of Business Development for Hawaii Superferry, Inc., did anyone at MARAD or in the Lingle administration ever express concern about Mr. O'Halloran's rather obvious conflict of interest?
- 6. Given public statements from the Maritime Administration (MARAD) about recent significant fiscal defaults on Title XI loan guarantees, which the agency implied underlines its current policy to not provide such loan guarantees unsecured, what was the agency's rationale for deviating from that policy and providing its single exception for Hawaii Superferry, Inc.?
- 7. Given that neither the members of the Hawaii congressional delegation nor the Legislature were apparently involved in the request for such a Title XI loan guarantee for Hawaii Superferry, Inc., who or what was the catalyst for MARAD's issuance of this unique and singular large-scale commitment on behalf of that company? What role did Sen. Trent Lott (R-AL) and Sen. Jeff Sessions (R-AL) play, if any?
- 8. Given that the oft-stated reason for said reluctance to provide such Title XI loan guarantees was the \$500 million default on similar MARAD-guaranteed bonds issued by American Classic Cruise Lines (which declared bankruptcy on 20 October 2001), did anyone at MARAD or in the Lingle administration ever express concern that Terry White, currently the Executive Vice President for Hawaii Superferry, Inc., also held the position of Executive Vice President with American Classic Cruise Lines?

9. Why did Hawaii Superferry, Inc. choose a 107-meter vessel (350 feet in length) with a capacity of 282 cars and 866 passengers? Former Austal CEO Alan Lerchbacker had expressed clear concerns about such a vessel's financial viability, which he claimed would need at a minimum 400 to 500 passengers and 200 vehicles per trip segment just to break even. He recommended a less expensive, 72-meter craft that had less capacity, but would be more cost-efficient to operate, and would be less polluting. Why was his concerns and advice rejected or ignored?

10. Given recent media accounts implying that Hawaii Superferry, Inc. might possibly have trouble meeting the \$2 million interest payment on its outstanding bonds (due on 27 October 2007), which suggests that the company may well be undercapitalized, why did MARAD in late FY 2006 convert Hawaii Superferry, Inc.'s financing from a floating rate to more expensive fixed rate obligations, when floating rates are currently far more cost-effective?

11. Did Hawaii Superferry, Inc. meet the October 27 deadline for the \$2 million interest payment on the \$140 million in Title XI-guaranteed bonds? If not, does the company have the capacity to meet that obligation in the near future? If so, when?

12. Has Hawaii Superferry, Inc. or MARAD disclosed to the Lingle administration and the Legislature the identities of the holders of said bonds, which are carried at approximately 6% interest?

13. Section 1103(c) of the Merchant Marine Act of 1936, as amended, requires an obligor to raise 12.5% or 25% equity in the project before any issuance by MARAD of a commitment to guarantee a loan. Further, obligor is required to expend 12.5% or 25% on the project before the public collateral, i.e., MARAD-guaranteed loan, is placed at risk. Again, given that the company might have a problem meeting its bond obligations, were all the Sec 1103(c) requirements met in the case of Hawaii Superferry, Inc.? If not, why not? If so, what specific criteria did MARAD evaluate in order to determine the company's eligibility for those loan guarantees?

14. Has the Legislature been provided with a copy of Hawaii Superferry, Inc.'s initial application to MARAD for a Title XI loan guarantee, including a required detailed breakdown of its daily operating expenses, which was to be included with the company's application?

15. Given its recent problems, has Hawaii Superferry, Inc. approached MARAD and/or its creditors regarding any possible restructuring of its loan payments?

portfolio undergo periodic financial reviews, and financial reports are prepared for companies with a potential for default. These reports are presented to the DOT Credit Council, which is comprised of senior MARAD management staff and other DOT officials." Given the company's current claims of fiscal problems, has MARAD conducted a financial review of Hawaii Superferry, Inc.? If so, what were its findings, and has a copy of said review been provided to the Legislature?

17. Again, given recent media accounts about potential cash flow problems at Hawaii Superferry, Inc., has a financial report on the company been prepared? If so, what were its findings, and has a copy of said report been provided to the Legislature? If not, is such a report being prepared?

18. Did the Lingle administration ever request that Hawaii Superferry, Inc.'s board of directors and officers provide the administration and the Legislature with a detailed financial audit to confirm the fiscal viability of this nearly \$300 million venture, before committing the State of Hawaii to \$40 million worth of significant harbor improvements? If so, when? Has this information ever been provided to the administration, and did the administration share it with the Legislature?

In conclusion, I would urge you to not be swayed by emotional arguments for or against the measure before you today, but to act calmly and deliberately in considering all facts and informed opinions before arriving at your decision. In your deliberations, you must take seriously into account the very real concerns about Superferry operations that have been expressed by our brothers and sisters on the neighbor islands, and not succumb to the temptation of publicly marginalizing as malcontents and agitators those who either oppose the Superferry or urge caution for a myriad of reasons social, environmental or otherwise.

Thank you for your time and consideration of my testimony today.

Sincerely,

DONALD R. KOELPER

380-E Haleloa Place

Honolulu, HI 96821

(808) 232-9840

From:	Kaui Manera [dekapun@alulike.org]
Sent:	Monday, October 29, 2007 2:15 PM
То:	hsewrittenonlysbtestimony
Cc:	Luigi Manera
Subject:	I am in support of the Super Ferry

Aloha,

I live on Molokai. Although the super ferry will not embrace our island, I feel we have missed out on an economic booster involving transportation of people, equipment, products etc. to the outer islands. Molokai has been a victim of Young Brother's politics being they are the only maritime carrier on Molokai. This is not a personal attack on the employees of Young Brothers, but rather the movers and shakers (including politicians) that can make decisions like raising the shipping rates and scheduling shipments which could be burdensome and cumbersome to Molokai patrons. Having said that, I believe the super ferry would've allowed islanders to use an alternative mode of transportation, whether for pleasure, business or both!! During the 9/11 horror, Hawaii was paralyzed by a trans-island air system that proved inadequate at that time. If the ferry was in operation, it could've provided an option. There are many people in our state that do cottage industries but have a hard time marketing them. The ferry could've been one way of taking your ukana (stuff) and kaa(car), get on that ferry and hele(go) on to the neighbor islands with reasonable rates. The Pugent Sound is a wonderful example of people shuttling between points - why can't we? If people are concerned of illegal activity, then invest in a security system. Invasive species? Shoot the cars down w/water before going on board. I am quite sure the security process have upgraded since 9/11 so we should not feel harassed by more intensive searches.(eg. in the vehicles) Please give the super ferry a fair chance. And, my last point, it is amazing how these haole people, who have come to the islands, made a nice nitch for themselves and are screaming for others to not enjoy these islands!! Give me a break. And lastly, all these activists and tree huggers, who scream of environmental desecrations by the ferry, how about eradicate all the marijuana in the islands (it is an invasive species after all) and perhaps we can all think clearly. Mahalo for your time,

Ms. Deldrine Kapuni Manera

From:	Ross, Brian at HCS [bross@hcsugar.com]
Sent:	Monday, October 29, 2007 2:12 PM
То:	hsewrittenonlysbtestimony

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Brian Ross and I strongly support Hawaii Superferry.

I firmly support the Superferry as another means of transportation and cargo movement between our Islands. I also support a environmental study to determine what is needed to protect our valuable Islands, Oceans, and all the creatures including human that reside within. A non confrontational approach to these issues is a win win for all the people.

Mahalo for your consideration.

Brian Ross 42 S. Laelua Plc. Paia Hawaii 96779 (808) 579-9795

This message, including any attachments, is intended for the use of the party to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure. If you are not the intended recipient, any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please contact the sender immediately by reply e-mail, and delete the original and any copies of this message. It is the sole responsibility of the recipient to ensure that this message and any attachments are virus free.

From:	Aaron [kuau77@gmail.com]
Sent:	Monday, October 29, 2007 2:08 PM
То:	hsewrittenonlysbtestimony
Subject:	Superferry Wins, Hawaii Loses

I am totally AGAINST Superferry. The unavoidable whale deaths will drive the whales from these islands. The whales will have to find a safer place to calve, and those tourist dollars will move with them. And by the time you recognize the devastating effect of this loss, it will be too late -- the whales won't be open to negotiation.

Yes, Superferry Corporation will make a lot of dollars from Hawaii's residents and the state will lose a large percentage of its eco-tourists who will fly instead to the new, safe calving grounds the whales will find in Samoa or somewhere far from Hawaii.

Hawaii will be a double loser.

Tell Superferry to ply their trade elsewhere.

Aaron Singer Paia, Maui 579-8077

From:	Candice Pacheco [bookings@mabanzi.com]
Sent:	Monday, October 29, 2007 1:54 PM
То:	hsewrittenonlysbtestimony
Subject:	I support the superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is John Dalton and I strongly support Hawaii Superferry.

Our islands have desperately needed alternate transportation between the islands for a long time. Finally, a company took on that daunting task only to be stopped by a small minority of people. The majority of the population supports the ferry. I think it is utterly unfair that the superferry is being asked to submit an enviornmental impact report when no other vessels have had to do so in the past.

Sincerely,

John Dalton

1141 Koohoo Place

Kailua

From:Ralph M H Lee [ralph0mhl@mac.com]Sent:Monday, October 29, 2007 2:08 PMTo:hsewrittenonlysbtestimonyCc:Ralph M H LeeSubject:SB 1, SD 1 RELATING TO TRANSPORTATION

I am sending this testimony for record, because I am not able to attend in person.

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Monday, October 29, 2007

TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Ralph M H Lee and I strongly support Hawaii Superferry.

Travel by air is impossible, because my spouse is handicapped both mentally and physically. Just going thru the airport security check system is a nightmare. With the need to bring along medications and other necessities - wheelchair, canes etc., I could load them in my car and travel by superferry.

Without the superferry, there will be no opportunities for us to visit family and friends on the other islands - especially Hawaii Island.

I have waited over 20 years for a superferry to happen. Will it continue to be a dream?

Ralph M H Lee 2222 Apaakuma Street Pearl City, Hawaii 96782 Ph: 808-455-2149 Email: ralph0mhl@mac.com

Ralph Lee, President Oahu Urban Garden Ohana

From:	Mr & Mrs Larry Wegger [wegger.larry@gmail.com]
Sent:	Monday, October 29, 2007 2:14 PM
То:	hsewrittenonlysbtestimony
Subject:	SB 1, SD 1 RELATING TO TRANSPORTATION

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

Our names are Dawn Marina Erstad-Wegger and Larry Thomas Wegger, and we strongly support Hawaii Superferry. Please accept this written testimony for the record, as we're not able to testify in person. In brief, the Hawaii Superferry simply provides alternative transportation we're interested in.

Sincerely,

Mr. and Mrs. Larry Wegger

1526 Thurston Avenue, Apartment 1

Honolulu, HI 96822

808-521-4222

From: Sent: To: Subject: George B. Lisehora [LisehoraG001@Hawaii.rr.com] Monday, October 29, 2007 2:16 PM hsewrittenonlysbtestimony Super Ferry

Dear Chairs Souki and Oshiro:

My name is George Lisehora and I strongly support Hawaii Superferry. I would like to utilize it to take myself and my family to visit our property on other islands with our own vehicles, pets and sometimes horses. It would be very helpful for us and I do not see how it could be any more harmful than the ships we have in and out of our ports on a daily basis now. Please save the Hawaii Superferry. I can not believe you have allowed it to drag on like this. I would not blame them or anyone else for not coming here seeing what you put them through. Please approve legislatoin allowing them to operate a previously planned.

Sincerely,

George Lisehora 1380 Lusitana Street, #614 Honolulu, Hawaii 96813

From:	Naruse, Derrick [Derrick.Naruse@gdit.com]
Sent:	Monday, October 29, 2007 2:15 PM
То:	hsewrittenonlysbtestimony
Subject:	ATTN: House Committee on Transportation and House Committee on Finance

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is *Derrick Naruse* and I strongly support Hawaii Superferry.

I'm a registered voter and do support the SuperFerry. The super ferry is a great opportunity for Hawaii. Failure to allow it's continued operations will result in changes during the next election.

Derrick Naruse

Derrick Naruse

Computer Systems Engineer III

email: derrick.naruse@gdit.com

office: 808 838-7528

fax: 808 838-1328

From:Frank MacDonald [FrankMacDonald@HawaiianTel.net]Sent:Monday, October 29, 2007 2:19 PMTo:hsewrittenonlysbtestimonySubject:SB 1, SD 1 RELATING TO TRANSPORTATION - Please Pass This Bill!!

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Frank MacDonald and I strongly support Hawaii Superferry.

To impose a freeze until an EIS is completed, something that has never been done in the history of Hawaii to my knowledge, is unfair not only to the Hawaii Superferry, but to the taxpayers of the state. We the people need this transportation option now, not years from now. We are a country of both Democracy AND Capitalism. Let's let market forces decide this issue over time, not a few hotheads with hidden agendas.

Please vote to allow the Hawaii Superferry to begin running immediately.

Frank MacDonald 808-883-2832 68-1886 E. Kaupapa Place Waikoloa, HI 96738 (Big Island)

From: Sent: To: Subject: sjshig [ijoj@hawaii.rr.com] Monday, October 29, 2007 2:23 PM hsewrittenonlysbtestimony superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

Dear Chairs Souki and Oshiro:

My name is Stanley Shigemura and I strongly support Hawaii Superferry. I am also confident that allowing the superferry to operate during the EIS preparation will not be any different than what we already have operating between the islands now. Among the people I associates with are also in favor of allowing the ferry operate now. I can't see how few minority people can stop a system that the majority wants and need. Please vote in favor of allowing the Superferry to operate!!!

Stanley Shigemura 3649 Nuuanu Pali Dr. Honolulu, HI 96817 PH 839-4971

From:	Victor V. VIERRA [vvvierra@msn.com]
Sent:	Monday, October 29, 2007 2:23 PM
То:	hsewrittenonlysbtestimony
Subject:	SB 1, SD 1 Relating to Transportation

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Victor Vierra and I strongly support Hawaii Superferry.

I believe that the Superferry should be allowed to operate while the EIS is in the process of being completed. I also strongly believe the Superferry and environmental concerns can coexist and that it is the desire of the majority of people of the State of Hawaii that this happens.

Victor Vierra

280 Naniakea Place

Hilo, HI 96720

808-960-2166

From:
Sent:
To:
Subject:

Donald Koelper [dkoelper@myerbergshain.com] Monday, October 29, 2007 2:30 PM hsewrittenonlysbtestimony Testimony on SB 1, SD1 Relating to Transportation

October 29, 2007

To: The Honorable Joseph Souki

Chair, House Committee on Transportation

State Capitol, Room 432

Honolulu, Hawaii 96813

The Honorable Marcus R. Oshiro

Chair, House Committee on Finance

State Capitol, Room 306

Honolulu, Hawaii 96813

From: Donald R. Koelper

RE: Public Hearing on SB 1, SD1

State Capitol Auditorium

1:30pm, 29 October 2007

Chairman Souki, Chairman Oshiro and the members of the House Committees on Transportation and Finance, respectively:

Thank you for allowing me to present this testimony on SB 1, SD1, Relating to Transportation, which would grant a single company, Hawaii Superferry, Inc., partial exemption to those provisions of Chapter 343, HRS, allowing the company to operate in Hawaiian waters while an environmental assessment is completed; and to further allow the State of Hawaii to undertake all proposed harbor

improvements to accommodate inter-island ferry service, while a environmental assessment and perhaps an environmental impact statement is completed.

In the interest of public disclosure, I would like to state for the record that I worked for Chairman Oshiro for six years when he served this body and the people of Hawaii previously as Majority Leader, Vice Speaker and Majority Floor Leader. That invaluable experience of working closely with many of you has undoubtedly colored my perspective regarding the myriad number of responsibilities, issues and challenges you face as the democratically elected stewards of Hawaii law and public policy, and thus in most circumstances would normally temper my public remarks on such matters before you.

However, I believe that the controversy currently enveloping Hawaii Superferry, Inc. and its proposed operations should provide future generations of citizens and public officials a textbook case study in what can potentially occur when personalities and other, non-contingent factors and considerations are allowed to unduly influence important matters of public policy. **Therefore, I am speaking in opposition to SB 1, SD1 as presently drafted**, and would urge you to amend this measure in a way that might provide Hawaii Superferry with immediate relief from its current fiscal hemorrhage, while ensuring that the provisions of Chapter 343, HRS are duly enforced.

It has been my educated opinion, both as a former member of House leadership staff and as a student of legislative process in general, that the worst legislation ever enacted into public law are those measures that were "fast-tracked", i.e., deliberated and passed in haste without due consideration for the potential consequences. The California Legislature of the 1990s created enormous chaos and difficulty for its own collective constituency when it hastily attempted to impose ill-advised and badly-drafted solutions to real problems concerning homeowners' and workers' compensation insurance, and energy production and transmission. The first debacle led to the threatened impeachment and the subsequent resignation of that state's insurance commissioner in 2000, and the latter to the recall of its governor in 2003.

Therefore, it is imperative that the Legislature clearly and correctly identify the problem at hand, and not allow itself to be distracted by the loud little handful of self-absorbed corporate or corporate-friendly interests who roam these halls, seeking only to further indulge themselves at the public's expense.

Therefore, I would offer that the question before this Legislature is not whether or not an inter-island ferry service or a marine highway system would be beneficial to the people of Hawaii. That is clearly a policy matter that has already been debated fully and vigorously in public during my own lifetime, and well before Hawaii Superferry, Inc. established its current presence on the local scene. Such a discussion should not recur after the fact here, and distract legislators and citizens alike.

Nor is this necessarily the time to examine in detail the cascade of events that have led us to this

present dilemma, and why Gov. Linda Lingle still believes – as she did during the controversy over workers' compensation laws a few years ago – that she possesses the authority to unilaterally determine what state laws will or will not be enforced with regard to individual corporations or persons. There's time enough for that later, when the Legislature re-convenes in regular session in January.

Rather, the immediate concern before you, and by extension the people of Hawaii, is – at its very heart and soul – about equality and equal protection before the law, and about the proper conduct of public officials, individuals and corporations with respect to the law and established due public process.

You must decide whether or not any single individual or corporation should be rewarded by this legislature – as the Lingle administration proposes – for its very dubious efforts to both subvert for its own ends the public debate about the actual merits or demerits of an inter-island ferry system, and to undermine a well-established state law, the Hawaii Environmental Protection Act, the provisions of which have generally served the people of these islands well for many, many years. In making that decision, you should also consider whether such corporations and persons that flout the law in such a cavalier manner should be entrusted to provide a necessary public service that would prove vital to our islands' economic future.

I would only offer that your obligation should **not** be to merely and hastily ratify Gov. Lingle's and Superferry's mutual *fait accompli*, which would put the cart before the horse and leave the State of Hawaii at the mercy of chance and circumstance, and then adjourn *sine die* until you convene again in January.

It is my considered opinion that the Legislature has been unfairly placed between the proverbial rock and hard place by the irresponsible conduct of this administration, the U.S. Dept. of Transportation's Maritime Administration (MARAD), and the supposed beneficiary of those actions, Hawaii Superferry, Inc. Further, I am of the opinion that those actions have potentially placed this State and its taxpayers at tremendous liability.

You must now determine the actual extent of that liability and means for mitigation thereof, and unlike this governor and her transportation director, to act forthrightly and responsibly to enforce state law on the long-term behalf of the people of Hawaii, and not allow events to short-circuit long-established policy to the immediate benefit of Hawaii Superferry, Inc. and its influential coterie of Washington, D.C.-based connections.

In that regard, I wish to offer for your consideration a number of questions that I believe should be answered completely, conclusively and forthrightly by the Lingle administration, MARAD and Hawaii Superferry, Inc. before any action is undertaken by this legislature to resolve the current impasse. 1. Why did MARAD not simply require that the loan guarantee be contingent upon the company's compliance with all applicable state and federal laws?

2. Why did MARAD and Hawaii Superferry, Inc. insist that the State of Hawaii provide the company with an exemption to those provisions of Chapter 343, HRS, which would require an environmental assessment be performed for ferry interisland operations? Further, why did MARAD also insist that the State exempt from Chapter 343 all proposed harbor improvements to be undertaken by the State to accommodate inter-island ferry service?

3. Why did Gov. Lingle believe that her administration possessed the authority to unilaterally set aside Chapter 343 on behalf of Hawaii Superferry, Inc. without obtaining the prior approval of the Legislature?

4. Why did MARAD not disclose to Congress in either its FY 2005 Annual Report or FY 2006 Annual Report that the District Court's initial ruling was in fact under appeal to the Hawaii Supreme Court (which the justices would eventually uphold unanimously), and that therefore the case was still in litigation?

- 5. The Hawaiian Islands Humpback Whale Marine Sanctuary Advisory Council recently approved a "Whale Avoidance Policy" for vessels plying Hawaiian waters, which apparently rejected any notion requiring such ships to be outfitted with radar or sonar, and instead issued a nonsensical and non-binding suggestion that two designated crewmembers armed only with binoculars watch for whales from either the ship's bridge or its bow. Given that the advisory council's chairman was Terry O'Halloran, who concurrently held the position of Director of Business Development for Hawaii Superferry, Inc., did anyone at MARAD or in the Lingle administration ever express concern about Mr. O'Halloran's rather obvious conflict of interest?
- 6. Given public statements from the Maritime Administration (MARAD) about recent significant fiscal defaults on Title XI loan guarantees, which the agency implied underlines its current policy to not provide such loan guarantees unsecured, what was the agency's rationale for deviating from that policy and providing its single exception for Hawaii Superferry, Inc.?
- 7. Given that neither the members of the Hawaii congressional delegation nor the Legislature were apparently involved in the request for such a Title XI loan guarantee for Hawaii Superferry, Inc., who or what was the catalyst for MARAD's issuance of this unique and singular large-scale commitment on behalf of that company? What role did Sen. Trent Lott (R-AL) and Sen. Jeff Sessions (R-AL) play, if any?

- 8. Given that the oft-stated reason for said reluctance to provide such Title XI loan guarantees was the \$500 million default on similar MARAD-guaranteed bonds issued by American Classic Cruise Lines (which declared bankruptcy on 20 October 2001), did anyone at MARAD or in the Lingle administration ever express concern that Terry White, currently the Executive Vice President for Hawaii Superferry, Inc., also held the position of Executive Vice President with American Classic Cruise Lines?
- 9. Why did Hawaii Superferry, Inc. choose a 107-meter vessel (350 feet in length) with a capacity of 282 cars and 866 passengers? Former Austal CEO Alan Lerchbacker had expressed clear concerns about such a vessel's financial viability, which he claimed would need at a minimum 400 to 500 passengers and 200 vehicles per trip segment just to break even. He recommended a less expensive, 72-meter craft that had less capacity, but would be more cost-efficient to operate, and would be less polluting. Why was his concerns and advice rejected or ignored?

10. Given recent media accounts implying that Hawaii Superferry, Inc. might possibly have trouble meeting the \$2 million interest payment on its outstanding bonds (due on 27 October 2007), which suggests that the company may well be undercapitalized, why did MARAD in late FY 2006 convert Hawaii Superferry, Inc.'s financing from a floating rate to more expensive fixed rate obligations, when floating rates are currently far more cost-effective?

11. Did Hawaii Superferry, Inc. meet the October 27 deadline for the \$2 million interest payment on the \$140 million in Title XI-guaranteed bonds? If not, does the company have the capacity to meet that obligation in the near future? If so, when?

12. Has Hawaii Superferry, Inc. or MARAD disclosed to the Lingle administration and the Legislature the identities of the holders of said bonds, which are carried at approximately 6% interest?

13. Section 1103(c) of the Merchant Marine Act of 1936, as amended, requires an obligor to raise 12.5% or 25% equity in the project before any issuance by MARAD of a commitment to guarantee a loan. Further, obligor is required to expend 12.5% or 25% on the project before the public collateral, i.e., MARAD-guaranteed loan, is placed at risk. Again, given that the company might have a problem meeting its bond obligations, were all the Sec 1103(c) requirements met in the case of Hawaii Superferry, Inc.? If not, why not? If so, what specific criteria did MARAD evaluate in order to determine the company's eligibility for those loan guarantees?

14. Has the Legislature been provided with a copy of Hawaii Superferry, Inc.'s initial application to MARAD for a Title XI loan guarantee, including a required detailed breakdown of its daily operating expenses, which was to be included with the company's application?

15. Given its recent problems, has Hawaii Superferry, Inc. approached MARAD and/or its creditors regarding any possible restructuring of its loan payments?

16. MARAD in its 2005 annual report to Congress stated that "[all] companies in MARAD's Title XI portfolio undergo periodic financial reviews, and financial reports are prepared for companies with a potential for default. These reports are presented to the DOT Credit Council, which is comprised of senior MARAD management staff and other DOT officials." Given the company's current claims of fiscal problems, has MARAD conducted a financial review of Hawaii Superferry, Inc.? If so, what were its findings, and has a copy of said review been provided to the Legislature?

17. Again, given recent media accounts about potential cash flow problems at Hawaii Superferry, Inc., has a financial report on the company been prepared? If so, what were its findings, and has a copy of said report been provided to the Legislature? If not, is such a report being prepared?

18. Did the Lingle administration ever request that Hawaii Superferry, Inc.'s board of directors and officers provide the administration and the Legislature with a detailed financial audit to confirm the fiscal viability of this nearly \$300 million venture, before committing the State of Hawaii to \$40 million worth of significant harbor improvements? If so, when? Has this information ever been provided to the administration, and did the administration share it with the Legislature?

In conclusion, I would urge you to not be swayed by emotional arguments for or against the measure before you today, but to act calmly and deliberately in considering all facts and informed opinions before arriving at your decision. In your deliberations, you must take seriously into account the very real concerns about Superferry operations that have been expressed by our brothers and sisters on the neighbor islands, and not succumb to the temptation of publicly marginalizing as malcontents and agitators those who either oppose the Superferry or urge caution for a myriad of reasons social, environmental or otherwise.

Thank you for your time and consideration of my testimony today.

Sincerely,

DONALD R. KOELPER

380-E Haleloa Place

Honolulu, HI 96821

(808) 232-9840

From:	Alan Mefford [alanhawaii@yahoo.com]
Sent:	Monday, October 29, 2007 2:02 PM
То:	hsewrittenonlysbtestimony
Subject:	Hawaii Superferry Hearing

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Alan Mefford and I strongly support Hawaii Superferry.

I support the Superferry for the flexible inter island transportation it brings and the jobs and economic improvement it adds to our State. Superferry cannot survive with out income while the Environmental Impact Statement is being prepared. I urge you to allow Superferry to resume operation now. I urge you not to place unfair and unneeded restrictions on Superferry's operation. Weigh restrictions against what is being required of others (Young Bros., cruise ships, charter boats, etc.) and use best science, not emotional demands in the name of "environmental protection", to decide restrictions. If the restriction need is unknown, then allow for testing it.

Alan Mefford 959D Kumukoa Street Hilo, HI 96720 (808) 640-4544

Do You Yahoo!? Tired of spam? Yahoo! Mail has the best spam protection around http://mail.yahoo.com

From:alohafriends@hawaii.rr.comSent:Monday, October 29, 2007 2:27 PMTo:hsewrittenonlysbtestimonySubject:In Support of Hawaii Superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Linda Ward and I strongly support Hawaii Superferry.

Although the environment is of great concern to me and my family, we continue to support the Hawaii Superferry. We feel that this much needed transportation will be considerate of our environment and a great asset to these islands!

Thanks for your consideration and the hard work that you do for our state!

Mrs. Linda Ward

2415 Ala Wai Blvd. Apt 507

Honolulu, HI 96815

808-561-5795

alohafriends@hawaii.rr.com

From: Sent: To: Subject: Patrick.Tom@hawaii.gov Monday, October 29, 2007 2:27 PM hsewrittenonlysbtestimony SB 1, SD 1 RELATING TO TRANSPORTATION

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Patrick Tom and I strongly support Hawaii Superferry.

I am adding my voice in support of the Superferry for a number of reasons...

1. The Superferry is a viable transportation alternative that will not only provide inter-island travel competition, but also can be utilized in times of emergency.

2. Though there are some environmental concerns over the Superferry's operation, I believe that the advanced technology and policies that will be used during operation is more than adequate to mitigate any potential impacts.

3. Though I try to respect everyone's opinion, I am opposed to some of the vocal minority who seem to be afraid of the future and wish to live in the past.

I endorse anything that can be done to get the Superferry operational in Hawaii.

Go Superferry!

Patrick Tom Mililani, Hawaii 587-6355

From: Sent: To: peter pinto [ponoboi2003@msn.com] Monday, October 29, 2007 2:25 PM hsewrittenonlysbtestimony

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

SB 1, SD 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Peter P. Pinto and I strongly support Hawaii Superferry.

I am oppose with Kauai and Maui If they don't want it make them pay back the state the money why are we letting these hippys have their way. I am for the ferry

Peter P. Pinto 89-361 Mokiawe St Waianae Hi 96792 PHONE 808-668-0642

From:robert wong [wongri@hawaii.rr.com]Sent:Wednesday, October 24, 2007 10:38 PMTo:HouseRecord@Capitol.hawaii.govSubject:Testimony in Support of the Supperferry

Attn: House Committee on Transportation and House Committee on Finance

Date: Thursday, October 25, 2007

Time: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for

certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel

company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Robert I. S. Wong and I strongly support Hawaii Superferry. I am retired from Pearl Harbor

Naval Shipyard for more than 6 ½ years after being there for 37 years. Presently my wife and I baby-sit

our two young grandsons ages 2 ½ and 5 ½ years of age. Before we started our babysitting duties,

I always did the Big Islands Labor Day run for motorcycles for a period of 7 years. Now that I have other

pressing duties, I can't go to the other islands because it really requires much time in shipping my motorcycle

by Young Brother's Barge. It also requires a lot of coordination to get from the airport to the docks to pick-up

the bike and vise versa. With the Supperferry, I would be such a breeze because we would have our mode of

transportation right with us. I like the idea of riding on and riding off. I have a custom motorcycle and almost

every time we use to load our bikes in a container in Hilo, it would rain. I hated that because that bike would sit

in that for 6 days wet. If you knew how much time I take to clean my motorcycle, you would know what I mean.

1

As for invasive species. Why aren't other transporting businesses under strict scrutinized because they can

transport the very things that these environmentalist are so worried about. In my opinion, what is good for

Supperferry is good for everyone else.

I am all for the EIS because we need this study to protect our environment but only as a tool set rules and

regulations. Things might have been done wrong in the past I don't know but we need to help who ever we

are fighting for because if not, the taxpayers will suffer \$40 million that we accepted to do dock improvements.

PLEASE HAVE A HEART in considering letting the Supperferry operate while doing the EIS.

Remember the H-3! The environmentalist who were against it are the very ones that use it. This mode of

Transportation will not only benefit residence like me but for businesses that need to market their goods.

There are many more benefits like transporting equipment in case of disasters and other emergencies. Just

imagine if you were on a trip with the family and a death occurred. Guess how much it would cost your family

to bring a body back? I am pretty sure you could think of many more reasons so I am asking you to consider

allowing the Supperferry to operate. We need it and Hawaii needs it.

Thank you for listening to my views which means a lot to me.

Robert I. S. Wong

7256 Koki Street

Honolulu, HI 96825

(808) 395-9838

From: Sent: To: Subject: Aloha Hale Cleaning [alohaclean@fastnethi.com] Monday, October 29, 2007 2:11 PM hsewrittenonlysbtestimony We need the super ferry

Attachments:

doggy.gif



doggy.gif (29 KB)

We on the Big Island need the super ferry all the specialist for medical care are in Honolulu and air fair is expensive are elderly and young need affordable transportation between the islands.

Mahalo Ruth Koson

Aloha Hale Cleaning Ruthann Koson 808-929-9397 808-989-1303 Cell P O Box 7063 PMB 122 Ocean View Hawaii 96737

From:	Kym james [mrscdrjwj@yahoo.com]
Sent:	Monday, October 29, 2007 1:45 PM
То:	hsewrittenonlysbtestimony
Subject:	Superferry

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol SB 1, SD 1 RELATING TO TRANSPORTATION Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. (SD1)

Dear Chairs Souki and Oshiro:

My name is Kymberly James and I strongly support Hawaii Superferry. I believe the superferry would not only help the people of Hawaii but believe it would also bring in needed revenue to Hawaii. It would behoove the people of Hawaii to open their eyes to change and understand that change can and would be a good thing!!!!! WE NEED THE SUPERFERRY!!!!!! Thanks for your support!

Kymberly James 4764 Yorktown Blvd Honolulu, Hi 96818 808-292-4260

Do You Yahoo!? Tired of spam? Yahoo! Mail has the best spam protection around http://mail.yahoo.com

From:Kirt Pruyn [kpruyn@hdcc.com]Sent:Monday, October 29, 2007 2:16 PMTo:hsewrittenonlysbtestimonyCc:Kirt Pruyn; Allan LockSubject:Support of Superferry legislation SB1, SD1 by Hawaiian Dredging Construction Company

Attachments: image001.gif; image002.gif

mage002.gif (1 KB) ext Box: P.O. Box 4088 Honolulu, HI 96812-4088 Phone: (808) 735-3211 Fax: (808) 735-3280

October 29, 2007

Testimony of

Hawaiian Dredging Construction Company, Inc.

Hearing on Monday, October 29, 2007 at 1:30 pm in the State Capitol Auditorium

TO: House Committee on Transportation;

House Committee on Finance

FR: HAWAIIAN DREDGING CONSTRUCTION COMPANY

Kirt Pruyn

RE: Support of SB1, SD1 Relating to Transportation enabling the Superferry to operate during the requisite environmental study period

RESPECTIVE COMMITTEE CHAIRS, VICE CHAIRS, AND MEMBERS OF THE COMMITTEES:

Hawaiian Dredging Construction Company, founded in 1902, is Hawaii's largest and oldest full-service general contractor, currently employing over 1,300 employees. We fully support SB1, SD1 Relating to Transportation which is a balanced bill that would allow the Superferry to operate while the requisite environmental studies are conducted.

Hawaiian Dredging takes this position for the following reasons:

* The Hawaii Superferry will contribute significantly to Hawaii's economy. We need this alternative mode of transportation that will benefit many different populations.

* Hawaii's business reputation will be further degraded if the Superferry fails because of this regrettable interpretation and application of the environmental regulations. Such further degradation of our already negative reputation will be very detrimental to our economy going forward.

* The environmental impacts of Hawaii Superferry have been generally identified and are reasonably mitigable. The environmental studies will specifically identify all the above and mitigations will be enacted and enforced. The environment will be protected.

* To summarize, the benefits of the Hawaii Superferry are substantial and significant and the costs are reasonable and can be reasonably managed.

Hawaiian Dredging Construction Company urges you to pass this Bill and support the Hawaii Superferry's survival. My name is Kirt Pruyn, and I am the Assistant Manager of Business Development at Hawaiian Dredging. I can be reached at 735-7411 or kpruyn@hdcc.com.

Mahalo-we appreciate this opportunity to address you about this important matter.

From:	
Sent:	
To:	
Subject:	

Terry Paulson [terry@hoaka.com] Monday, October 29, 2007 2:23 PM hsewrittenonlysbtestimony RE: SB 1, SD 1 Relating to Trasportation

Attachments: image001.gif



mage001.gif (8 KB)

ATTN: House Committee on Transportation and House Committee on Finance DATE: Monday, October 29, 2007 TIME: 1:30 p.m. Auditorium, State Capitol

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Dear Chairs Souki and Oshiro:

My name is Teresa Hermosa Paulson and I strongly support Hawaii Superferry.

I have been a resident of Hawaii since 1961 and have moved to the bog island in 1997. Having the freedom of another means of transportation would be a convenience. I can understand the low percentage of sales to car rentals, airlines and local barges, etc., that it could possibly be a threat to their business income by how much I don't know? But, seeing the amount of people in our growing community, having another alternative to travel is inevitable. If we are so concerned about the environmental surrounding then let there be a task force/group of some kind that monitor say after 5 yrs the daily movements that my disrupt our reefs/fishes/whales/etc., and gather complaints/accidents and resubmit their evaluation. We haven't given it a try.

Teresa Hermosa Pualson

68-1889 Kawika Place

Waikoloa, HI. 96738

808-883-0123

Teresa Hermosa Paulson

hoaka property services

P.O. Box 670

Kailua-Kona, HI. 96745

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