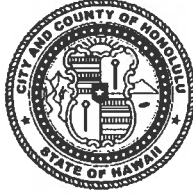


HONOLULU POLICE DEPARTMENT
KA 'OIHANA MĀKA'I O HONOLULU
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET • HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 • WEBSITE: www.honolulu.police.org



RICK BLANGIARDI
MAYOR
MEIA

ARTHUR J. LOGAN
CHIEF
KAHU MĀKA'I

KEITH K. HORIKAWA
RADE K. VANIC
DEPUTY CHIEFS
HOPE LUNA NUI MĀKA'I

OUR REFERENCE KN-JK

February 11, 2025

The Honorable Karl Rhoads, Chair
and Members
Committee on Judiciary
State Senate
415 South Beretania Street, Room 016
Honolulu, Hawai'i 96813

Dear Chair Rhoads and Members:

SUBJECT: Senate Bill No. 601, Related to Law Enforcement


I am Acting Major Kevin Napoleon of the Specialized Services Division of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports the intent of Senate Bill No. 601, Related to Law Enforcement, and offers the following concerns.

This bill intends to require law enforcement personnel to post a notice that a warranted or warrantless search has been conducted on a property and to secure any entrance used by an officer in the search. The department's concern is the requirement to "secure any entrance," which the term secure can be very subjective. Although the HPD attempts to secure breached doors and/or notify an owner or their representative of the breached door, we do not have the required training to secure an entrance such as a contractor would.

The HPD appreciates the committee's consideration of our comments regarding Senate Bill No. 601, Related to Law Enforcement, and thanks you for the opportunity to testify.

APPROVED:


Arthur J. Logan
Chief of Police

Sincerely,


Kevin Napoleon, Acting Major
Specialized Services Division

SB-601

Submitted on: 2/7/2025 5:25:39 PM

Testimony for JDC on 2/11/2025 10:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jacob Wiencek	Individual	Support	Written Testimony Only

Comments:

Aloha Committee Members,

I am glad to see this bill continue on its way through our legislative process. It is incredibly important to both facilitate the proper tools necessary for law enforcement and protect the rights and liberties of the people. Simple notifications like proposed here can improve the protection of our rights and liberties. I urge this Committee to **KEEP SUPPORTING** this bill!

SB-601

Submitted on: 2/9/2025 9:06:33 AM

Testimony for JDC on 2/11/2025 10:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Andrew Crossland	Individual	Oppose	Written Testimony Only

Comments:

I STRONGLY OPPOSE this Bill allowing warrantless searches which is a blatant violation of the 4th Amendment to the US Constitution. I urge all members of the Committee to **VOTE NO** on this Bill.

Testimony submitted by Glen Muray 02/10/25 in support of SB 601

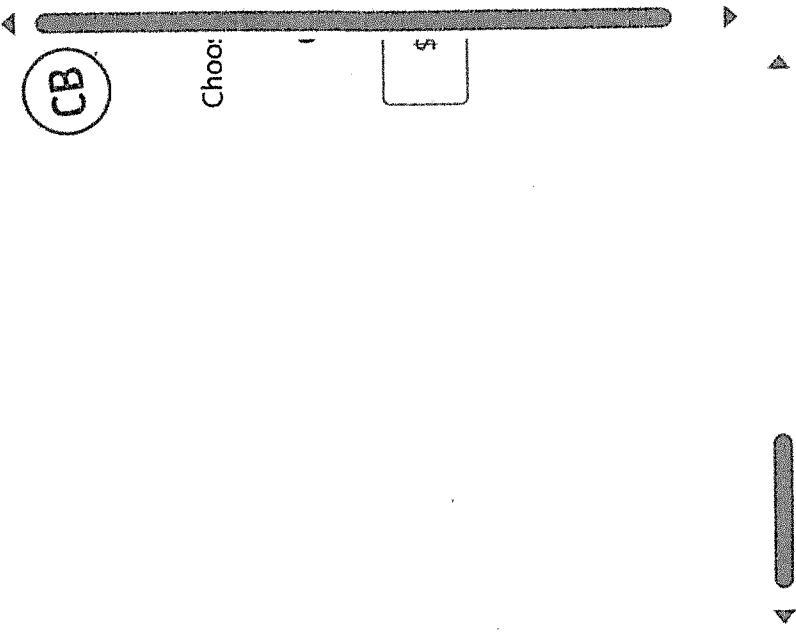
Includes 63 pages of attachments



The Police Files

How A Honolulu Man's Plight Led To Calls For Police To Give Notice After Warrantless Searches

The City Council passed a resolution requesting that HPD inform residents after doing warrantless searches when they're away.



Glen Murray thought it was strange when he returned to his apartment in November to find his door unlocked.

He always locks up before he leaves. It wasn't until two weeks later that a neighbor told the 64-year-old Makiki resident that Honolulu police officers had been in his home while he was away.

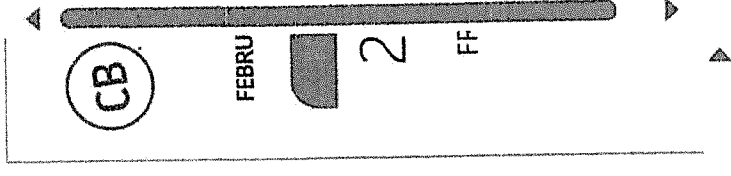
"I was in shock, almost disbelief," Murray said Friday in an interview.

Murray then went to management at his apartment building and obtained surveillance footage of his hallway from that day — Nov. 5, 2021. It showed two officers going in and out of his apartment while a third officer stood outside.

"Then I was angry," Murray said. "I felt my privacy had been invaded. I did not feel good. They didn't even take off their shoes."



Honolulu City Council/2022



Glen Murray, left, testified before City Council on Resolution 22-64 which calls for HPD to give notice of warrantless searches at empty homes.



Search For Answers



The incident would lead Murray on a relentless search to find out why officers were in his apartment without his knowledge. His plight prompted action from the City Council.

On Wednesday, the nine-member council unanimously adopted Resolution 22-64, which requests that the Honolulu Police Department provide a notice after a warrantless search is conducted at a home while the owner or occupant is absent.

Other :



The resolution does not have the authority of law so HPD will now have to decide whether to amend its policy. The police department said during a council hearing that it will review its policies and procedures. It did not respond to requests for further comments.

“My whole thing is leave the homeowner or property owner some sort of note,” City Councilman Augie Tulba, who introduced the resolution, said in an interview. “Put something to let them know that they were there. It just makes everything a lot more transparent.”

It took Murray, who lives in transitional housing for older adults who had been homeless, months to get answers after discovering that the building manager had let the officers in while he was away.

“I felt my privacy had been invaded. I did not feel good. They didn’t even take off their shoes.” — Glen Murray

He filed a public records request with the police department in December for all reports, call logs and body camera footage related to the search of his apartment.

Ten days later, Murray got a response from the department denying his records request because it said the records he requested didn’t exist.

“They weren’t forthright and they weren’t transparent. What are they trying to cover up? Are they afraid of liability or is there something the officers took? I don’t know,” he said.

Murray then reached out to the state’s Office of Information Practices for assistance accessing the government records and refilled the request with more success.

In early February, HPD responded that it had identified call logs from four officers, body camera footage from five officers, and

reports submitted by two officers in relation to the search of his home.

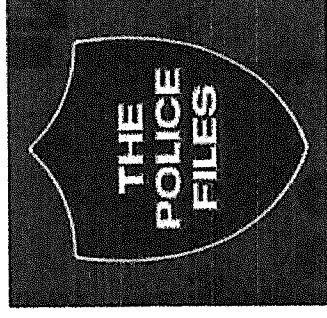
However, HPD wanted to charge Murray about \$250 to retrieve the records, which was more than he could afford.

“HPD puts an exorbitant cost on requests for records,” Murray said. “I don’t have \$250 so I’m going to have to pay little by little and get it piecemeal. I don’t think that’s right either.”

Wrong Address

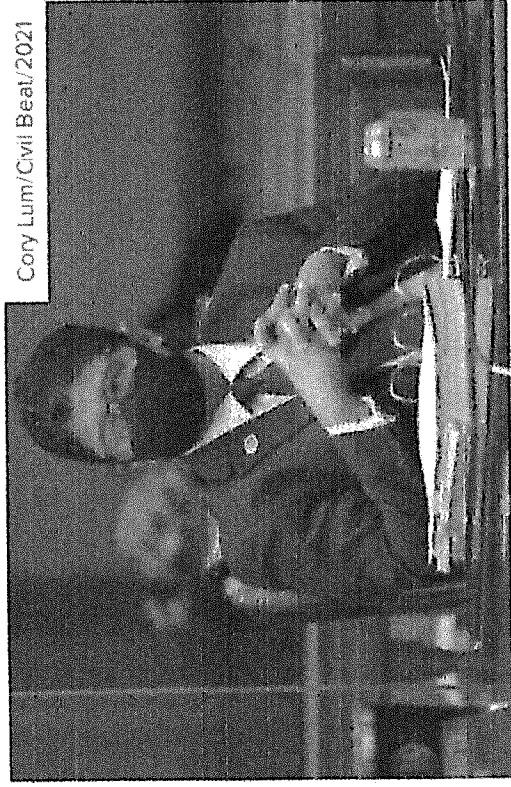
Murray would eventually learn from the department that the officers who entered his home were responding to a mental distress call from the previous tenant, but he still had no details about how the police ended up in his apartment or what exactly they did while inside.

Last month, Murray took his frustrations to Tulba, who promised to address the problem after the pair talked for at least half an hour in the lobby of Honolulu Hale. Tulba cited Murray’s case as a reason for introducing the resolution calling on HPD to change its policy.



State law requires police officers to leave a copy of the warrant they obtained authorizing a property to be searched, but there's nothing to leave when the search is warrantless, which may occur if a resident gives consent or if the officers believe entry is necessary to prevent harm, the destruction of evidence or the escape of a suspect.

HPD addressed the issue last month when the resolution went before City Council's public safety committee, which is vice-chaired by Tulba.



Cory Lum/Civil Beat/2021

Interim
Chief Rade
Vanic and
Maj.
Brandon
Nakasato
explained
Murray's
case and
discussed
how they
could

Honolulu City Councilman Augie Tulba introduced the resolution after hearing from Glen Murray about his ordeal.

institute a new policy regarding warrantless searches.

Nakasato told the council that the property manager at Murray's building let officers into Murray's apartment, but officers left after

they realized the woman who made the mental distress call wasn't there and recorded the entire incident with body cameras.

"From there I guess the whole incident does stir questions for us to review further our policies and procedures, so we will be doing that," Nakasato said.

Vanic added that searches at empty homes are infrequent and said the department is reviewing its policy regarding how it notifies residents who are absent during warrantless searches.

"I think that is something we are currently in the works of doing and something we can actually do," Vanic said.

Murray, who testified before the City Council vote on Wednesday, said he's grateful for the council's support and hopes the police department will follow through.

"It's up to HPD if they are going to implement it, so that'll be the next step," Murray said. "Also, I'm happy because it gives the officers a layer of protection too so nobody can make a frivolous complaint about them entering their unit and not giving notice. So it works for both of us, the public and the officers."

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About the Author



Jacob Geanous

Jacob Geanous was a reporter for Civil Beat, covering criminal justice. You can follow him on Twitter at [@jacob_geanous](https://twitter.com/jacob_geanous)

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CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 22-04

RESOLUTION

REQUESTING THE HONOLULU POLICE DEPARTMENT TO PROVIDE A SEARCH NOTICE TO PROPERTY OWNERS OR OCCUPANTS WHO WERE ABSENT AT THE TIME OF A SEARCH.

WHEREAS, the Honolulu Police Department ("HPD") conducts searches of various properties in the City and County of Honolulu pursuant to search warrants issued by Hawai'i court judges; and

WHEREAS, under limited circumstances, including exigency and consent, the HPD may enter and search properties without a warrant; and

WHEREAS, when the owner or occupant of the property is present, there is an opportunity to review the search warrant, if applicable, and observe the officers who are conducting the search; and

WHEREAS, however, there may be situations when the owner or occupant of the property is not present at the time the search is conducted; and

WHEREAS, in the course of an HPD search, personal items, including personal documents and electronic devices, may be moved, removed, or disturbed; and

WHEREAS, depending on the nature and extent of the search, the owner or occupant who was absent at the time of a search may, upon returning to the property, suspect and report a "break-in" to the HPD; and

WHEREAS, alternatively, an owner or occupant may not notice that certain documents or personal property have been moved or removed until considerably later, when they look for, but are unable to find, the items; and

WHEREAS, when properties are searched by HPD pursuant to a warrant, Rule 41(d) of the Hawai'i Rules of Penal Procedure requires that a copy of the warrant and receipt of any property taken be provided to, or left for, the owner or occupant of the property; and

WHEREAS, HPD Policy Number 1.14 (Warrantless Searches and Seizures) addresses circumstances when officers conduct searches and seizures without warrants, but does not specifically address the need for or importance of providing notice of the search to owners or occupants; and

ATTACHMENT A

22-037161-001

TO: OIC, City + County of Honolulu
FROM: Glen MURPHY
DATE: 12-05-2021

On 11-05-21 at approx 1800 hrs three (3) HPA officers convinced the wife of resident mgr to unlock unit #307 of the Kulakahu Apts located at 1311 Ward Av to which she complied. She then left the floor at the request of the officers. Two officers entered the unit and re-entered the unit twice while the third officer stood outside the door directing the action. The above mentioned two officers arbitrarily and capriciously conducted a warrant less search and possible seizure without probable cause, absent of exigent circumstances and not acting under the color of the law or in good faith thus violating the Fourth Amendment rights of the tenant of Unit #307 Glen MURPHY. At approx 1810 hrs the officers departed the unit and left the door unsecured and did not stand by until the resident mgr could lock the door even though there were tenants in the hallway. Additionally they did not post notice of entry on the door. Mr MURPHY was not informed of this incident and intrusion until two weeks later by a neighbor.

Pursuant to HCS Chapter 92A-11 and 92A-21 I do hereby request the following:

- (1) All documents, records, reports and any other including the telephone log regarding the above mention incident.
- (2) The names and badge no. of the three officers involved in the incident as describe below:
officer A short heavy set female with highlights in her hair
officer B Asian male driving a blue/white pickup (which no. 1578)
officer C Older tall bald head with twenty (20) years of service with rank of corporal male officer

Glen Murphy
P.O. Box 810, Kailua, HI, 96704

Received by

REC'D CAC CUSTOMER SVC
21 DEC 09 PM 01:07

REQUEST TO ACCESS A

This is a model form that may be used by a Requester record request. Although the Requester is not required the agency needs enough information to contact the Requester. This request may not be processed if the agency does not receive a response from the Requester.

DATE: 12-05-21

TO: Honolulu Police Dept. P.O.
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glen MURRAY
Requester's Name or Alias

P.O. Box 310, Kailua, HI
Requester's Contact Information

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING:

Describe the government record as specifically as possible including subject matter, date, location, purpose, or names of persons who could help the agency identify the record. A complete description will prevent delays in locating the record. Attach all records, reports, documents, telephone logs, recordings, and seizures on 11-05-21, 18001 unit # 307

I WOULD LIKE: (Please check one or more of)

- ☐ To inspect the government record
- ☒ A copy of the government record: (Please provide information about fees and costs that you request. Note: Copying and transmitting costs are extra.)

- ☐ Pick up at agency (date and time): _____
- ☒ Mail (address): P.O. Box 310, Kailua, HI
- ☐ E-mail (address): _____
- ☐ Fax (toll free and only if available; provide number): _____
- ☐ Other, if available (please specify): _____

- ☐ If the agency maintains the records in a format you would prefer to have the record in that format:

☐ Electronic ☐ Audio ☐ Other

- ☐ Check this box if you are attaching a request for a waiver of fees and costs (See waiver information on next page).

ATTACHMENT C

NOTICE TO REQUESTER

TO: Glen Murray
P.O. Box 310
Kailua, Hawaii 96734
(Requester's name)

FROM: Spencer Jim On, Legal Liaison
Honolulu Police Department
801 South Beretania Street
Honolulu, HI 96813
Phone: (808) 723-3848
(Agency, and agency contact person's name, telephone number, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: December 10, 2021

DATE OF THIS NOTICE: December 20, 2021

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

All records, reports documents and any other information including telephone logs regarding an entry and subsequent illegal search and seizure on 11-05-21, 1800 hrs, at the Kulaokahua Apt @ 1311 Ward Av Unit #307. (See, attached)

THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:

☐ Will be granted in its entirety.

☒ **Cannot be granted. Agency is unable to disclose the requested records for the following reason:**

☐ Agency does not maintain the records. (HRS § 92F-3)

☐ Other agency that is believed to maintain records: _____

☐ Agency needs further clarification or description of the records requested. Please contact the agency and provide the following information: _____

☐ Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))

☒ Requested record(s) does not exist.

Note: The Agency was unable to locate any cases/incidents matching description provided by the Requester.

☐ Will be granted in part and denied in part, OR

☐ Is denied in its entirety

Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.

(Describe the portions of records that the agency will not disclose.)

**RECORDS OR
INFORMATION WITHHELD**

**APPLICABLE
STATUTES**

**AGENCY
JUSTIFICATION**

REQUESTER'S RESPONSIBILITIES:

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you do not comply with the requirements set forth in this notice within 20 business days after the postmark date of this notice or the date the agency makes the records available, you will be presumed to have abandoned your request and the agency shall have no further duty to process your request. Once the agency begins to

22-037161-001

search for or review of the records until the prepayment is received by the agency. Additionally, if you have outstanding fees or costs from previous requests, including abandoned requests, the agency may require prepayment of 100% of the unpaid balance from prior requests before it begins any search or review for the records you are now seeking.

The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

For public record requests only:

Fees: Search	Estimate of time to be spent: ____ hours	\$
	(\$2.50 for each 15-minute period)	
Review & segregation	Estimate of time to be spent: ____ hours	\$
	(\$5.00 for each 15-minute period)	
Fees waived	<input type="checkbox"/> general (\$30), OR <input type="checkbox"/> public interest (\$60) <\$ ____>	
	(Only one waiver per request)	
Other	_____	\$
	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	

Total Estimated Fees: \$

For public or personal record requests:

Costs: Copying	Estimate of # of pages to be copied: _____	\$
	(@ \$ 0.50 for 1 st pages of each report and \$ 0.25 for each subsequent pages per page, pursuant to HRS § 92-21)	
Delivery	Postage	\$
Other	_____	\$
Total Estimated Costs:		\$

TOTAL ESTIMATED FEES AND COSTS from above: \$

- ☐ The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.
- ☐ **PREPAYMENT IS REQUIRED** (50% of fees + 100% of costs, as estimated above) \$
- ☐ **UNPAID BALANCE FROM PRIOR REQUESTS** (100% must be paid before work begins) \$

TOTAL AMOUNT DUE AT THIS TIME \$ 0

Payment may be made by: ☐ cash
☐ personal/business/cashier's check payable to City and County of Honolulu

For questions about this notice or the records being sought, please contact the agency person named at the beginning of this form. Please note that the Office of Information Practices (OIP) does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, qip@hawaii.gov, or 250 South Hotel Street, Suite 107, Honolulu, Hawaii 96813.

22-037161-001

REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 12-28-21

TO: HPP Records
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glen MURRAY
Requester's Name or Alias

Requester's Contact Information

P.O. Box 310 Kailua, HI, 96734

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed.

Pursuant to the HRS Chp 92F-2 (3)(4)(5), 92F-11, 92F-12(1)(b)(3) I do hereby request the following and all policies and procedures, rules and regulations, standard operating procedures applicable to police entry into a dwelling without a warrant or exigent circumstances.

I WOULD LIKE: (Please check one or more of the options below, as applicable)

☐ To inspect the government record

☒ A copy of the government record: (Please check only one of the options below.) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

- ☐ Pick up at agency (date and time): _____
- ☒ Mail (address): P.O. Box 310, Kailua, HI, 96734
- ☐ E-mail (address): _____
- ☐ Fax (toll free and only if available; provide fax number): _____
- ☐ Other, if available (please specify): _____

☐ If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

☐ Electronic ☐ Audio ☐ Other (please specify): _____

☐ Check this box if you are attaching a request for waiver of fees in the public interest (See waiver information on next page).

OIP 1 (rev. 12/1/2015)

RECORDED & INDEXED

22-037161-001

REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 01-07-20

TO: HPR Communications Division, Capt Nathan WARETON
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glen MURPHY
Requester's Name or Alias

P.O. Box 310, Kailua, HI, 96724
Requester's Contact Information

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed.

Pursuant to HRS chp 92F 11(b) 92F42(b)(3) and 92F-21

I do hereby request any and all calls for service to. HPR

Communication Division on 11-05-21 approx 1800 hrs at Kuaiaokahua

Apts 1311 Ward Ave, Hon, Unit #307. Additionally any transmissions to

Communication Division such as 16-7 (arrive) 10-2 (back in service).

I WOULD LIKE:

(Please check one or more of the options below, as applicable)

☐ To inspect the government record

☒ A copy of the government record: (Please check only one of the options below.) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

- ☐ Pick up at agency (date and time): _____
- ☐ Mail (address): _____
- ☐ E-mail (address): _____
- ☐ Fax (toll free and only if available; provide fax number): _____
- ☐ Other, if available (please specify): _____

☐ If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

☐ Electronic ☐ Audio ☐ Other (please specify): _____

☐ Check this box if you are attaching a request for waiver of fees in the public interest (See waiver information on next page).

REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 01-20-22

TO: HON. Records
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glenn MURRAY
Requester's Name or Alias

P.O. Box 310
Requester's Contact Information

Kailua, HI, 96734

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed.

On 11-05-01 at approx 1200 hrs, two (2) uniformed HPD officers entered my dwelling, unit #207, while a third (3) uniformed officer stood outside in the hallway. This incident occurred at the KULAKAHUA apt. 11 Ward Av #30 for want to HCC Chp. 92 F11 + 92F-21 I do have by request the following the names + badge no. of the officers involved in the incident as described below. See attachment

I WOULD LIKE: (Please check one or more of the options below, as applicable)

☐ To inspect the government record

☒ A copy of the government record: (Please check only one of the options below.) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

☐ Pick up at agency (date and time): _____

☒ Mail (address): P.O. Box 310 Kailua, HI, 96734

☐ E-mail (address): _____

☐ Fax (toll free and only if available; provide fax number): _____

☐ Other, if available (please specify): _____

☐ If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

☐ Electronic ☐ Audio ☐ Other (please specify): video

☐ Check this box if you are attaching a request for waiver of fees in the public interest (See waiver information on next page).



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 22-04

RESOLUTION

REQUESTING THE HONOLULU POLICE DEPARTMENT TO PROVIDE A SEARCH NOTICE TO PROPERTY OWNERS OR OCCUPANTS WHO WERE ABSENT AT THE TIME OF A SEARCH.

WHEREAS, the Honolulu Police Department ("HPD") conducts searches of various properties in the City and County of Honolulu pursuant to search warrants issued by Hawai'i court judges; and

WHEREAS, under limited circumstances, including exigency and consent, the HPD may enter and search properties without a warrant; and

WHEREAS, when the owner or occupant of the property is present, there is an opportunity to review the search warrant, if applicable, and observe the officers who are conducting the search; and

WHEREAS, however, there may be situations when the owner or occupant of the property is not present at the time the search is conducted; and

WHEREAS, in the course of an HPD search, personal items, including personal documents and electronic devices, may be moved, removed, or disturbed; and

WHEREAS, depending on the nature and extent of the search, the owner or occupant who was absent at the time of a search may, upon returning to the property, suspect and report a "break-in" to the HPD; and

WHEREAS, alternatively, an owner or occupant may not notice that certain documents or personal property have been moved or removed until considerably later, when they look for, but are unable to find, the items; and

WHEREAS, when properties are searched by HPD pursuant to a warrant, Rule 41(d) of the Hawai'i Rules of Penal Procedure requires that a copy of the warrant and receipt of any property taken be provided to, or left for, the owner or occupant of the property; and

WHEREAS, HPD Policy Number 1.14 (Warrantless Searches and Seizures) addresses circumstances when officers conduct searches and seizures without warrants, but does not specifically address the need for or importance of providing notice of the search to owners or occupants; and



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 22-04

RESOLUTION

WHEREAS, Article 1, Sections 6 and 7 of the Hawaii State Constitution ensure the right of the people to privacy and to be secure in their persons, houses, papers, and effects against unreasonable searches, seizures, and invasions of privacy; and

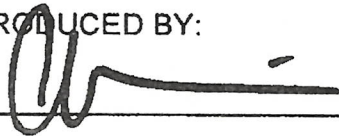
WHEREAS, the City Council believes that providing a notice to property owners or occupants any time an HPD search is conducted while no owner or occupant is present would build community trust through increased accountability and transparency; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that it requests the Honolulu Police Department to provide a search notice to property owners or occupants who were absent at the time of an HPD search; and

BE IT FURTHER RESOLVED that this notice should be posted prominently at the property and state the date and time of the search, the names of the officers who conducted the search, relevant contact information and police report numbers, an inventory of documents or personal property removed, and a copy of the search warrant or written consent or statement of the exigent circumstances, upon which the search was conducted; and

BE IT FINALLY RESOLVED, that copies of this resolution be transmitted to the Mayor, the Managing Director, and the Interim Chief of Police.

INTRODUCED BY:



DATE OF INTRODUCTION:

MAR 16 2022

Honolulu, Hawaii

Councilmembers

ATTACHMENT A

22-037161-001

TO: OIC, City + County of Honolulu
FROM: Glen MURRAY
DATE: 12-05-2021

On 11-05-21 at approx 1800 hrs three (3) HPA officers convinced the wife of resident mgr to unlock unit #307 of the Kulaskahua Apts located at 1311 Ward Av to which she complied. She then left the floor at the request of the officers. Two officers entered the unit and re-entered the unit twice while the third officer stood outside the door directing the action. The above mentioned two officers arbitrarily and capriciously conducted a warrant less search and possible seizure without probable cause, absent of exigent circumstances and not acting under the color of the law or in good faith thus violating the Fourth Amendment rights of the tenant of Unit #307 Glen MURRAY. At approx 1810 hrs the officers departed the unit and left the door unsecured and did not stand by until the resident mgr could lock the door even though there were tenants in the hallway. Additionally they did not post notice of entry on the door. Mr. MURRAY was not informed of this incident and intrusion until two weeks later by a neighbor.

Pursuant to HCS Chapter 92F-11 and 92F-21 I do hereby request the following:

- (1) All documents, records, reports and any other including the telephone log regarding the above mention incident.
- (2) The names and badge no. of the three officers involved in the incident as describe below:
Officer A Short heavy set female with highlights in her hair
Officer B Asian male driving a blue/white patrol vehicle no. 1678
Officer C Older tall bald head with twenty (20) years of service with rank of corporal male officer

Glen Murray
P.O. Box 210, Kailua, HI, 96734

Received by

REC'D CAC CUSTOMER SVC
'21 DEC 09 PM 01:07

22-037161-001

REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 12-05-21

TO: Honolulu Police Dept. Records Division
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glen MURRAY
Requester's Name or Alias

P.O. Box 310, Kailua, HI, 96734
Requester's Contact Information

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed. Pursuant to HRS chp 92-21.92

All records, reports, documents and any other information including telephone logs regarding an entry and subsequent illegal search and seizure on 11-05-21, 1800 hrs, at the Kulas Kahua Apt 1311 Ward Av unit # 307

I WOULD LIKE: (Please check one or more of the options below, as applicable)

- ☐ To inspect the government record
- ☒ A copy of the government record: (Please check only one of the options below.) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

- ☐ Pick up at agency (date and time): _____
- ☒ Mail (address): P.O. Box 310, Kailua, HI, 96734
- ☐ E-mail (address): _____
- ☐ Fax (toll free and only if available; provide fax number): _____
- ☐ Other, if available (please specify): _____

- ☐ If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

☐ Electronic ☐ Audio ☐ Other (please specify): _____

- ☐ Check this box if you are attaching a request for waiver of fees in the public interest (See waiver information on next page).

OIP 1 (rev. 12/1/2015)

RCVD 10DEC21 13:54
RECORDS & ID DIVISION

ATTACHMENT C

NOTICE TO REQUESTER

TO: Glen Murray
P.O. Box 310
Kailua, Hawaii 96734
(Requester's name)

FROM: Spencer Jim On, Legal Liaison
Honolulu Police Department
801 South Beretania Street
Honolulu, HI 96813
Phone: (808) 723-3848
(Agency, and agency contact person's name, telephone number, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: December 10, 2021

DATE OF THIS NOTICE: December 20, 2021

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

All records, reports documents and any other information including telephone logs regarding an entry and subsequent illegal search and seizure on 11-05-21, 1800 hrs, at the Kulaokahua Apt @ 1311 Ward Av Unit #307. (See, attached)

THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:

☐ Will be granted in its entirety.

☒ Cannot be granted. Agency is unable to disclose the requested records for the following reason:

☐ Agency does not maintain the records. (HRS § 92F-3)

Other agency that is believed to maintain records: _____

☐ Agency needs further clarification or description of the records requested. Please contact the agency and provide the following information: _____

☐ Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))

☒ Requested record(s) does not exist.

Note: The Agency was unable to locate any cases/incidents matching description provided by the Requester.

☐ Will be granted in part and denied in part, OR

☐ Is denied in its entirety

Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.

(Describe the portions of records that the agency will not disclose.)

RECORDS OR
INFORMATION WITHHELD

APPLICABLE
STATUTES

AGENCY
JUSTIFICATION

REQUESTER'S RESPONSIBILITIES:

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you do not comply with the requirements set forth in this notice within 20 business days after the postmark date of this notice or the date the agency makes the records available, you will be presumed to have abandoned your request and the agency shall have no further duty to process your request. Once the agency begins to

22-037161-001

search for or review of the records until the prepayment is received by the agency. Additionally, if you have outstanding fees or costs from previous requests, including abandoned requests, the agency may require prepayment of 100% of the unpaid balance from prior requests before it begins any search or review for the records you are now seeking.

The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

For public record requests only:

Fees: Search	Estimate of time to be spent: ____ hours	\$
	(\$2.50 for each 15-minute period)	
Review & segregation	Estimate of time to be spent: ____ hours	\$
	(\$5.00 for each 15-minute period)	
Fees waived	<input type="checkbox"/> general (\$30), OR <input type="checkbox"/> public interest (\$60) <\$ ____>	
	(Only one waiver per request)	
Other	_____	\$
	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	

Total Estimated Fees: \$

For public or personal record requests:

Costs: Copying	Estimate of # of pages to be copied: _____	\$
	(@ \$ 0.50 for 1 st pages of each report and \$ 0.25 for each subsequent pages per page, pursuant to HRS § 92-21)	
Delivery	Postage	\$
Other	_____	\$

Total Estimated Costs: \$

TOTAL ESTIMATED FEES AND COSTS from above: \$

- ☐ The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.
- ☐ **PREPAYMENT IS REQUIRED** (50% of fees + 100% of costs, as estimated above) \$
- ☐ **UNPAID BALANCE FROM PRIOR REQUESTS** (100% must be paid before work begins) \$

TOTAL AMOUNT DUE AT THIS TIME \$ 0

Payment may be made by: ☐ cash
☐ personal/business/cashier's check payable to **City and County of Honolulu**

For questions about this notice or the records being sought, please contact the agency person named at the beginning of this form. Please note that the Office of Information Practices (OIP) does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, qip@hawaii.gov, or 250 South Hotel Street, Suite 107, Honolulu, Hawaii 96813.

22-037161-001

REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 12-28-21

TO: HPP Records
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glen MURRAY
Requester's Name or Alias

Requester's Contact Information

P.O. Box 310 Kailua, HI, 96734

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed.

Pursuant to the HRS Chp 92F-2 (3)(4)(5), 92F-11, 92F-12(1)(b)(3) I do hereby request the following: any and all Policies and Procedures, rules and regulations, Standard operating Procedures applicable to police entry into a dwelling without a warrant or exigent circumstances.

I WOULD LIKE: (Please check one or more of the options below, as applicable)

- ☐ To inspect the government record
- ☒ A copy of the government record: (Please check only one of the options below.) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

- ☐ Pick up at agency (date and time): _____
- ☒ Mail (address): P.O. Box 310, Kailua, HI, 96734
- ☐ E-mail (address): _____
- ☐ Fax (toll free and only if available; provide fax number): _____
- ☐ Other, if available (please specify): _____

- ☐ If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

☐ Electronic ☐ Audio ☐ Other (please specify): _____

- ☐ Check this box if you are attaching a request for waiver of fees in the public interest (See waiver information on next page).

22-037161-001

REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 01-07-22

TO: HPD Communications Division, Capt Nathan Wharton
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glen Murray
Requester's Name or Alias

P.O. Box 310, Kailua, HI, 96724
Requester's Contact Information

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed.

Pursuant to HRS Chp 92F-11(b) 92F-12(b)(3) and 92F-21

I do hereby request any and all calls for service to HPD

Communication Division on 11-05-21 approx 1800 hrs at Kalaokahua

Apts 1311 Ward Ave, Hon, Unit #307. Additionally any transmissions to

Communication Division such as 10-3 (arrive) 10-3 (back in service).

I WOULD LIKE: (Please check one or more of the options below, as applicable)

☐ To inspect the government record

☒ A copy of the government record: (Please check only one of the options below.) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

☐ Pick up at agency (date and time): _____

☐ Mail (address): _____

☐ E-mail (address): _____

☐ Fax (toll free and only if available; provide fax number): _____

☐ Other, if available (please specify): _____

☐ If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

☐ Electronic ☐ Audio ☐ Other (please specify): _____

☐ Check this box if you are attaching a request for waiver of fees in the public interest (See waiver information on next page).

REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 01-20-22

TO: HDP Records
Agency that Maintains the Government Record

Agency's Contact Information

FROM: Glen Murray
Requester's Name or Alias

P.O. Box 310
Requester's Contact Information

Kailua, HI, 96734

AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed.

On 11-05-01 at approx 1200 hrs, two (2) uniformed HDP officers entered my dwelling, unit #207, while a third (3) uniformed officer stood outside in the hallway. This incident occurred at the KULAKAHUA apt. 1311 Ward Av #30 pursuant to HRC Chp. 92 F11 + 92F-21 I do have by request the following the names + badge no. of the officers involved in the incident as described below. See attachment

I WOULD LIKE: (Please check one or more of the options below, as applicable)

- ☐ To inspect the government record
- ☐ A copy of the government record: (Please check only one of the options below:) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

- ☐ Pick up at agency (date and time): _____
- ☒ Mail (address): P.O. Box 310 Kailua, HI, 96734
- ☐ E-mail (address): _____
- ☐ Fax (toll free and only if available; provide fax number): _____
- ☐ Other, if available (please specify): _____

- ☐ If the agency maintains the records in a form other than paper, please advise in which format you would prefer to have the record.

☐ Electronic ☐ Audio ☐ Other (please specify): video

- ☐ Check this box if you are attaching a request for waiver of fees in the public interest (See waiver information on next page).

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ATTACHMENT

Officer A Short heavy set female with highlights in her hair
age late 30's early 40's

Officer B Asian male operating a blue/white patrol vehicle no 1672
age 20's

Officer C Older tall bald head male with four (4) stars on
uniform twenty plus years of service age 50's

(2) Video footage from body camera worn by officers

UPDATED NOTICE TO REQUESTER

TO: Glen Murray
P.O. Box 310
Kailua, Hawaii 96734
(Requester's name)

FROM: Spencer Jim On, Assistant Police Legal Advisor
Honolulu Police Department
801 South Beretania Street
Honolulu, HI 96813
Phone: (808) 723-3848
(Agency, and agency contact person's name, telephone number, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: December 10, 2021

DATE OF ORIGINAL NOTICE: December 20, 2021

DATE OF UPDATED NOTICE: January 31, 2022

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

All records, reports documents and any other information including telephone logs regarding an entry and subsequent illegal search and seizure on 11-05-21, 1800 hrs, at the Kulaokahua Apt @ 1311 Ward Av Unit #307. (See, attached)

Note: The Honolulu Police Department ("HPD") was able to locate the following records regarding your request:

1. Six (6) pages of call logs;
2. One (1) 911 call;
3. Two (2) radio recordings;
4. Three (3) pages of police reports; and
5. Seven (7) BWC videos.

THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:

- ☐ Will be granted in its entirety.
- ☐ Cannot be granted. Agency is unable to disclose the requested records for the following reason:
- ☐ Agency does not maintain the records. (HRS § 92F-3)
 - ☐ Other agency that is believed to maintain records: _____
 - ☐ Agency needs further clarification or description of the records requested. Please contact the agency and provide the following information:
 - ☐ Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))
 - ☐ Requested record(s) does not exist.
- ☒ Will be granted in part and denied in part AS TO the (1) call logs, (2) 911 call, (3) radio recordings, (4) police reports, and (5) BWC videos, OR
- ☐ Is denied in its entirety
- Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.
(Describe the portions of records that the agency will not disclose.)

22-037161-001

**RECORDS OR
INFORMATION WITHHELD**
Personal Confidential Information;
Sensitive Tactical Law Enforcement
Techniques and Procedures

**APPLICABLE
STATUTES**
92F-13 & 92F-14

**AGENCY
JUSTIFICATION**
Significant Privacy Interest &
Frustration of Legitimate
Government Function

REQUESTER'S RESPONSIBILITIES:

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you do not comply with the requirements set forth in this notice within 20 business days after the postmark date of this notice or the date the agency makes the records available, you will be presumed to have abandoned your request and the agency shall have no further duty to process your request. Once the agency begins to process your request, you may be liable for any fees and costs incurred. If you wish to cancel or modify your request, you must advise the agency upon receipt of this notice.

METHOD & TIMING OF DISCLOSURE:

Records available for public access in their entireties must be disclosed within a reasonable time, not to exceed 10 business days from the date the request was received, or after receipt of any prepayment required. Records not available in their entireties must be disclosed within 5 business days after this notice or after receipt of any prepayment required. HAR § 2-71-13(c). If incremental disclosure is authorized by HAR § 2-71-15, the first increment must be disclosed within 5 business days of this notice or after receipt of any prepayment required.

Method of Disclosure:

- ☐ Inspection at the following location: _____
- ☒ As requested, a copy of the record(s) will be provided in the following manner:
- ☐ Available for pick-up at the following location: _____
- ☒ Will be mailed to you. Address: P.O. Box 310, Kailua, HI 96734
- ☐ Will be transmitted to you by other means requested: via email to: _____

Timing of Disclosure: All records, or the first increment if applicable, will be made available or provided to you:

- ☐ On _____, 2021.
- ☒ After prepayment of 50% of fees and 100% of costs, as estimated below.

For incremental disclosures, each subsequent increment will be disclosed within 20 business days after:

- ☐ The prior increment (if one prepayment of fees is required and received), or
- ☐ Receipt of each incremental prepayment, if prepayment for each increment is required.

Records will be disclosed in increments because the records are voluminous and the following extenuating circumstances exist:

- ☐ Agency must consult with another person to determine whether the record is exempt from disclosure under HRS chapter 92F.
- ☐ Request requires extensive agency efforts to search, review, or segregate the records or otherwise prepare the records for inspection or copying.
- ☐ Agency requires additional time to respond to the request in order to avoid an unreasonable interference with its other statutory duties and functions.
- ☐ A natural disaster or other situation beyond agency's control prevents agency from responding to the request within 10 business days.

22-037161-001

ESTIMATED FEES & COSTS AND PAYMENT:

FEES: For personal record requests under Part III of chapter 92F, HRS, the agency may charge you for its costs only, and fee waivers do not apply.

For public record requests under Part II of chapter 92F, HRS, the agency is authorized to charge you fees to search for, review, and segregate your request (even if a record is subsequently found to not exist or will not be disclosed in its entirety). The agency must waive the first \$30 in fees assessed for general requesters, OR in the alternative, the first \$60 in fees when the agency finds that the request is made in the public interest. Only one waiver is provided for each request. See HAR §§ 2-71-19, -31 and -32.

COSTS: For either personal or public record requests, the agency may charge you for the costs of copying and delivering records in response to your request, and other lawful fees and costs.

PREPAYMENT: The agency may require prepayment of 50% of the total estimated fees and 100% of the total estimated costs prior to processing your request. If a prepayment is required, the agency may wait to start any search for or review of the records until the prepayment is received by the agency. Additionally, if you have outstanding fees or costs from previous requests, including abandoned requests, the agency may require prepayment of 100% of the unpaid balance from prior requests before it begins any search or review for the records you are now seeking.

The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

For public record requests only:

Fees: Search	Estimate of time to be spent: <u>1.5</u> hours (\$2.50 for each 15-minute period)	\$ 15
Review & segregation	Estimate of time to be spent: <u>7.50</u> hours (\$5.00 for each 15-minute period)	\$ 150
Fees waived	<input checked="" type="checkbox"/> general (\$30), <u>OR</u> <input type="checkbox"/> public interest (\$60) <\$ <u>30</u> > (Only one waiver per request)	
Other	<hr/>	\$
	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	
Total Estimated Fees:		\$ 135

For public or personal record requests:

Costs: Copying	Estimate of # of pages to be copied: <u>9</u> (@ \$ <u>0.50</u> for 1 st pages of each report and \$ <u>0.25</u> for each subsequent pages per page, pursuant to HRS § 92-21)	\$ 2.50
Delivery	Postage	\$ 1.76
Other	Two (2) Compact Disks	\$ 2.50
Total Estimated Costs:		\$ 6.76

TOTAL ESTIMATED FEES AND COSTS from above: **\$ 141.76**

☐ The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.

☒ **PREPAYMENT IS REQUIRED** (50% of fees + 100% of costs, as estimated above) \$ 74.26

☐ **UNPAID BALANCE FROM PRIOR REQUESTS** (100% must be paid before work begins) \$

TOTAL AMOUNT DUE AT THIS TIME \$ 74.26

Payment may be made by: ☐ cash

☒ personal/business/cashier's check payable to City and County of Honolulu

For questions about this notice or the records being sought, please contact the agency person named at the beginning of this form. Please note that the Office of Information Practices (OIP) does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, oiip@hawaii.gov, or 250 South Hotel Street, Suite 107, Honolulu, Hawaii 96813.

ACKNOWLEDGMENT TO REQUESTER

TO: Glen Murray
P.O. Box 310
Kailua, Hawaii 96734

FROM: Honolulu Police Department
Attn: HPD Lieutenant J. Kusuda, Records Division: Video Management Unit
801 South Beretania Street, Honolulu, HI, 96813
Phone: (808) 723-3258
(Agency and name & telephone number of contact person at agency)

DATE REQUEST RECEIVED: January 20, 2022

DATE OF ACKNOWLEDGEMENT: February 4, 2022

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

Requesting (1) The names & badge no. of the officers, who, on 11-05-01 at approximately 1800 hrs, who entered unit #307 at the Kulaokahua apts, 1311 Ward Ave, while a third uniformed officer stood outside in the hallway. The officers are as described below:

1. Officer A: Short heavy set female with highlights in her hair age late 30's early 40's
2. Officer B: Asian male operating a blue/white patrol vehicle no 1678 age 20's
3. Officer C: Older tall bald head male with four (4) stars on uniform twenty plus years of service age 50's.

Also requesting (2) Video footage from body camera worn by officers (See, attached)

This acknowledgment is provided in accordance with section 2-71-13, Hawaii Administrative Rules ("HAR"), because the following extenuating circumstance(s) exist:

- ☐ Agency must consult with another person to determine whether the record is exempt from disclosure under chapter 92F, HRS.
- ☒ Request requires extensive agency efforts to search, review, or segregate the records, or otherwise prepare the records for inspection or copying.
- ☒ Agency requires additional time to respond to the request in order to avoid an unreasonable interference with its other statutory duties and functions.
- ☐ A natural disaster or other situation beyond the agency's control prevents the agency from sending a notice or responding to the request within ten business days.

Due to these extenuating circumstances, the agency will send you the written notice required by section 2-71-14, HAR, within a reasonable time not to exceed twenty business days following the date when the agency received your request. Among other things, this notice will inform you whether the agency intends (1) to disclose the record; (2) to deny access to all or part of the information in the requested record, identifying the portions that will not be disclosed and justifying the nondisclosure; or (3) that the agency is unable to disclose the record for the reasons given. The notice will also include the agency's good faith estimate of all fees that will be charged to the requester under section 2-71-19, HAR and the amount of prepayment required by the agency, if any.

If the agency is providing access to records, the agency will then:

- (1) Disclose the requested records within five business days after providing notice or, when applicable, after receiving a prepayment as provided for under section 2-71-19, HAR;

22-037161-001

or

- (2) Disclose the requested records in increments because the requested records are voluminous. See HAR § 2-71-15. Each increment will be disclosed within twenty business days after either (A) the prior incremental disclosure (if one prepayment of fees is required and received) or (B) receipt of each incremental prepayment required.

For questions about this acknowledgment, please contact the person named above. Questions regarding compliance with the UIPA may be directed to the Office of Information Practices at 808-586-1400 or oiip@hawaii.gov.

22-037161-001

NOTICE TO REQUESTER

TO: Glen Murray
P.O. Box 310 Kailua, HI 96734
(Requester's name)

FROM: Honolulu Police Department
Attn: L. Quinata, Communications Division
801 South Beretania Street
Honolulu, Hawaii 96813
(Agency, and agency contact person's name, telephone number, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: January 26, 2022

DATE OF THIS NOTICE: February 7, 2022

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

"Any 911 calls for service to HPD Communications Division, on 11-05-21 at approx. 1800 hrs, regarding Kulaokahua Apts. Unit #307, 1311 Ward Av." Also requesting "any transmissions from officers involved to communications, such as 10-7 (arrive), 10-8 (depart)." (See, attached)

* **Note:** On January 31, 2022, an Updated Notice to Requester was mailed to you indicating that the Honolulu Police Department "HPD" was able to locate the following records, per your request received by the HPD Records Division on December 10, 2021:

1. Six (6) pages of call logs;
2. One (1) 911 call;
3. Two (2) radio recordings [radio transmissions];
4. Three (3) pages of police reports; and
5. Seven (7) BWC videos.

(See, attached Updated Notice to Requester dated January 31, 2022).

The fees and costs identified in the Updated Notice to Requester dated January 31, 2022, also included the same items requested from the HPD Communications Division in the current request (i.e. "911 calls" and "radio transmissions"). The Notice to Requester herein identifies the fees and costs for only the (1) call logs, (2) 911 Call, and (3) radio recordings/transmissions that were also identified in the Updated Notice to Requester.

THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:

☐ Will be granted in its entirety.

☐ Cannot be granted. Agency is unable to disclose the requested records for the following reason:

- ☐ Agency does not maintain the records. (HRS § 92F-3)
Other agency that is believed to maintain records: _____
- ☐ Agency needs further clarification or description of the records requested. Please contact the agency and provide the following information: _____
- ☐ Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))
- ☐ Requested record(s) does not exist.

☒ Will be granted in part and denied in part, OR

☐ Is denied in its entirety

Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.

(Describe the portions of records that the agency will not disclose.)

**RECORDS OR
INFORMATION WITHHELD**
Personal Confidential Information

**APPLICABLE
STATUTES**
92F-13 & 92F-14

**AGENCY
JUSTIFICATION**
Significant Privacy Interest

Sensitive Tactical Law Enforcement
Techniques and Procedures

92F-13(3)

Frustration of a Legitimate
Government Function

REQUESTER'S RESPONSIBILITIES:

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you do not comply with the requirements set forth in this notice within 20 business days after the postmark date of this notice or the date the agency makes the records available, you will be presumed to have abandoned your request and the agency shall have no further duty to process your request. Once the agency begins to process your request, you may be liable for any fees and costs incurred. If you wish to cancel or modify your request, you must advise the agency upon receipt of this notice.

METHOD & TIMING OF DISCLOSURE:

Records available for public access in their entireties must be disclosed within a reasonable time, not to exceed 10 business days from the date the request was received, or after receipt of any prepayment required. Records not available in their entireties must be disclosed within 5 business days after this notice or after receipt of any prepayment required. HAR § 2-71-13(c). If incremental disclosure is authorized by HAR § 2-71-15, the first increment must be disclosed within 5 business days of this notice or after receipt of any prepayment required.

Method of Disclosure:

- ☐ Inspection at the following location: _____
- ☒ As requested, a copy of the record(s) will be provided in the following manner:
- ☐ Available for pick-up at the following location: _____
- ☒ Will be mailed to you.
- ☐ Will be transmitted to you by other means requested:

Timing of Disclosure: All records, or the first increment if applicable, will be made available or provided to you:

- ☐ On _____, 2022.
- ☒ After prepayment of 50% of fees and 100% of costs, as estimated below.

For incremental disclosures, each subsequent increment will be disclosed within 20 business days after:

- ☐ The prior increment (if one prepayment of fees is required and received), or
- ☐ Receipt of each incremental prepayment, if prepayment for each increment is required.

Records will be disclosed in increments because the records are voluminous and the following extenuating circumstances exist:

- ☐ Agency must consult with another person to determine whether the record is exempt from disclosure under HRS chapter 92F.
- ☐ Request requires extensive agency efforts to search, review, or segregate the records or otherwise prepare the records for inspection or copying.
- ☐ Agency requires additional time to respond to the request in order to avoid an unreasonable interference with its other statutory duties and functions.
- ☐ A natural disaster or other situation beyond agency's control prevents agency from responding to the request within 10 business days.

ESTIMATED FEES & COSTS AND PAYMENT:

FEES: For personal record requests under Part III of chapter 92F, HRS, the agency may charge you for its costs only, and fee waivers do not apply.

For public record requests under Part II of chapter 92F, HRS, the agency is authorized to charge you fees to search for, review, and segregate your request (even if a record is subsequently found to not exist or will not be disclosed in its entirety). The agency must waive the first \$30 in fees assessed for general requesters, OR in the alternative, the first \$60 in fees when the agency finds that the request is made in the public interest. Only one waiver is provided for each request. See HAR §§ 2-71-19, -31 and -32.

COSTS: For either personal or public record requests, the agency may charge you for the costs of copying and delivering records in response to your request, and other lawful fees and costs.

PREPAYMENT: The agency may require prepayment of 50% of the total estimated fees and 100% of the total estimated costs prior to processing your request. If a prepayment is required, the agency may wait to start any search for or review of the records until the prepayment is received by the agency. Additionally, if you have outstanding fees or costs from previous requests, including abandoned requests, the agency may require prepayment of 100% of the unpaid balance from prior requests before it begins any search or review for the records you are now seeking.

The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

For public record requests only:

Fees: Search	Estimate of time to be spent: <u>1</u> hours (\$2.50 for each 15-minute period)	\$ 10
Review & segregation	Estimate of time to be spent: <u>1.75</u> hours (\$5.00 for each 15-minute period)	\$ 35
Fees waived	<input checked="" type="checkbox"/> general (\$30), <u>OR</u> <input type="checkbox"/> public interest (\$60) <\$ <u>30</u> > (Only one waiver per request)	
Other		\$
	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	
Total Estimated Fees:		\$15

For public or personal record requests:

Costs: Copying	Estimate of # of pages to be copied: <u>4</u> (@ \$ <u>0.50</u> for 1 st pages of each report and \$ <u>0.25</u> for each subsequent pages per page, pursuant to HRS § 92-21) Note: Cost reflects printing on front and back of pages.	\$ 1.25
Delivery	Postage	\$ 0.53
Other	One (1) Compact Disk	\$ 1.25
Total Estimated Costs:		\$ 3.03

TOTAL ESTIMATED FEES AND COSTS from above: \$18.03

22 - 037161 - 001

☐ The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.

☒ PREPAYMENT IS REQUIRED (50% of fees + 100% of costs, as estimated above) \$ 10.53

☐ UNPAID BALANCE FROM PRIOR REQUESTS (100% must be paid before work begins) \$

TOTAL AMOUNT DUE AT THIS TIME \$10.53

Payment may be made by: ☐ cash

☒ personal/business/cashier's check payable to City and County of Honolulu

For questions about this notice or the records being sought, please contact the agency person named at the beginning of this form. Please note that the Office of Information Practices (OIP) does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, oip@hawaii.gov, or 250 South Hotel Street, Suite 107, Honolulu, Hawaii 96813.

NOTICE TO REQUESTER

TO: Glen Murray
P.O. Box 310
Kailua, HI 96734
(Requester's name)

FROM: Spencer Jim On, Assistant Police Legal Advisor
Honolulu Police Department
801 South Beretania Street, Honolulu, HI, 96813
Phone: (808) 723-3848
(Agency, and agency contact person's name, telephone number, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: January 20, 2022

DATE OF ACKNOWLEDGMENT: February 4, 2022 (See, attached)

DATE OF THIS NOTICE: February 9, 2022

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

Regarding entry into 1311 Ward Ave. #307 on 11-05-21 at approx. 1800 hrs:

1. The names and badge numbers of the officers involved in the entry matching the description provided:
 - a. Officer A: Short heavy set female with highlights in her hair age late 30's early 40's.
 - b. Officer B: Asian male operating a blue/white patrol vehicle no. 1678 age 20's.
 - c. Officer C: Older tall bald head male with four (4) stars on uniform twenty plus years of service age 50's.
2. Body camera video worn by officers

(See, attached)

THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:

☒ **AS TO Item 1:** Will be granted in its entirety.

1. The following Honolulu Police Department ("HPD") Officers were identified via call logs:
 - a. MPO Ken Hisanaga, Badge #2602
 - b. MPO Seannette Nakasone, Badge #2407
 - c. MP Corporal Brian Carnate, Badge #1741
 - d. MPO Kanoe-Maile Nicola, Badge #3045
2. The following HPD Officers submitted Body Worn Camera Video:
 - a. MPO Seannette Nakasone, Badge #2407
 - b. MPO Kanoe-Maile Nicola, Badge #3045
 - c. MPO Ken Hisanaga, Badge #2602
 - d. MP Corporal Brian Carnate, Badge #1741
 - e. MPO Masashi Uematsu, Badge #2548
3. The following HPD Officers submitted HPD Police Reports:
 - a. MPO Kanoe-Maile Nicola, Badge #3045
 - b. MPO Seannette Nakasone, Badge #2407

☐ **Cannot be granted. Agency is unable to disclose the requested records for the following reason:**

☐ Agency does not maintain the records. (HRS § 92F-3)

Other agency that is believed to maintain records: _____

☐ Agency needs further clarification or description of the records requested. Please contact the agency

and provide the following information: _____

- ☐ Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))
- ☐ Requested record(s) does not exist.

☒ **AS TO "body camera video": Will be granted in part and denied in part, OR**

Note: To avoid multiple fees and costs for the same records, please clarify if you would like to incorporate the current request for "body worn camera video" with your request that the Honolulu Police Department responded to in the "Updated Notice to Requester" sent to you on January 31, 2022.

☐ **Is denied in its entirety**

Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.

(Describe the portions of records that the agency will not disclose.)

**RECORDS OR
INFORMATION WITHHELD**
Personal Confidential Information

**APPLICABLE
STATUTES**
92F-13 & 92F-14

**AGENCY
JUSTIFICATION**
Significant Privacy Interest &
Frustration of Legitimate
Government Function

Sensitive Tactical Law Enforcement
Techniques and Procedures

92F-13(3)

Frustration of a Legitimate
Government Function

REQUESTER'S RESPONSIBILITIES:

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you do not comply with the requirements set forth in this notice within 20 business days after the postmark date of this notice or the date the agency makes the records available, you will be presumed to have abandoned your request and the agency shall have no further duty to process your request. Once the agency begins to process your request, you may be liable for any fees and costs incurred. If you wish to cancel or modify your request, you must advise the agency upon receipt of this notice.

METHOD & TIMING OF DISCLOSURE:

Records available for public access in their entireties must be disclosed within a reasonable time, not to exceed 10 business days from the date the request was received, or after receipt of any prepayment required. Records not available in their entireties must be disclosed within 5 business days after this notice or after receipt of any prepayment required. HAR § 2-71-13(c). If incremental disclosure is authorized by HAR § 2-71-15, the first increment must be disclosed within 5 business days of this notice or after receipt of any prepayment required.

Method of Disclosure:

- ☐ Inspection at the following location: _____
- ☒ As requested, a copy of the record(s) will be provided in the following manner:
- ☐ Available for pick-up at the following location: _____
- ☒ Will be mailed to you.
- ☐ Will be transmitted to you by other means requested: _____

Timing of Disclosure: All records, or the first increment if applicable, will be made available or provided to you:

- ☐ On _____, 20____.
- ☒ After prepayment of 50% of fees and 100% of costs, as estimated below.

For incremental disclosures, each subsequent increment will be disclosed within 20 business days after:

- ☐ The prior increment (if one prepayment of fees is required and received), or
☐ Receipt of each incremental prepayment, if prepayment for each increment is required.

Records will be disclosed in increments because the records are voluminous and the following extenuating circumstances exist:

- ☐ Agency must consult with another person to determine whether the record is exempt from disclosure under HRS chapter 92F.
☐ Request requires extensive agency efforts to search, review, or segregate the records or otherwise prepare the records for inspection or copying.
☐ Agency requires additional time to respond to the request in order to avoid an unreasonable interference with its other statutory duties and functions.
☐ A natural disaster or other situation beyond agency's control prevents agency from responding to the request within 10 business days.

ESTIMATED FEES & COSTS AND PAYMENT:

FEES: For personal record requests under Part III of chapter 92F, HRS, the agency may charge you for its costs only, and fee waivers do not apply.

For public record requests under Part II of chapter 92F, HRS, the agency is authorized to charge you fees to search for, review, and segregate your request (even if a record is subsequently found to not exist or will not be disclosed in its entirety). The agency must waive the first \$30 in fees assessed for general requesters, OR in the alternative, the first \$60 in fees when the agency finds that the request is made in the public interest. Only one waiver is provided for each request. See HAR §§ 2-71-19, -31 and -32.

COSTS: For either personal or public record requests, the agency may charge you for the costs of copying and delivering records in response to your request, and other lawful fees and costs.

PREPAYMENT: The agency may require prepayment of 50% of the total estimated fees and 100% of the total estimated costs prior to processing your request. If a prepayment is required, the agency may wait to start any search for or review of the records until the prepayment is received by the agency. Additionally, if you have outstanding fees or costs from previous requests, including abandoned requests, the agency may require prepayment of 100% of the unpaid balance from prior requests before it begins any search or review for the records you are now seeking.

The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

For public record requests only:

Fees: Search	Estimate of time to be spent: <u>5</u> hours (\$2.50 for each 15-minute period)	\$ 5
Review & segregation	Estimate of time to be spent: <u>5.75</u> hours (\$5.00 for each 15-minute period)	\$ 115
Fees waived	<input checked="" type="checkbox"/> general (\$30), OR <input type="checkbox"/> public interest (\$60) (Only one waiver per request)	<\$ <u>30</u> >
Other		\$
	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	
Total Estimated Fees:		\$ 90

For public or personal record requests:

Costs: Copying	Estimate of # of pages to be copied: _____	\$
	(@ \$ 0.50 for 1 st pages of each report and \$ 0.25 for each subsequent pages per page, pursuant to HRS § 92-21)	
Delivery	Postage	\$ 0.53
Other	One (1) Compact Disk	\$ 1.25
Total Estimated Costs:		\$ 1.78

TOTAL ESTIMATED FEES AND COSTS from above: \$ 91.78

- ☐ The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.
- ☒ **PREPAYMENT IS REQUIRED** (50% of fees + 100% of costs, as estimated above) **\$ 46.78**
- ☐ **UNPAID BALANCE FROM PRIOR REQUESTS** (100% must be paid before work begins) \$

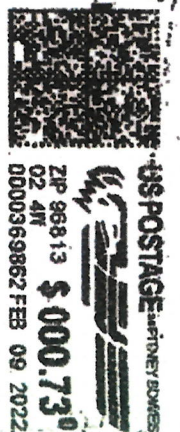
TOTAL AMOUNT DUE AT THIS TIME \$ 46.78Payment may be made by: ☐ cash☒ personal/business/cashier's check payable to City and County of Honolulu**Note:** Please address your letter with the prepayment to:Attn: Sergeant Ferdinand Tan, Records Division.

For questions about this notice or the records being sought, please contact the agency person named at the beginning of this form. Please note that the Office of Information Practices (OIP) does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, oip@hawaii.gov, or 250 South Hotel Street, Suite 107, Honolulu, Hawaii 96813.

22-037161-001

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU
801 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813
<http://www.honolulu.gov>
Chief's Office

HONOLULU HI 967
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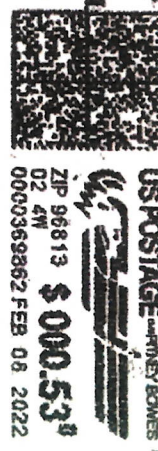
Glen Murray
P.O. Box 310
Kailua, Hawaii 96734

96734-031010



POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU
801 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813
[Website: http://www.honolulu.gov](http://www.honolulu.gov)

HONOLULU HI 967
8 FEB 2022 PM 5



Mr. Glen Murray
P.O. Box 310
Kailua, HI 96734

96734-031010



22-037161-001

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU
801 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813
<http://www.honolulu.gov>

Chief's Office

Glen Murray
P.O. Box 310
Kailua, Hawaii 96734

96734-031010

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POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU
801 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813
<http://www.honolulu.gov>

Chief's Office

Glen Murray
P.O. Box 310
Kailua, Hawaii 96734

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HONOLULU POLICE DEPARTMENT

POLICY LAW ENFORCEMENT ROLE, RESPONSIBILITIES, AND RELATIONSHIPS

October 30, 2019

Policy Number 1.14

WARRANTLESS SEARCHES AND SEIZURES

POLICY

- I. The Honolulu Police Department shall conduct warrantless searches in a manner that protects constitutional rights, preserves evidence, and provides for the safety of all parties involved.
- II. Personnel shall obtain a search warrant whenever appropriate.

PROCEDURE

I. BACKGROUND

- A. The Fourth Amendment to the Constitution of the United States provides the right of the people to be secure in their persons, houses, papers, and effects against unreasonable searches and seizures.

Article I, Section 7, of the Hawaii State Constitution, additionally provides the right of the people to be secure against invasions of privacy.

- B. The courts are continuously interpreting the Fourth Amendment as it applies to police conduct. The complex history of search and seizure case law makes it difficult for law enforcement officers to apply standards and procedures to warrantless search and seizure situations. Each situation has to be judged by the individual facts and circumstances unique to each particular case.

Officers should consult with their supervisor when in doubt as to whether a warrantless search or seizure is proper.

II. PURPOSE

To provide departmental personnel with general guidelines and procedures when conducting warrantless searches.

- A. Each individual situation and case should be viewed as it pertains to the specific facts and circumstances relative to that specific case or situation.
- B. This policy does not prohibit action or decisions based on other knowledge, information, or case precedence not included in this policy.

III. WARRANTLESS SEARCHES

The Constitution of the United States, Supreme Court rulings, Hawaii state statutes, and other case law dictate when a police officer must obtain a warrant to search a person, place, or thing. There are limited exceptions to these rules and the key to the successful, legal discovery of evidence and/or contraband is the reasonableness of an officer's actions. The exceptions to a search warrant are:

- A. Search by Consent
 - 1. A warrantless search may be legally justified because the person in control of the property is said to have agreed to it.
 - 2. Consent must be given freely without coercion and without a promise of anything in return.
 - 3. Consent must be given by a competent party and must be from the person(s) whose expectation of privacy is involved.
 - 4. Generally, consent cannot be given to an area or item in which privacy consideration is shared with another. However, a third person can consent to a search of an area that is commonly held or cohabited or where they have common authority.

5. When a consent to search is obtained, it is recommended that the Written Consent to Search, HPD-393 form, be used to prevent subsequent denials of voluntary consent by the parties involved.

B. Stop and Frisk

1. A consensual encounter is a voluntary interaction between the police and the public. Generally, a consensual encounter does not invoke the Fourth Amendment of the Constitution. Legal principles regarding investigative stops/detentions do not prohibit officers from contacting persons and engaging such persons in conversation. Constitutionally, there is nothing that prevents a police officer from addressing questions, in an appropriate manner, to anyone on the streets when the individual to whom the questions are addressed is under no compulsion to cooperate. In a consensual encounter, the person need not cooperate with the police and is free to leave at anytime.

If a person is not free to leave, it is generally considered an investigative stop or detention.

2. Constitutionally, an investigative stop or detention by an officer is considered a seizure of a person. Generally, a person is "seized" if, from an objective standpoint and given the totality of the circumstances, a reasonable person would have believed that he or she was not free to leave. Also, a person is seized when a police officer approaches that person for the express or implied purpose of investigating him or her for possible criminal violations and begins to ask for information.

3. To justify an investigative stop, the police must be able to point to specific and articulable facts which, taken together with rational inferences from those facts, reasonably warrants the intrusion. The ultimate test in these situations must be whether from these facts, measured by an objective standard, a person of reasonable caution would be warranted in believing that criminal activity was afoot and that the action taken was appropriate.
4. A "stop and frisk" situation refers to the use of lawful detention and a limited pat down for the protection of officers and others nearby without probable cause for an arrest. A situation where an officer has a legal right to stop does not automatically confer upon the officer the right to frisk. A "stop and frisk" involves two distinct aspects:
 - a. The first aspect is the "stop" itself. An officer, in an appropriate circumstance and in an appropriate manner, may approach a person for purposes of investigating criminal behavior even though there is a no probable cause to make an arrest.
 - b. The second aspect involves the right of the officer to further intrude upon the liberty of the person detained. The "frisk" is a limited search for weapons. It is usually restricted to a pat down of outer garments for weapons (e.g., guns, knives, and clubs) or other hidden instruments that could be used to assault an officer or another person nearby.
5. A pat down of outer garments that reveals a possible weapon or hidden instrument that could be used as a weapon justifies a further intrusion into the garments to disarm the person being searched.

C. Exigent Circumstances

1. Under certain emergency circumstances, the requirement of a search warrant is waived, and an officer may properly conduct a warrantless search. This immediate, warrantless search is ~~x~~ justified to prevent the imminent danger to life, forestall or prevent the likely escape of a suspect, prevent serious damage to property, and/or preserve evidence from being destroyed or removed.
2. Exigent circumstances are said to occur where emergency considerations are involved that would make a delay for the acquisition of a warrant unreasonable.

D. Movable Vehicle Exception

1. Whenever practicable, a warrant shall be obtained for the search of a motor vehicle.
2. The movable vehicle exception is a form of exigent circumstances. Officers may search a motor vehicle without first obtaining a search warrant if there is:
 - a. Probable cause to believe the vehicle contains contraband or evidence of a crime; and
 - b. A foreseeable risk that, because of the vehicle's mobility or exposure, the vehicle might be moved or the evidence it contains might be removed or destroyed before a warrant could be obtained.
3. In general, warrantless inventory searches are not conducted on vehicles seized for criminal investigations. These cases involve searches after a warrant has been obtained.

E. Crime Scene and Investigation Searches

Criminal investigations could develop into countless, warrantless search situations. The following are the common types that occur:

1. "Open view" is a warrantless exception where officers have a legal right to seize and recover evidence that is located in a place where there is no expectation of privacy or the expectation of privacy is such that the courts would deem it to be unreasonable. It usually involves evidence or criminal activity that is wide open for the public or the police to see or hear;
2. "Plain view" is used where a situation involves the discovery of evidence or the discovery of criminal activity by police officers after a legal intrusion has occurred.
 - a. An intrusion can take the form of a traffic stop, a police service call, or the service of a complaint received as a result of a 911 call.
 - b. As a general rule, "plain view" is the discovery of evidence or criminal activity by accident and the discovery is unplanned; and
3. "Abandonment" is the voluntary relinquishment of control over property. A person who abandons property does not have a constitutionally protected expectation of privacy. "Abandonment" must be overt and positive in nature. Examples are:
 - a. When a person throws down an item and walks or runs away; and
 - b. When a person denies ownership of the property in question.

October 30, 2019

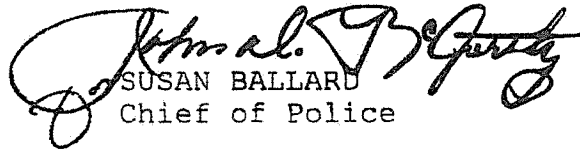
Policy Number 1.14
Page 7

NOTE: Discarded property cannot be assumed as abandoned. In Hawaii, property that is placed out (such as garbage left at a curbside for collection) is, for the most part, still considered to have an expectation of privacy.

When a subject fails to respond to an officer's inquiry about the ownership of an article or property, the subject does not relinquish any privacy rights nor shall the article or property be considered abandoned.

IV. SEARCH INCIDENTAL TO A LAWFUL ARREST

Searches incidental to a lawful arrest and preincarceration searches shall be in accordance with Policy 7.01, ARREST AND ARRESTED PERSONS; and Policy 7.02, SECURITY CONTROL OF ARRESTEES.


SUSAN BALLARD
Chief of Police

Post on bulletin
board for one week

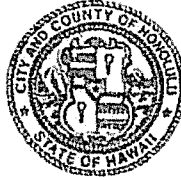
Policy first issued
April 30, 2003

POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE (808) 529-3111 · INTERNET www.honolulu.org

22 - 037161 - 001

RICK BLANGIARDI
MAYOR



DADE A. VANIC
INTERIM CHIEF

OUR REFERENCE

GW-MB

Cert. 9489 0090 0027 6150 5144 93

January 13, 2022

Mr. Glen Murray
P.O. Box 310
Kailua, Hawaii 96734

Dear Mr. Murray:

I am a detective with the Honolulu Police Department's Professional Standards Office, Criminal Investigation Section. Your name and address were referred to me and I would like to speak to you to obtain information for a possible criminal offense.

Please contact me at 723-3780, Monday through Friday, between 7:45 a.m. and 4:30 p.m. If I do not hear from you by January 21, 2022, this case will be deferred.

In the interest of maintaining a well-managed and disciplined police force, cooperation from the public is essential. Any assistance that you can provide would be greatly appreciated.

Sincerely,

A handwritten signature in cursive script, reading "Glenn Wada".

GLENN WADA, Detective
Professional Standards Office
Criminal Investigation Section

Serving and Protecting With Aloha

Honolulu Police Department Incident Report

R0004177762

Page 1 of 1
21-467878

REPORT INFORMATION		Dispatched Location [REDACTED]				Date / Time Dispatched 11-05-21 / 1731	
Report Type Initial	Force Used No	Body-Worn Cam. Activated	Pursuit No	Latents Not Dusted	Date / Time Arrived 11-05-21 / 1731		

OFFENSE 001		Offense Miscellaneous Public - Suspicious Activity Report		Class NC	Section Number	Reclass No	Date / Time Occurred From 11-05-21 / 1722
Offense Disposition Records Only	Code 432	NIBRS	Offense Flags [NONE]	Beat 169	Date / Time Occurred To 11-05-21 / 1722		
Scene of the Offense [REDACTED]				Location Type Residence/Home		Date / Time Reported 11-05-21 / 1722	
Related Persons None							

REPORT NARRATIVE

ASSIGNMENT/DISPATCH UPDATES:

On the above date, time and location Police Dispatch received a call from a female by the name of [REDACTED] who requested help to the bathroom, then hung up. Police Dispatch checked the area the call came from and it came back to [REDACTED]

CHECKS MADE:

Upon arrival to the scene, HFD and EMS co-responded to the only house on the lane. The house was inside of a chain link fence that had locks and chains on each entryway.

HFD was able to use bolt cutters to remove one of the chain so we could gain access to the house. HFD then made a forced entry into the house through the jealousy windows. Checks within the house revealed no one was home.

HFD replaced all the jealousy and the house was locked and secured prior to us leaving.

The distressed person was no located and no one was able to reach them via phone after they hung up on the Police Dispatcher.

ALARM SET OFF:

While we were making checks in the house for the distressed person the home system alarm was set off 2 times.

Police Dispatch was able to inform the alarm company that it was Officers who set the alarm off.

DISPOSITION:

Records....

Submitted By: NICOLA, KANOE-MAILE ID Number: 103435 Rank: MPO		Date / Time: 11-05-21 / 2136	Approved By: CUNNINGHAM, DANIEL ID Number: 102555 Rank: MP SERGEANT		Date / Time: 11-05-21 / 2138
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Honolulu Police Department Incident Report

R0004361190

Page 1 of 1
22-037161

REPORT INFORMATION					Dispatched Location		Date / Time Dispatched	
Report Type	Force Used	Body-Worn Cam.	Pursuit	Latents	Date / Time Arrived			
Initial	No	Not Issued	No	Not Dusted				

ATTACHED FILES

File Name	Description	Size	Uploaded Date / Time
Certified Contact Letter - MURRAY.pdf	Certified Contact Letter - MURRAY	37.26 KB	01-27-22 / 1542

OFFENSE 001		Offense		Class	Section Number	Reclass	Date / Time Occurred From
		Miscellaneous Public		NC		No	01-13-22 / 1252
Offense Disposition	Code	NIBRS	Offense Flags	Beat	Date / Time Occurred To		
Records Only	432		[NONE]	170			
Scene of the Offense				Location Type		Date / Time Reported	
801 S Beretania St, Honolulu 96813				Other/Unknown - Residence		01-13-22 / 1252	
Related Persons							
(Reporting Person) MURRAY, Glen							

REPORTING PERSON		Name (Last, First Middle)			DOB	Gender	Age	Juv.	Prosecute
		MURRAY, Glen					0	Unk	N/A
Ethnicity	SID	SSN	Special Status	FBI Number	US Cit.	At Address Until			
Employer/School	Occupation		Work Hours		Relationship to Suspect				
					Not Applicable				
Mailing Address			Phone Number						
Po Box 310, Kailua 96734			None						
Offense of									
001-Misc Pub									

SYNOPSIS

On January 13, 2022, the Professional Standards Office-Criminal Investigation Section (PSO-CIS) was notified by the Department of the Prosecuting Attorney's Office that Glen MURRAY may have information regarding a criminal offense involving HPD departmental personnel. MURRAY was sent a certified contact letter that same day in an attempt to obtain more information. At the time of this writing, this investigator did not hear back from MURRAY.

DISPOSITION: Records Only.

DECLARATION

I, GLENN WADA, police officer, declare under penalty of law that the foregoing is true and correct to the best of my knowledge and belief.

Submitted By: WADA, GLENN	Approved By: NAKASONE, BRANDON	
ID Number: 102282 Rank: M-DETECTIVE Date / Time: 01-27-22 / 1543	ID Number: 100779 Rank: LIEUTENANT	Date / Time: 01-27-22 / 1618

Honolulu Police Department Incident Report

R0004430474

Page 1 of 6
22-037161

REPORT INFORMATION					Dispatched Location		Date / Time Dispatched
Report Type	Force Used	Body-Worn Cam.	Pursuit	Latents	Date / Time Arrived		
Closing	No	Not Issued	No	Not Dusted			

ATTACHED FILES			
File Name	Description	Size	Uploaded Date / Time
Glen MURRAY 2-25-22 1048 hours - Telephonic interview.WMA	Glen MURRAY 2-25-22 1048 hours - Telephonic interview	14.63 MB	02-28-22 / 1446
Start_Time=11_05_2021 17_21_41.mp3	Start_Time=11_05_2021 17_21_41	809.9 KB	02-28-22 / 1446
Start_Time=11_05_2021 17_28_14.mp3	Start_Time=11_05_2021 17_28_14	3.1 MB	02-28-22 / 1446
Attachment 1.pdf	Attachment 1	4.2 MB	02-28-22 / 1433

OFFENSE 001		Offense	Class	Section Number	Reclass	Date / Time Occurred From
		Miscellaneous Public	NC		No	11-05-21 / 1800
Offense Disposition	Code	NIBRS	Offense Flags	Beat	Date / Time Occurred To	
Records Only	432		[NONE]	169		
Scene of the Offense				Location Type	Date / Time Reported	
1311 Ward Ave #307, Honolulu 96814				Other/Unknown - Residence	01-13-22 / 1252	
Related Persons						
(Reporting Person) MURRAY, Glen						

SYNOPSIS	PSO-CIS Closing Report. Refer to body of report for complete details.
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Submitted By: WADA, GLENN	Approved By: NAKASONE, BRANDON
ID Number: 102282 Rank: M-DETECTIVE Date / Time: 02-28-22 / 1512	ID Number: 100779 Rank: LIEUTENANT Date / Time: 02-28-22 / 1522

HPD-192

This report was prepared, signed, reviewed, submitted, and filed electronically via secure network in accord with Honolulu Police Department Policy.



PROFESSIONAL STANDARDS OFFICE – CRIMINAL INVESTIGATION SECTION
CLOSING REPORT

ASSIGNMENT

I, Glenn WADA, am a Metropolitan Police Detective currently assigned to the Professional Standards Office-Criminal Investigation Section (PSO-CIS), Honolulu Police Department (HPD). I am under the supervision of Lieutenant Brandon NAKASONE (hereinafter "Lieutenant NAKASONE").

On February 25, 2022, at approximately 1040 hours, I was instructed to re-open and further investigate this case.

CASE SYNOPSIS

On January 13, 2022, the PSO-CIS sent a certified contact letter to Glen MURRAY (hereinafter "MURRAY") for information regarding a possible criminal offense involving HPD departmental personnel. The PSO-CIS did not hear back from MURRAY and the case was documented as a Miscellaneous Public case.

On February 25, 2022, at approximately 1040 hours, PSO Administrative Investigation Section Detective Patricia DORONILA (hereinafter "Detective DORONILA") forwarded a telephone call from MURRAY. At that time, MURRAY agreed to a telephonic audio recorded interview and related that on November 5, 2021, at approximately 1800 hours, two to three HPD officers went into his apartment without his consent.

MURRAY related that he left his apartment that day at approximately 1030 hours and returned home at approximately 1900 hours. MURRAY was alerted of the incident by a neighbor, Nina, who lives directly across from him. MURRAY related he made checks of his apartment and nothing was taken.

An investigation into the matter was conducted and revealed that HPD officers had conducted area checks for victim(s) or witness(s) in connection with another case (HPD report no. 21-467878). A Computer Aided Dispatch System (CADS) Incident Summary Report revealed that Officers Brian CARNATE, Kanoe-Maile NICOLA, Seannette NAKASONE, and Ken HISANAGA responded to [REDACTED] on a female in distress call.

Responding officers had difficulty locating the female caller, [REDACTED] (hereinafter "[REDACTED]"); therefore, Officer Kanoe-Maile NICOLA (hereinafter "Officer NICOLA") made checks via Case Report System (CRS) and located a possible residential address for [REDACTED]. Assisting officers were sent to 1311 Ward Avenue, Apartment 307, to check for the caller or any witnesses.

Officer Ken HISANAGA (hereinafter "Officer HISANAGA"), Corporal Brian CARNATE (hereinafter "Corporal CARNATE"), and Officer Seannette NAKASONE (hereinafter "Officer NAKASONE") checked 1311 Ward Avenue, Unit 307, but was no one was home. After the discovery of the above mentioned HPD report, and supplemented by the CADS Incident Summary Report, and the involved officer's Body-Worn Cameras, elements for a criminal offense could not be established. Consequently, this case will be closed.

SCENE / TIME ELEMENT

This incident occurred at 1311 Ward Avenue, Unit 307, Honolulu, HI 96814.

This incident occurred on Friday, November 5, 2021, at approximately 1800 hours.

CONNECTING REPORT(S)

CLASSIFICATION

Miscellaneous Public

REPORT NO.

21-467878-001

Submitted By: WADA, GLENN ID Number: 102282	Rank: M-DETECTIVE	Date / Time: 02-28-22 / 1512	Approved By: NAKASONE, BRANDON ID Number: 100779	Rank: LIEUTENANT	Date / Time: 02-28-22 / 1522
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HPD PERSONNEL ASSIGNMENTS

DISTRICT 1, UNIFORMED PATROL

<u>Name</u>	<u>Involvement</u>
Officer Kanoe-Maile NICOLA	Initial Officer / Initial Report (21-467878-001)

PSO-CIS

<u>Name</u>	<u>Involvement</u>
Detective Glenn WADA	Investigator
Lieutenant Brandon NAKASONE	Supervisor

COMPLAINANT

Name	:	Glen Patrick MURRAY
DOB / Age / Gender	:	March 17, 1958 / 63 years old / Male
SSN	:	575-84-4108
Home Address	:	1311 Ward Avenue, Unit 307, Honolulu, HI 96814
Mailing Address	:	PO Box 310, Kailua, HI 96734
Home Phone	:	None
Other Phone	:	(808) 599-5759 – Tani
Occupation	:	Unemployed

COMPLAINANT STATEMENT

On February 25, 2022, at approximately 1048 hours, MURRAY provided an audio recorded interview via telephone. The interview concluded at approximately 1120 hours. MURRAY's audio recorded interview was transferred to a CD-R disc and submitted into evidence under this report number.

SUMMARY OF COMPLAINANT STATEMENT

MURRAY related that on November 5, 2021, at approximately 1800 hours, two HPD officers entered his apartment without his consent, while another HPD officer stood outside of his apartment. MURRAY related that he left his residence that day at approximately 1030 hours and returned home at approximately 1900 hours. MURRAY related he noticed that his apartment door was unlocked but did not think much of it at the time. MURRAY related that nothing was missing within his residence.

MURRAY related that a few days later, his neighbor that lives directly across from him told him that HPD officers entered his apartment. MURRAY related that this triggered him to inquire why HPD would do such a thing. MURRAY got in touch with the building's Resident Manager, Tani KALAHIKI (hereafter "KALAHIKI"), who pulled up surveillance footage of the incident. MURRAY related that the video footage depicted three HPD officers standing near his front doorway and eventually making entry into his apartment.

MURRAY described the HPD officers as an Asian male, a female who wiped her hands with brown paper towel, and a bald head Corporal. MURRAY related that he lives alone and the only persons that come in and out of his residence are his ex-girlfriend and his daughter.

MURRAY related that he has reached out to the HPD's Chief's Office, the HPD Communications Division, The Honolulu Police Commission (HPC), and the Office of Information Practices (OIP) and has obtained additional information regarding his case.

For complete details, refer to MURRAY's audio recorded statement.



CHECKS MADE

I conducted checks on CRS that reference the alleged date and time of the incident. I located a CADS report involving Officer NICOLA, who documented an incident under a Miscellaneous Public report (21-467878). Further investigation into this report lead me to review police radio transmissions and Body-Worn Camera footage.

POLICE RADIO AND 911 CALLS

EXACOM RECOVERY

Police radio and 911 emergency calls are recorded on the HindSight 4 – Exacom digital logging recorder system. This system is accessible from the PSO.

On February 25, 2022, I downloaded the police radio and 911 calls related to this incident. The digital audio files were transferred to a CD-R and submitted into evidence under this HPD report number.

SUMMARY OF EXACOM

- Officer NICOLA responded to [REDACTED] on a report of a female needing police assistance [REDACTED];
- Corporal CARNATE and Officer HISANAGA also responded with HFD & EMS;
- Officer NICOLA updated dispatch that HFD used bolt cutters to gain access to the property;
- Dispatch related that [REDACTED] phone call [REDACTED];
- Officer NICOLA related to dispatch that the alarm to the residence was activated;
- Officer NICOLA related to dispatch they will likely make forced entry into [REDACTED];
- Officer NICOLA related to dispatch that she conducted checks on CRS for [REDACTED] and found an address of 1311 Ward Avenue, Unit 307;
- Officer HISANAGA, Corporal CARNATE, and Officer NAKASONE checked 1311 Ward Avenue, Unit 307, but was unable to locate anyone in Unit 307;
- Officer NICOLA documented the incident under Miscellaneous Public report no. 21-467878.

BODY-WORN CAMERAS (BWC)

On February 28, 2022, and after, I reviewed the BWCs associated with this case. The following were observed:

- On November 5, 2021, at approximately 1732 hours, Officer NICOLA responded to the area of [REDACTED] on a report of [REDACTED] needing police assistance;
- Officer NICOLA, along with HFD & EMS personnel could not locate [REDACTED];
- On November 5, 2021, at approximately 1754 hours and after, Officer HISANAGA, Corporal CARNATE, and Officer NAKASONE checked 1311 Ward Avenue, Unit 307, for [REDACTED] but no one was within the residence.

VIDEO SURVEILLANCE

No video surveillance from MURRAY's residence was recovered during the course of this investigation. Per MURRAY, it is presumed that the associated video surveillance no longer exist due to limited storage capacity (over-written).

FAXED DOCUMENTS

On February 25, 2022, MURRAY faxed twenty-seven (27) miscellaneous documents that reflected his request to HPD for relevant material. MURRAY related, he faxed the documents for my review and for attachment to his report. For complete details, refer to attached documents faxed by MURRAY.

Submitted By: WADA, GLENN
ID Number: 102282

Rank: M-DETECTIVE

Date / Time: 02-28-22 / 1512

Approved By: NAKASONE, BRANDON

ID Number: 100779

Rank: LIEUTENANT

Date / Time: 02-28-22 / 1522



NOTIFICATION

On February 28, 2022, I spoke to MURRAY via telephone and explained to him the circumstances of this case and that this case will be documented as a Miscellaneous Public case (non-criminal). MURRAY was appreciative of the explanation but expressed his interest in making an administrative complaint. MURRAY related he had the phone number to the PSO main line and will call at a later time.

ELEMENTS OF A CRIMINAL OFFENSE NOT ESTABLISHED

After a review of the facts and circumstances of this case, elements of a criminal offense could not be established. Consequently, this case will be closed.

CONFERRAL WITH LIEUTENANT

On February 28, 2022, I apprised Lieutenant NAKASONE of the facts and circumstances of this case and recommended that this case be closed, records only.

CASE DISPOSITION

HPD Report No. : 22-037161-001
Classification : Miscellaneous Public
Disposition : Records Only
Complainant : Glen MURRAY

Submitted By: WADA, GLENN ID Number: 102282 Rank: M-DETECTIVE	Date / Time: 02-28-22 / 1512	Approved By: NAKASONE, BRANDON ID Number: 100779 Rank: LIEUTENANT	Date / Time: 02-28-22 / 1522
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DECLARATION

I, GLENN WADA, police officer, declare under penalty of law that the foregoing is true and correct to the best of my knowledge and belief.

Submitted By: WADA, GLENN		Approved By: NAKASONE, BRANDON	
ID Number: 102282	Rank: M-DETECTIVE	ID Number: 100779	Rank: LIEUTENANT
Date / Time: 02-28-22 / 1512		Date / Time: 02-28-22 / 1522	

Honolulu Police Department Evidence Report

E0000270016

Page 1 of 1
22-037161

Incident Type 001 : Miscellaneous Public	Code 432	Reclass No	Report Type Closing	Dispo. R	Section Number
Complainant None	Location of Offense 1311 Ward Ave #307, Honolulu 96814			Date of Occurrence 11-05-21 / 1800	

Item #	Status	Type	Serial Number / Other ID	Description	Qty.	Value (Each)
1	EV	Recordings - A/V		Verbatim CD-R disc containing audio interview with MURRAY and radio transmissions.	1	\$0.00

Statutes ST = Stolen, OV = Overdue, LS = Lost, DM = Damaged, BR = Burned, FN = Found, RC = Recovered, OT = Other, EV = Evidence, IM = Impounded, RC = Recovered, * = Closed

How Evidence is Marked	
MISC PUB	22-037161
G. WADA	102282
02-28-2022	1500
ITEM: 1	

Circumstances of Recovery
Created : Created for evidentiary purposes.

Items Open 1	Open Quantity Total 1	Total Value of Open Items \$0.00	Items Closed 0	Closed Quantity Total 0	Total Value of Closed Items \$0.00
Owner's Name (LAST, First)		Owner's Address		Owner's Phone Number	
Finder's Name (LAST, First)		Finder's Address		Finder's Phone Number	

Submitted By: WADA, GLENN ID Number: 102282	Rank: M-DETECTIVE	Date / Time: 02-28-22 / 1512	Approved By: NAKASONE, BRANDON ID Number: 100779	Rank: LIEUTENANT	Date / Time: 02-28-22 / 1522
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HPD-192A

This report was prepared, signed, reviewed, submitted, and filed electronically via secure network in accord with Honolulu Police Department Policy.

DISCLAIMER: Information contained on this system is for HPD use only. Improper or illegal use of the information contained herein may subject the user to criminal prosecution and/or disciplinary action.

22 - 037161 - 001

CADS Incident Summary

Incident		
Incident Number	211105-1849	
Incident Date	11/5/2021 5:23:13 PM	
District	District 1	
Sector	Dist 1 Sect 3	
Beat	169	
Incident Type	Misc Pub	
Incident Location		
Incident Address		
Incident Apartment		
Caller Address		
Caller Apartment		
Caller Location		
Time Dispatched	11/5/2021 5:28:17 PM	
Time First Unit Arrived	11/5/2021 5:31:37 PM	
Time Closed	11/5/2021 6:39:13 PM	
Disposition	Report	
Unit		
3M158	CARNATE, BRIAN	100866
3B160	NICOLA, KANOE-MAILE	103435
3B165	NAKASONE, SEANNETTE	105194
3B167	HISANAGA, KEN	105619
Comment		
11/5/2021 5:22:15 PM	[1] A cellular re-bid has occurred, check the ANI/ALI Viewer for details	
11/5/2021 5:22:40 PM	[2] A cellular re-bid has occurred, check the ANI/ALI Viewer for details	
11/5/2021 5:24:01 PM	[3] A cellular re-bid has occurred, check the ANI/ALI Viewer for details	
11/5/2021 5:26:14 PM	[4] OPEN LINE/ [REDACTED] ASKING FOR HELP TO GO BATHROOM/ GAVE NAME ONLY/ HAS SLURRED SPEECH/ PRIOR CALLS SHOWING SAA	
11/5/2021 5:26:22 PM	[5] INTRADO [REDACTED] KEEPS CHANGING/ PH2 COF 330	
11/5/2021 5:28:01 PM	[6] ** 10-10 OTW ** JUST IN CASE	
11/5/2021 5:28:59 PM	[7] Backed up 3B160 with 3M158	
11/5/2021 5:35:28 PM	[8] 3M158 HFD IS OFF	
11/5/2021 5:35:48 PM	[9] 3B160 THE GATE IS LOCKED // HFD WILL USE BOLT CUTTERS TO GET I/S	
11/5/2021 5:39:16 PM	[10] 3B160 WE MAY HV TO MK FORCED ENTRY	
11/5/2021 5:41:24 PM	[11] Backed up 3B160 with 3B167	
11/5/2021 5:41:58 PM	[12] 3B160 WE WERE ABLE TO MK FORCED ENTRY // ALARM IS GOING OFF	
11/5/2021 5:44:08 PM	[13] 3B160 HSE IS CLEAR	
11/5/2021 5:44:10 PM	[14] Requested Case Number(s) issued for Incident #[211105-1849], Jurisdiction: HPD. Case Number(s): 21-467878. requested by 3B160.	
11/5/2021 5:44:24 PM	[15] MIS PUB	
11/5/2021 5:44:27 PM	[16] [Notification] [HPD]-Problem changed from Susp Circumstance to Misc Pub by HPD	
11/5/2021 5:47:08 PM	[17] ** Incident Updated ** JUST FYI , ALDER SEC CLNG IN AN ALARM CALL FOR THIS LOC / PH# [REDACTED] / NTFYD THEM OFCRS WERE ON SCN	
11/5/2021 5:49:32 PM	[18] Backed up 3B160 with 3B165	
11/5/2021 5:49:48 PM	[19] Secondary Location for 3B165: 1311 WARD AVE,	

2/25/2022

CADS Incident Summary

22-037161-001

11/5/2021 5:49:57 PM	[20] Secondary Location for 3B167: 1311 WARD AVE,
11/5/2021 5:50:43 PM	[21] 3B160 RAN THE CLLR / SEND SOMEONE TO HIS ADDR / FOUND IT ON CRS
11/5/2021 5:51:28 PM	[22] [REDACTED] APT 307 1311 WARD
11/5/2021 5:51:41 PM	[23] Secondary Location for 3M158: 1311 WARD,
11/5/2021 5:55:37 PM	[24] 3M158 WE'RE GOING UP TO UNIT 307
11/5/2021 5:56:22 PM	[25] Secondary Location for 3M158: 1311 WARD AVE #307,
11/5/2021 5:56:30 PM	[26] Secondary Location for 3B167: 1311 WARD AVE #307,
11/5/2021 6:10:41 PM	[27] 3B167 CHKD THE UNIT // NO ONE IS HOME

Report Number	Requested By
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21-467878	3B160
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HONOLULU POLICE DEPARTMENT

22-037161-001

DISTRICT 1 - 3rd WATCH DUTY ROSTER

ACKNOWLEDGED/(Field Lieutenant's Signature): _____

ACKNOWLEDGED BY (NON-Emergency) Signature: _____				
FIELD LIEUTENANT	J FERRELL 1104	HOURS: 1400-2300	DATE: 11/05/2021	DAY: Friday
ROLL CALL SERGEANT	L KUDAISHI 1170	OFFICERS ON DUTY: 21	TOTAL BEATS: 26	
REPORT SERGEANT	M MCKINNEY 1185	PERCENT ON DUTY: 81%		
SUBPOENA SERGEANT	A OSTACHUK 1198	OFFICERS ON OT: 0	OFFICERS ON 7 Day: 0	

S1 - M MCKINNEY 1185 (T)	Lts	DAY OFF
MISSION: ROBBERY PREVENTION	J FERRELL -8h 1104	L ARAKAWA
150 E ANDRIN (*S)		R ARIOLA
151 S WOODWARD M3 SUB	Sergeants	K BOYADJIAN
152 J SAI (*TL)	A OSTACHUK (T) 1198	A BRISSETTE
154 K KANEMITSU (*TA)	L KUDAISHI (T) 1170	J CARDENAS
156 D NGUYEN -8h (*T) F3 SUB	M MCKINNEY (T) 1185	A CARVALHO
157 L PALAKIKO (T) L3 SUB		B DEMARCO

S2 - L KUDAISHI 1170 (T)	SA	J FONG-AIU
MISSION: UEMV / Burglary Prevention	S KEOGH SHOPO 0830-1730	K HOSAKA
158 B CARNATE (T)	K NAPOLEON -8h D-4 ADMIN	V PAGDILAO
160 K NICOLA (*TL)	All Day Vac/CT/PL	J PALICTE
161	G ACIERTO FLS	A ROMERO
163 R BEZEMER (TS)	D SUNADA VAC	C SANO
164 J HO -8h (*TA)		J SHIMABUKURO

S3 - A OSTACHUK 1198 (T)	MILITARY LEAVE	G TIMME
MISSION: UEMV Prevention	E VENTURA -8h MIL LWOP	
165 S NAKASONE (*TL)	Sick	
167 K HISANAGA (*S)	L SHIMOKIHARA M3 SUB	
168	N SOUZA -8h	
169		

170 J SANIATAN -8h (T)	OUT
171 D LUM (*TRA)	D MOYA -8h
171A	

S4 - L KUDAISHI 1170 (T)
MISSION: UEMV / Robbery Prevention
174 M UEMATSU -8h (*)
175 E STARR (*TL)
176 S DUVALL (*)
176A
178 T MONTGOMERY (*TRA)
179 S ROE
180 D PARKHURST (*S)

SUBSTATION: 156 / 151 / 157 7TH DAY PROVISION: NONE

COMMENTS:

* White Car T = Taser L = Less Lethal S = Shotgun A = AR15 R = ALPR \$ = OT # = FTEP += AED C = CIT 7\$ = 7th Day

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