

GM 559

Measure Title:

Submitting for consideration and confirmation to the
Crime Victim Compensation Commission,
Gubernatorial Nominee, L. DEW KANESHIRO,
for a term to expire 6-30-2013.

Report Title:

Crime Victim Compensation Commission

From: kualoa8214@aol.com [mailto:kualoa8214@aol.com]

Sent: Wednesday, April 15, 2009 11:03 AM

To: PSM Testimony

Subject: Consideration and confirmation to the CVCC, L. Dew Kaneshiro GM559 04-16-09

Aloha,

My name is Woletta Kim. I am a retired detective from the Honolulu Police Department and presently work at the Department of the Attorney General, Internet Crimes Against Children Task Force. I am writing on behalf of L. Dew Kaneshiro who is being considered for the Crime Victim Compensation Commission.

I first was introduced to Ms Kaneshiro sometime in 2005, after retiring from the police department. At the time, I was under contract with the Sex Abuse Treatment Center of Honolulu and tasked with creating a manual to assist law enforcement officer's in conducting sexual assault investigations. It was a team effort between myself and two other retired police detectives, all of us with over 40 years of combined investigative experience in sexual assault.

Dew Kaneshiro tirelessly met with the three of us, reviewed and discussed each of our manuscript objectives over a period of approximately one year. I was most impressed with her ability to take the information that we provided to her and formally write the manual in a logical and accurate manner.

I believe she gained greater insight into sexual assault victimization based on our discussions, which may well have numbered to more than 30 meetings, each lasting for hours on end. I believe that she has a wealth of compassion for understanding victimization, no matter the crime, but she is also well balanced in understanding the penal code and statutes as it is applied to each case.

I found Dew to be a firm but kind person, never hesitant to question matters at hand and also willing to share her knowledge to help some of us who are so rigid in thinking. I believe that her many experiences and vast background make her an ideal candidate for the Crime Victim Compensation Commission.

I humbly ask that you give due consideration for her confirmation to this position.

Respectfully,

Woletta Kim

I am available to answer questions at 587-4115.

From: Larry Weber [mailto:lweber@co.hawaii.hi.us]
Sent: Wednesday, April 15, 2009 4:38 PM
To: PSM Testimony
Subject: Crime Victim Compensation Commission Nomination

April 15, 2009

Senator Will Espero
Chairperson and Members
Committee on Public Safety and Military Affairs
415 South Beretania Street
Honolulu, Hawai'i 96813

Dear Senator Espero and Members:

Re: Nomination of Dew Kaneshiro to the Crime Victim Compensation Commission

I strongly support the nomination of Dew Kaneshiro to the Crime Victim Compensation Commission. I had the pleasure and opportunity to work with Dew when she was the Coordinator for the Hawai'i State Attorney General's Coalition Against Human Trafficking. Dew was able to pull together the many and varied agencies and private organizations into a cohesive working group to address a highly emotional issue. Dew's patience, compassion and professionalism were instrumental in forging a clear and workable policy for the Human Trafficking working group.

Dew's legal background, experience and insight make her a perfect fit for this commission. Thank you for allowing me to testify on this nomination.

Sincerely,

Larry Weber
Major, Technical Services
Hawai'i Police Department

My name is Milton Matsuoka and I am a captain with the Maui County Police Department. I am presently the commander of our Criminal Investigation Division. I have been with the Maui Police Department for over 27 years.

I am writing on behalf of Ms. L. Dew Kaneshiro and her nomination to the Crime Victim Compensation Commission.

Ms. Kaneshiro and I met while she was the coordinator for the human trafficking task force, in Hawaii, and I became a new member. I was immediately impressed with the energy that Ms. Kaneshiro brought to the meetings not just through her work ethic but her personality as well. She is able to get along with people and will also speak her mind when needed. Through these meetings she was able to establish protocols for all agencies that are involved in this trafficking issue. I consider this a great feat considering there are non-profit organizations, Federal and State law enforcement, Federal and State prosecutors, and other Federal and State agencies involved. Bringing the diversity of these groups together and having us work together must have caused sleepless nights for Ms. Kaneshiro, however, she persevered and was able to complete the goals set for this task force.

I consider Ms. Kaneshiro a person that would put her all into this commission and you will find her to be an asset that you can count on.

If you have any questions you can reach me at 808-244-6428.

HEARING DATE: 4/16/09 at 2:00 p.m.

TO: Chairman Will Espero, Vice Chairman Robert Bunda, and Members of the Senate Public Safety and Military Affairs Committee

FROM: Calleen Ching

RE: GM 559, Gubernatorial Nominee L. Dew Kaneshiro for the Crime Victim Compensation Commission

WRITTEN TESTIMONY ONLY

I am writing to support of L. Dew Kaneshiro's nomination to the Crime Victim Compensation Commission. I am currently an attorney at the Hawaii Immigrant Justice Center (formerly Na Loio Immigrant Rights).

I have known Dew since she was the Project Director of the Office of Equality and Access to the Courts for the State Judiciary. We have worked together on cases for crime victims, as well workshops for interpreters, "Interpreting for Victims of Sexual Assault" and "Interpreting for Victims of Domestic Violence," and workshops for prosecutor's offices on "Immigration Remedies for Victims of Crime." I was also part of the Coalition Against Human Trafficking for which Dew was the Coordinator. Over the years, I have had the opportunity to observe Dew's performance in each of these capacities, and believe she will be a diligent, articulate, thoughtful and fair Commissioner on the Crime Victim Compensation Commission.

The Crime Victim Compensation Commission makes a huge impact in the life of a crime victim as they seek justice against their perpetrator. While the amounts of reimbursement may never fully compensate a victim for the pain or indignity they suffered as a result of the crime, the compensation is recognition that they have endured and survived an injustice, which may help in their healing and recovery. Therefore a Commissioner should be able to understand the trauma and uncertainty the crime victim may be experiencing, as he or she seeks justice through our criminal justice system. Dew has worked with crime victims and has this understanding.

I have also been impressed with Dew's longstanding commitment to community issues, such as equal access for limited English proficient speakers and outreach to vulnerable crime victims. She has a unique and comprehensive understanding of the barriers to equal access to public services faced by the disenfranchised, and has always worked towards eliminating those barriers. As a Commissioner, I am certain that Dew will bring her experience and knowledge of this area to benefit all crime victims.

Thank you for allowing me to testify on this nomination.



THE SEX ABUSE TREATMENT CENTER

A Program of Kapi'olani Medical Center for Women & Children

Executive Director
Adriana Ramelli

Advisory Board

President
Mimi Beams

Vice President
Peter Van Zile

Marilyn Carlsmith

Senator
Suzanne Chun Oakland

Monica Cobb-Adams

Dennis Dunn

Senator
Carol Fukunaga

Tina Watson

Frank Haas

Philip Hyden, M.D.

Roland Lagareta

Willow Morton

R. Carolyn Wilcox

DATE: 04/16/2009

TO: The Honorable Will Espero, Chair
The Honorable Robert Bunda, Vice Chair
Committee on Public Safety and Military Affairs

FROM: Adriana Ramelli, Executive Director
The Sex Abuse Treatment Center

RE: GM559
Consideration and confirmation to the Crime
Victim Compensation Commission, Gubernatorial
Nominee, L. Dew Kaneshiro

Good afternoon Senators Espero and Bunda and members of the Senate Committee on Public Safety and Military Affairs. My name is Adriana Ramelli and I am the Executive Director of the Sex Abuse Treatment Center (SATC), a program of the Kapi'olani Medical Center for Women & Children (KMCWC), an affiliate of Hawaii Pacific Health.

It is my pleasure to submit testimony in support of the confirmation of L. Dew Kaneshiro to the Crime Victim Compensation Commission. The SATC has worked with Dew on several victim-centered endeavors, including the development of our Center's Language Access Plan, training guidelines for law enforcement investigation and prosecution of sexual assault crimes, and most recently on the creation of a toolkit on the use of interpreters for sexual assault cases involving non-English speaking or LEP victims. Dew's work products are highly professional and comprehensive and have greatly assisted us in effectively responding to incidents of sexual abuse, increasing client accessibility to our services, and addressing the needs of these victims in a culturally competent manner. Her ability to collaborate effectively and her knowledge and interaction with local community resources have proven invaluable in extending outreach to underserved and immigrant populations.

L. Dew Kaneshiro is uniquely qualified to serve on the Crime Victim Compensation Commission and I strongly support her confirmation.

1461 Mokuna Place
Honolulu, HI 96816
April 15, 2009

Committee on Public Safety and Military Affairs
The Senate
Hawai'i State Legislature
State Capitol
415 South Beretania St.

Re: Confirmation of Ms. Dew Kaneshiro to the Crime Victim
Compensation Commission

Dear Chair Will Espero and Vice Chair Robert Bunda:

I am writing in support of the confirmation of Ms. Dew Kaneshiro to the Crime
Victim Compensation Commission.

My knowledge of Ms. Kaneshiro is in a professional capacity, which began as
colleagues who shared similar responsibilities in the field of civil rights
compliance. I met Ms. Kaneshiro around 1995 when she was Director of the
State Judiciary's Office on Equality and Access to the Courts. In my capacity as
Equal Employment Opportunity and Affirmative Action (EEO/AA) Director for the
University of Hawai'i, I was interested in her pioneering efforts to improve access
for everyday people to the State's judicial system. I have great respect for her
commitment to these goals and her ability to promote access services while
managing her program within the restrictions of a very limited budget.

While at the Judiciary, Ms. Kaneshiro was doing an excellent job of providing
educational seminars for judges and lawyers on issues such as preventing
sexual harassment in the workplace. The UH EEO/AA Office subsequently
asked Ms. Kaneshiro to conduct a series of workshops for University faculty and
staff to raise awareness about sexual harassment. This has given me the
opportunity to observe Ms. Kaneshiro's facilitation skills first hand. I've been
particularly impressed with her ability to communicate complex and controversial
legal issues in lay terms, using teaching methods that engage the participant and
lead to that "Aha!" experience.

Several years ago, Ms. Kaneshiro left the Judiciary to begin her own consulting
firm. She continues to work in areas she is committed to and that benefit from
her skills as an attorney and experienced administrator. She is now a recognized
expert in training first responders to victims of sexual assault and domestic
violence, with special knowledge of the needs of recent Pacific Islander
immigrants to Hawai'i and persons with limited English proficiency. Our paths as
colleagues continue to intersect, and I am fortunate to benefit from Ms.

Kaneshiro's expertise since, coincidentally, by job involves serving as the UH Language Access Coordinator and I was also tasked with developing the UH policy on sexual assault prevention.

Please accept my unqualified recommendation for Ms. Kaneshiro to the Crime Victim Compensation Commission. She will bring an exceptional constellation of talents to the commission. In particular, she is an attorney with excellent analytical skills, combined with effective communication and facilitation skills. She is an experienced administrator who is skilled at complex decision making and has the practical abilities of working within budgets and within the guidelines of policies, procedures, and statutes. Most important, Ms. Kaneshiro brings her sincere dedication to the pursuit of justice and equality, using her collegial and evenhanded approach.

Sincerely,

Mie Watanabe

Committee on Public Safety and Military Affairs
April 16, 2009 2:00 p.m.

L. Dew Kaneshiro Nomination
Crime Victim Compensation Commission
(GM 559)

Senator Espero and members of the Committee on Public Safety and Military Affairs, thank you for the opportunity to provide background information in support of my nomination to the Crime Victim Compensation Commission. I am honored to be considered for appointment, and I believe that I have something positive to contribute to the Commission and the people it serves. I regret that I am not able to attend the confirmation hearing in person. I am traveling outside the country on a trip that was planned a year ago.

Over the past 20 years, I worked as an attorney, Director of the Judiciary's Office on Equality and Access of the Courts, and a private consultant specializing in services to limited-English proficient victims of crime. The position on the Crime Victim Compensation Commission is an opportunity to use these experiences to support the mission of the Commission and, at the same time, contribute toward ensuring that victims of crime are treated with respect and sensitivity.

I am a graduate of New York University School of Law and practiced law with a 135-lawyer firm on the East Coast. In 1991 I returned to Hawaii, where I was born and raised. For the next 13 years, I was the Director of the Office on Equality and Access to the Courts. The Office's responsibilities included, among others, promoting fair treatment of court users and access to the courts for linguistic minorities and unrepresented litigants. I implemented projects such as the court Self Help Centers and conducted workshops for court staff, attorneys, interpreters, and judges. Training topics included sexual harassment prevention, access for persons with disabilities, working with interpreters, and the impact of culture on decision-making. I also taught legal writing and analysis and an appellate advocacy course as an adjunct professor at the William S. Richardson School of Law.

In 2006, I started a consulting business, primarily implementing grants for government and non-profit agencies. My projects have included educational programs, group facilitation and strategic planning, and manual development. Much of that work has been in the area of sexual violence and domestic violence, particularly services to immigrant victims with limited English proficiency. Virtually all of the knowledge I gained will be useful when sitting as a Commissioner.

Educational programs for:

- government agencies, victim service organizations, law school faculty on serving limited-English proficient clients;
- the Hawaii Sex Assault Response Team (police, prosecutors, forensic medical examiners, and crisis counselors) on working with interpreters; and
- interpreters on interpreting for victims of sexual violence and domestic violence.

Group facilitation and strategic planning for:

- the State of Hawaii Attorney General's Coalition Against Human Trafficking, which was charged with developing protocol for collaboration among state and federal law enforcement and prosecutors as well as non-profit service providers;
- Hawaii's Micronesian communities to develop a sexual violence prevention plan;
- a victim service agency to develop a language access plan; and
- a focus group on elderly victims for the Hawaii Statewide Strategic Plan for Victim Services.

Manuals for detectives on investigating sexual assault cases and prosecutors on prosecuting sexual assault cases; and a training manual for sexual assault crisis counselors.

My community activities have also related to access, fairness, and victim issues. I am on the Board of Volunteer Legal Services of Hawaii and the National Consortium on Racial and Ethnic Fairness in the Courts. I also serve or have served on advisory committees for the National Center for State Courts (NCSC) National Campaign to Ensure Racial and Ethnic Fairness in the Courts; NCSC's Immigrant Women and Domestic Violence Project; and the Asian & Pacific Islander Institute on Domestic Violence's Interpretation Technical Assistance & Resource Center.

My work experience has allowed me to view the entire system – victim services, police investigations, prosecution handling of cases, and the courts. I have knowledge of the procedures and systems of each of these institutions. More importantly, I have some understanding of the difficulties victims face as they deal with the aftermath of crime. As a Commissioner, I hope to use this experience and knowledge to benefit the work of the Commission.

I again apologize to the Committee for not being able to attend the confirmation hearing in person, and I thank you for your consideration.

L. Dew Kaneshiro
94-784 Haakoa Place
Waipahu, Hawaii 96797

Honorable Will Espero
Chair, Senate Committee on Public Safety & Military Affairs
Hawaii State Senate
State Capitol
Honolulu, Hawaii 96813

Re: Nomination of L. Dew Kaneshiro to the Crime Victim Compensation Commission

Dear Senator Espero:

Thank you for giving me the opportunity to provide information relating to my nomination to the Crime Victim Compensation Commission. My responses to your questions are set forth below. Much of the information regarding my experience and background is also contained in my resume, which I believe you received from Governor Lingle's office.

(a) Why do you wish to be a member of the Crime Victim Compensation Commission?

My background and interest center on crime victims who face barriers when accessing services – individuals with limited English proficiency, the elderly, persons with disabilities, and the financially disadvantaged. Most of my projects have involved working with government and non-profit agencies to provide services to these underserved populations, and much of my work has focused on sexual violence and domestic violence issues. My hope is that this experience and subject matter knowledge will help the Commission reach and assist all victims of violent crime who are entitled to compensation.

(b) How do you perceive the role and responsibilities of a member of the Crime Victim Compensation Commission?

The Commission's primary responsibility is to hear appeals from administrative decisions ordering or denying compensation. It conducts these hearings de novo, independently evaluating evidence and applying relevant statutes and rules.

(c) Given your understanding of the role and responsibilities of a member of the Crime Victim Compensation Commission, why do you believe that you are qualified for the position? Please include a brief statement of your skills, expertise, or knowledge that would aid in your decision-making ability as a member of the Crime Victim Compensation Commission.

My legal background will be helpful in understanding, analyzing, and applying the law. I am a graduate of the New York University School and practiced law for seven years on the East Coast. I taught legal writing and analysis and appellate advocacy at the Richardson School of Law. As Project Director of the Judiciary's Office on Equality and Access to the Court, I developed and conducted workshops for judges, attorneys, and court staff.

My projects have included a manual for detectives on investigating sexual assault cases, a manual for prosecutors on prosecuting sexual assault cases, and a training manual for sexual assault crisis workers. This work required a familiarity with evidentiary procedures and an understanding of the significance of evidence. It also required an awareness of victim issues, including emotional responses and practical concerns.

My work has allowed me to view the entire system – victim services, police investigations, prosecution handling of cases, and the courts. I have knowledge of the procedures and systems of each of these institutions. More importantly, I have some understanding of the difficulties victims face as they deal with the aftermath of the crime.

(d) What do you hope to accomplish during your term of service?

I would like to work with the Commission on issues involving special populations, so that the needs and/or perspectives of each victim are recognized and accommodated. I am particularly interested in cultural and language barriers facing eligible victims who are not currently accessing the services of the Commission.

(e) Name three qualities that best describe you and that would make you stand out. How would these qualities benefit the Crime Victim Compensation Commission?

I mentioned two qualities earlier: my legal background and my awareness of victim issues. The third would be my expertise with regard to services to immigrant and limited-English proficient individuals. I have worked with government agencies and non-profits to provide effective, culturally-appropriate services to linguistic minorities. These projects included training for police, prosecutors, victim service providers, and law school faculty on identifying language needs and providing appropriate linguistic services; a language access plan for a victim service agency; and sexual violence prevention for an immigrant community.

(f) Name one previous experience that would make you stand out. How would this benefit the Crime Victim Compensation Commission?

If I had to name one experience that would be most beneficial, it would be the drafting of a crisis worker training manual for the Sex Abuse Treatment Center. This gave me a deep understanding of the emotional and practical effects of a violent crime on a victim.

(g) Can you foresee any possible conflicts of interests that could arise during your services on the Crime Victim Compensation Commission? How would you overcome any possible conflict of interest?

I am not aware of any current conflict of interest. However, if a conflict does arise, I would recuse myself from the case.

I regret that I will not be able to attend the confirmation hearing in person. I am currently traveling in New Zealand and Australia and will not be returning until after the legislative session. This does not reflect a lack of interest in my appointment to the Commission. I am very interested in the appointment, and I believe I have something positive to contribute to the Commission and the people it serves. However, the trip had been planned a year in advance.

Given that I will not be there in person, I especially appreciate this opportunity to respond to your questions. If you or members of the Senate Committee on Public Safety & Military Affairs would like to speak to me, please email me at ldk@hawaii.rr.com or leave a voicemail message at (808) 676-9711. I will call your staff to set up a time to call.

Respectfully submitted,

L. DEW KANESHIRO