

RES24-100 Testimony

MISC. COMM. 156

COUNCIL

COUNCIL Meeting

Meeting Date: Apr 17, 2024 @ 10:00 AM

Support: 2

Oppose: 20

I wish to comment: 1

Name: Brett Kulbis	Email: brett.kulbis@use.startmail.com	Zip: 96706
Representing: Self	Position: I wish to comment	Submitted: Apr 11, 2024 @ 10:18 PM
<p>Testimony:</p> <p>I oppose Resolution 24-100. This action will cost the City & County hundreds of thousands dollars. It's more like a fishing expedition since "glock switches" are already illegal without proper authorization from law enforcement or government agencies.</p> <p>I urge Councilmembers to vote NO on Resolution 24-100 and stop wasting my hard earned tax dollars.</p>		
Name: Marcus Tanaka	Email: changemyoil66@yahoo.com	Zip: 96814
Representing: Self	Position: Oppose	Submitted: Apr 12, 2024 @ 09:40 AM
<p>Testimony:</p> <p>Wait till the c&c has to defend against another lawsuit becuae this violates federal law.</p>		
Name: Michael Rice	Email: michaelirice@outlook.com	Zip: 96792
Representing: Self	Position: Oppose	Submitted: Apr 12, 2024 @ 11:15 AM
<p>Testimony:</p> <p>I stand in opposition to this resolution. It is quite frankly a waste of tax money and time. Glock will be protected under the Protection of Lawful Commerce in Arms Act. Glock has no influence or control over criminals who create 'Switches', nor can they reasonably take measures to prevent illegal full auto modifications to be made by bad actors, some of which include those with funding and support from hostile governments.</p> <p>Any modification that Glock could make in an attempt to prevent their firearms from being illegally converted into illegal full auto machine guns can be easily circumvented. In fact you can turn any semi automatic firearm into an illegal 'run away' machine gun with just a bit of glue in the right place. I myself experienced this with one of my own firearms when grime from firing the weapon built up to a point that it caused the firing pin to become stuck in the forward position and turned my firearm into a 'run away' machine gun. I have since taken steps to prevent this from happening again, however that step would not prevent deliberate modification.</p> <p>To explain, a 'Run away' Machine gun is one that once activated will continue to fire until it runs out of ammunition, or suffers a failure.</p> <p>As I mentioned, any modification Glock can reasonably make can be easily circumvented with a redesign of a 'switch', which would likely be done faster than Glock can recall, redesign, and distribute the new model. And this isn't accounting for existing firearms that would still be compatible with existing 'switches'.</p> <p>I would ask this Council if they are ready to tell HPD to give up their Glock 17 handguns and return to using 6 shot revolvers? Otherwise this resolution is nothing but an empty gesture. And I would not be surprised if Glock were to retaliate against this resolution by canceling its contract with HPD and withdrawing all support and services for the main sidearm of our police department, if not extend this retaliation to every agency within the State of Hawaii. I would also not be surprised if other gun companies followed suit and refused to do business here in Hawaii with Local and State government.</p> <p>This lawsuit is the equivalent of trying to sue Honda because people outfit their vehicles with NOS and participate in illegal street races, and if it is not laughed out of court will be very costly to the City of Honolulu.</p>		
Name: Bronson Teixeira	Email: ttallant808@gmail.com	Zip: 96732
Representing: Self	Position: Oppose	Submitted: Apr 12, 2024 @ 02:24 PM

<p>Testimony:</p> <p>I strongly oppose this, it is unconstitutional and you cannot hold a manufacturer or dealer liable for the actions of an individual that is making his or her own decision on what is so called an illegally modified firearm.</p>		
<p>Name:</p> <p>Anthony Kaaui</p>	<p>Email:</p> <p>tktrailer@yahoo.com</p>	<p>Zip:</p> <p>96792</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Apr 12, 2024 @ 02:30 PM</p>
<p>Testimony:</p> <p>Wrong to have biased representation to sue manufacturer for something that criminals do</p>		
<p>Name:</p> <p>Austin White</p>	<p>Email:</p> <p>austinowwhite@gmail.com</p>	<p>Zip:</p> <p>96789</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Apr 12, 2024 @ 02:41 PM</p>
<p>Testimony:</p> <p>I oppose this action to take legal action. Would you do the same against a car company for making vehicles that a manufactured with the ability to easily be made to go faster than 60 mph? Which, to the best of my knowledge is the fastest we are legally allowed to drive in the state. There are already laws against speeding. Why are we not prosecuting the actual criminals? As ludicrous as the analogy is, this is fact. You are wasting taxpayer dollars on lawyers to file suit in a case you will lose, as has been proven numerous times in the state.</p> <p>Mahalo</p>		
<p>Name:</p> <p>Bradd Haituka</p>	<p>Email:</p> <p>bonefishless@gmail.com</p>	<p>Zip:</p> <p>96744</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Apr 12, 2024 @ 04:24 PM</p>
<p>Testimony:</p> <p>I am opposed to taxpayer money being frivously wasted on pursuing legal action against this compnay or any other firerarms manufacturer.</p>		
<p>Name:</p> <p>Scott Grohowski</p>	<p>Email:</p> <p>scottgrohowski@yahoo.com</p>	<p>Zip:</p> <p>96744</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Apr 12, 2024 @ 07:11 PM</p>
<p>Testimony:</p> <p>THIS is what our politicians are wasting time and resources on? When has it ever been practice to sue a manufacturer of an item that was used improperly? Do we sue Heineken because people drive drunk? Do we sue Solingen because someone used a knife to kill someone? How about we vote to sue politicians that waste everyone's time and money instead? I could definitely get behind that.</p>		
<p>Name:</p> <p>Charles-Michael Victorino</p>	<p>Email:</p> <p>victorinokeao@yahoo.com</p>	<p>Zip:</p> <p>96797</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Apr 12, 2024 @ 10:17 PM</p>
<p>Testimony:</p> <p>I oppose retaining Gifford law center to sue Glock because I feel it is fiscally irresponsible. That money could be spent other places or not at all instead of adding to the deficit in the budget. We don't blame Toyota when a drunk driver kills someone because the problem is not the tool it's the personal and individual responsibility of the person committing the crime</p>		
<p>Name:</p> <p>Michael Hopper</p>	<p>Email:</p> <p>michaelhopper3@yahoo.com</p>	<p>Zip:</p> <p>93035</p>
<p>Representing:</p> <p>Self</p>	<p>Position:</p> <p>Oppose</p>	<p>Submitted:</p> <p>Apr 13, 2024 @ 03:46 AM</p>

Testimony:

It seems as though The State of Hawaii is unaware of the PLCAA. Here's a link to Wikipedia

https://en.m.wikipedia.org/wiki/Protection_of_Lawful_Commerce_in_Arms_Act

After you take a look at the link you'll find that what you are doing is setting yourself up for a big loss. The end result will be the loss of tax dollars to pay for legal costs for Glock. They are federally protected as a manufacturer against lawfare of this type and frivolous lawsuits such as this. I understand that lately the so-called leadership of Hawaii is upset that they can't violate the constitutional rights of their citizens so now they decided violate federal law as well. Hopefully, this case is thrown out at the earliest possible stage to save the citizens of Hawaii as much money as possible.

Name:

Ryota Takuma

Email:

xenissance@gmail.com

Zip:

96814

Representing:

Self

Position:

Oppose

Submitted:

Apr 13, 2024 @ 09:08 AM

Testimony:

I oppose this bill due to that suing a firearms manufacturer or gun shop that did no wrong in its design of the firearm sold to civilians is being wrongfully manipulated by criminals who illegal modify the gun for nefarious purposes in this case of Denton who is pursuing action to sue Glock.

Name:

Wayne Asam

Email:

crypto1300@gmail.com

Zip:

96782

Representing:

Self

Position:

Oppose

Submitted:

Apr 13, 2024 @ 10:39 AM

Testimony:

I am writing to express my strong opposition to the proposed legal action against Glock as outlined in the recent bill referencing Hawaii's state law under Act 28. While I understand the importance of ensuring public safety and upholding gun control laws, I believe that targeting Glock in this manner is misguided and unjust.

Firstly, it is essential to address the specific allegations against Glock regarding the modification of their handguns into fully automatic weapons. While it is true that certain modifications can potentially alter the functionality of firearms, it is unfair to solely hold Glock accountable for the actions of individuals who illegally modify their weapons. Glock manufactures firearms that comply with all relevant federal and state laws, and they cannot be held responsible for how individuals choose to modify their products after purchase.

Furthermore, the proposal to hire specialized legal experts from the Giffords Law Center to Prevent Gun Violence and Dentons law firm as special deputies corporation counsel raises concerns about impartiality and fairness. These firms are known for their strong advocacy in favor of gun control measures, which may bias their approach to this case. It is crucial that any legal proceedings involving such significant implications for a company like Glock are conducted with neutrality and objectivity.

Moreover, the scope of the proposed legal action, including seeking injunctive relief and damages, seems disproportionate to the alleged offenses. Punitive measures of this magnitude should be reserved for cases where there is clear evidence of deliberate wrongdoing or negligence on the part of the defendant. In this instance, there is insufficient evidence to suggest that Glock has actively facilitated or encouraged the illegal modification of their firearms.

Lastly, I urge the Honolulu City Council to carefully consider the broader implications of consenting to this legal action. Initiating litigation against Glock could set a concerning precedent for targeting firearms manufacturers based on unsubstantiated claims of wrongdoing. Such actions may have detrimental effects on the firearms industry as a whole, potentially stifling innovation and imposing undue burdens on responsible manufacturers.

In conclusion, I respectfully request that the Honolulu City Council reconsider the proposed legal action against Glock and instead focus on more effective strategies for addressing gun violence and promoting responsible firearm ownership. Thank you for considering my perspective on this matter.

Sincerely,

Wayne Asam

Name:

Email:

Zip:

Kealoha Martin	martinkealoha416@gmail.com	96737
Representing: Self	Position: Oppose	Submitted: Apr 13, 2024 @ 08:36 PM
Testimony: I oppose This Resolution.It does nothing to make our state safer.Please focus on Better things than wasting tax payer dollars on Nonsense Resolutions.		
Name: tony lee	Email: ling0821@hotmail.com	Zip: 96789
Representing: Self	Position: Oppose	Submitted: Apr 14, 2024 @ 05:53 AM
Testimony: OPPOSE! Waste of taxpayers money!		
Name: Stephen Hazam	Email: sthazam@yahoo.com	Zip: 96814
Representing: Self	Position: Oppose	Submitted: Apr 14, 2024 @ 08:42 PM
Testimony: Please OPPOSE RES24-100 We should not waste taxpayer resources on this absurd attempt to move accountability from an individual who illegally modified a legal firearm to create an illegal firearm, to the manufacturer. It defies logic. Please OPPOSE RES24-100		
Name: John Terry	Email: jack4002@me.com	Zip: 96744
Representing: Self	Position: Oppose	Submitted: Apr 15, 2024 @ 08:42 AM
Testimony: I oppose Resolution 24-100 and any effort to retain the Giffords Law Center to Prevent Gun Violence and the Dentons law firm as special deputy corporation counsel. These openly anti-2A firms are merely seeking an income stream from the City & County by funneling Hawaii taxpayer dollars into their organizations under the guise of reducing "gun violence." The resolution's proposed legal action is to hold Glock accountable for failing to prevent the modification of their handguns into fully automatic weapons, thus creating what the bill terms as "abnormally dangerous weapons." Similar efforts to regulate "abnormally dangerous" guns in California (assisted by Giffords and others) have been blocked by the Federal Court for violating the Constitution. Glock has no control over criminals who create 'Switches,' nor can they reasonably take measures to prevent illegal full-auto modifications from being made. This is why Glock and other firearms manufacturers will be protected from this frivolous legal action under the Protection of Lawful Commerce in Arms Act. I urge the council members to refrain from supporting Resolution 24-100. I would encourage the council to focus its efforts on removing the "abnormally dangerous criminals" from our society and not on the resolution's financially irresponsible targeting of the firearms industry.		
Name: David Soon	Email: dnrhand@aol.com	Zip: 96797
Representing: Self	Position: Oppose	Submitted: Apr 15, 2024 @ 03:23 PM
Testimony: Message to the city council... To file a lawsuit against the maker of all the service pistols at HPD is like shooting yourself in the foot.		

Don't bite the hand that feeds you.

It's also a waste of MY precious tax dollars.

It sure seems like there are insufficient tax dollars to provide normal public services already.

I requested to have the children's playground in my neighborhood fixed well over a year ago.

It is still broken and missing many parts.

I took pictures and wrote messages, and nothing ever happened.

Name: Thomas M McCamley	Email: mccamley@hawaiiantel.net	Zip: 96819
Representing: Self	Position: Oppose	Submitted: Apr 15, 2024 @ 06:16 PM

Testimony:

I strongly oppose RES24-100, which is clear attempt to divert taxpayer funds to an anti-2nd Amendment lobbying group, using as pretext the illegal production of devices which, by replacing the manufacturers authorized parts, defeat the design and safety features of the Glock pistol. It is obvious that not one penny of taxpayer funds misappropriated in this way will go to the interdiction of these unlawful actors. There are many thousands of lawful gun owners who stand ready to hold County and State government officials accountable at the ballot box for such anti-2nd Amendment agendas.

Name: RYAN TINAJERO	Email: legislativeaction@808anon808.anonaddy.me	Zip: 96744
Representing: Self	Position: Oppose	Submitted: Apr 15, 2024 @ 09:04 PM

Name: JOHN D'ADAMO III	Email: dadamo@hawaiiantel.net	Zip: 96795
Representing: Self	Position: Oppose	Submitted: Apr 16, 2024 @ 11:25 AM

Testimony:

I strongly opposed RES24-100

Waste of time and money

If you win it won't change a criminal to a law-abiding citizen

Name: James Wallace	Email: diehd49@yahoo.com	Zip: 96792
Representing: Self	Position: Oppose	Submitted: Apr 16, 2024 @ 01:22 PM

Testimony:

I oppose Res204-100..Seems another attack on second amendment.Bill should go after criminals,not anti criminal solutions.Maybe that's why criminal activity and crime is going up.Ignoring criminal behavior and going after anti-criminal solution is dumb.

Name: Jay Henderson	Email: jayhenderson43@gmail.com	Zip: 96815-1458
Representing: Self	Position: Support	Submitted: Apr 16, 2024 @ 05:35 PM

Testimony:

I wish to support this resolution that would retain the services of the Giffords Law Center in stopping Glock from selling pistols that are easily turned into illegal machine guns. Theb resolution would enable the law suit to go forward. Thank you.

Name: Erica Yamauchi	Email: aloha@ericayamauchi.com	Zip: 96816
Representing: Self	Position: Support	Submitted: Apr 16, 2024 @ 07:08 PM

Testimony:

As your constituent, I urge you please support RES24-100 which would allow Hawaii to initiate legal action against Glock for allowing their handguns to be modified into automatic assault weapons with devices called Glock Switches.

Across the U.S., handguns with Glock Switches have been used to carry out mass shootings. In Cincinnati, OH, a shooter fired nearly two dozen bullets in a matter of seconds, killing one person and injuring five others. Guns with Glock Switches were also used in shootings in Alabama and California that killed a combined 10 people.

These weapons are increasingly being used in mass shootings because they easily turn a legal firearm into an illegal automatic weapon, capable of massive destruction. This is a recipe for disaster, and it's past time we act. One report found a 570% increase in Glock Switches from 2017 to 2021. They can be bought online for under \$50 and can even be 3D printed at home. Their increased presence in Hawaii puts our community in danger — and that is why I urge you to take action against them.

At least one other state has already taken legal action against Glock for doing nothing to stop their handguns from being converted into automatic weapons. It is time Hawaii does the same, so please, support RES24-100. Thank you for your time and consideration on this important issue. Our community is counting on your support.

City Council Resolution No. 24-100

TO AUTHORIZE THE DEPARTMENT OF THE CORPORATION COUNSEL TO INITIATE LEGAL ACTION AGAINST A FIREARM INDUSTRY MEMBER AND TO RETAIN ATTORNEYS AS SPECIAL DEPUTIES CORPORATION COUNSEL.

City Council District: 3
Constituent Stance: Oppose

Regular Meeting

City Council Chamber

20th Session

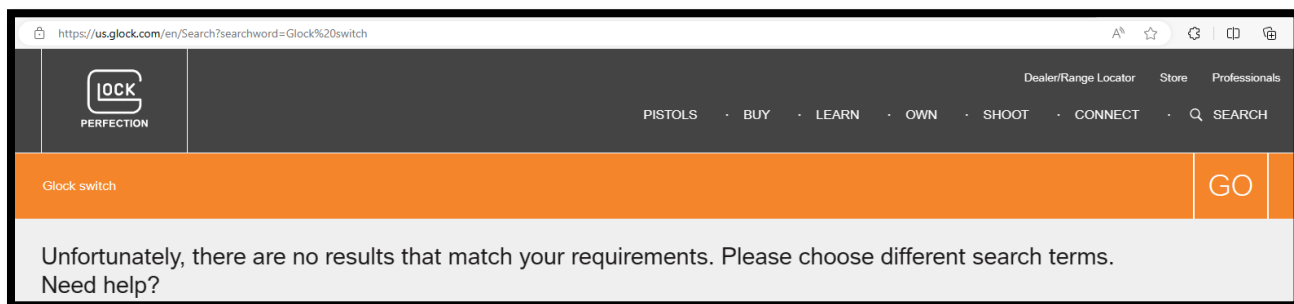
Wednesday, April 17, 2024

10 A.M.

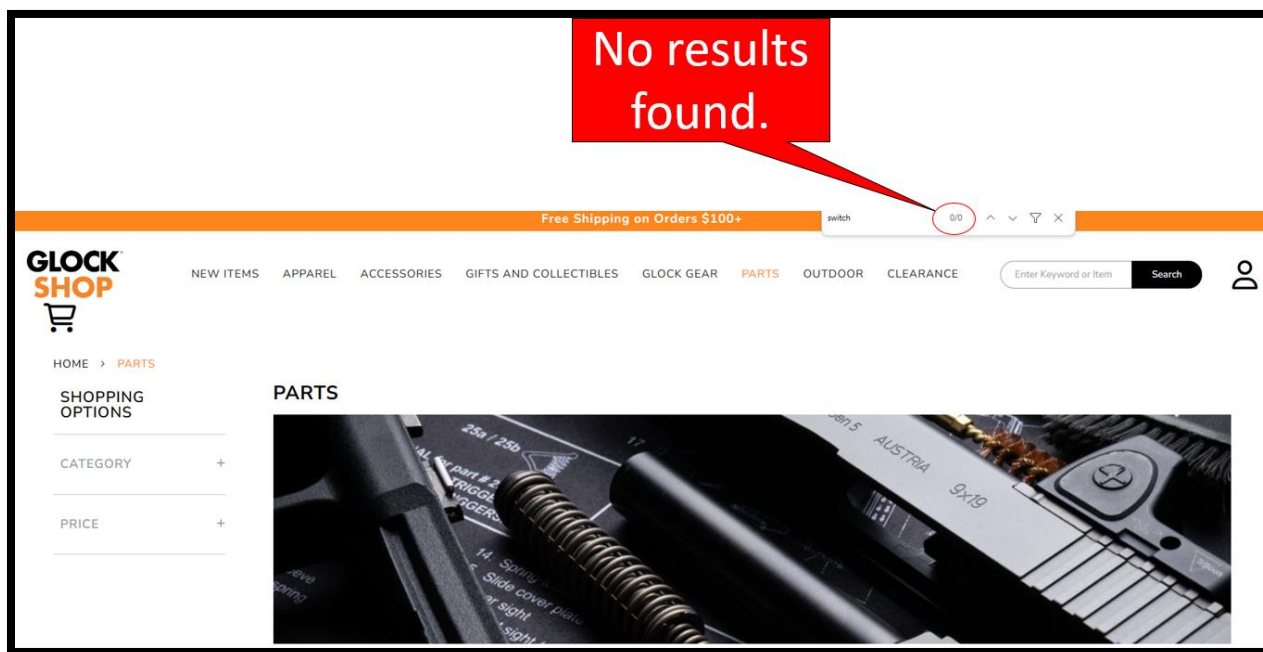
Councilmembers,

I **oppose** the City Council's proposed **Resolution No. 24-100 (RES24-100)** because it serves as a frivolous virtue-signaling resolution that will not deter hardened criminals who bring harm upon constituents using other various forms of violence that do not require the use of Glock pistols. Rather than focus precious legal action against actual criminals, RES24-100 will waste tax-payer resources by attempting to harass an out-of-state manufacturer that does not even produce the alleged illegal mechanisms that enable the illegal operation of firearms as asserted in RES24-100.

The City and County ("City") has failed to clearly articulate the fact that GLOCK, Incorporated (Glock, Inc.) does not manufacture the so-called "Glock switches" [sic] as cited in RES24-100. Anyone who takes any bare minimum effort to actually search the official Glock firearms website should not be surprised that the notorious "Glock switch," auto-sear, or any component that can convert a Glock pistol into a fully automatic firearm is not available on the actual manufacturer's website since no such parts have been manufactured by the organization.

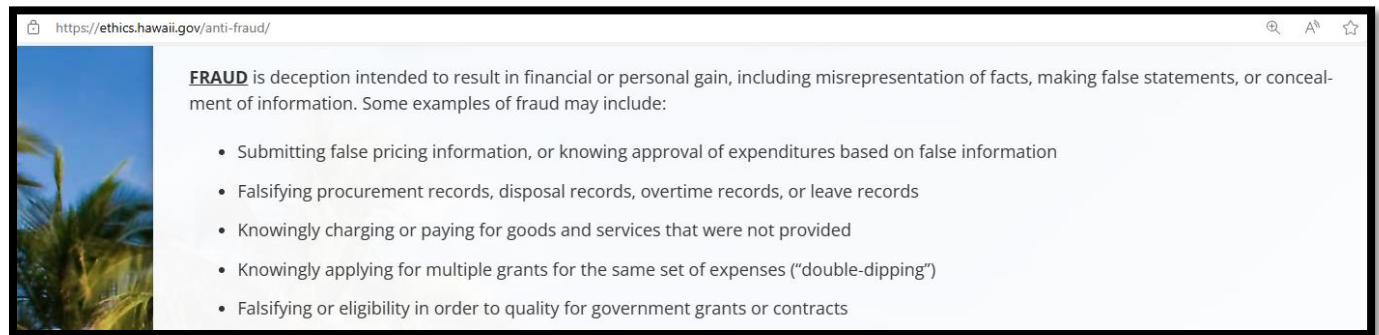


Source: <https://us.glock.com/en/Search?searchword=Glock%20switch>



Source: <https://store.glock.us/parts>

Such blatant ignorance is inexcusable and cannot serve as a basis for wasting tax-payer funds via superfluous legal action. The City's misrepresentation of fact concerning so-called "Glock switches" in RES24-100 is not only negligent, but also fits the definition of the Hawaii State Ethics Commission's definition of fraud:



Source: <https://ethics.hawaii.gov/anti-fraud/>

Before attempting to hold external entities accountable for supposed proliferation of parts that they don't actually manufacture, the City should be more introspective and correct its own fraudulent claims in order to establish a valid foundation for legal action.

GLOCK, Inc. is not a policymaking entity and cannot definitively affect local public safety legislation in the same manner that the City can. The City, by contrast, can recruit and retain law enforcement personnel to combat crime and enhance public safety whereas private entities have no such jurisdiction. Accordingly, it would be prudent for the City to enhance on its efforts to provision and sustain law enforcement capabilities in order to positively counteract crime and secure public safety.

Thank you for reviewing my testimony.

Respectfully,

Ryan C. Tinajero

Constituent of City Council **District 3: Kāneʻohe**