'24JUN24 AM 11:41 CITY CLERK

OFFICE OF THE MAYOR
KE KE'ENA O KA MEIA
CITY AND COUNTY OF HONOLULU
530 SOUTH KING STREET, ROOM 300 • HONOLULU, HAWAI'I 96813
PHONE: (808) 768-4141 • FAX: (808) 768-4242 • INTERNET: www.honolulu.gov

RICK BLANGIARDI
MAYOR
MEIA

MICHAEL D. FORMBY
MANAGING DIRECTOR
PO'O HO'OKELE

KRISHNA F. JAYARAM
DEPUTY MANAGING DIRECTOR
HOPE PO'O HO'OKELE

June 21, 2024

The Honorable Tommy Waters
Chair and Presiding Officer
and Members
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawai'i 96813

Dear Chair Waters and Councilmembers:

Pursuant to Section 13-103(b) of the Revised Charter of the City and County of Honolulu, I hereby appoint, subject to confirmation by your Honorable Body, Mr. Jeffrey Portnoy to the Civil Service Commission. Mr. Portnoy will serve for a term to expire on June 30, 2026. I would appreciate your favorable consideration of Mr. Portnoy's appointment and request adoption by the City Council in the most expedient manner possible.

I have enclosed a draft resolution and Mr. Portnoy's personal information for your review. For any general inquiries you may have regarding this appointment, please contact my executive assistant, Kevan Wong, at 768-6608.

Sincerely,

Rick Blangiardi
Mayor

Enclosures

cc: Mr. Jeffrey Portnoy
Department of Human Resources
Civil Service Commission
Ethics Commission

MAYOR'S MESSAGE 103

HONOLULU CITY COUNCIL

KE KANIHELA O KE KALANA O HONOLULU

CITY AND COUNTY OF HONOLULU

No._____

RESOLUTION

CONFIRMING THE APPOINTMENT OF JEFFREY PORTNOY TO SERVE ON THE CIVIL SERVICE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

WHEREAS, Section 6-1110, Revised Charter of the City and County of Honolulu 1973 (2017 Edition) ("Charter"), establishes a Civil Service Commission ("Commission") consisting of five members; and

WHEREAS, Charter Section 6-1110 sets forth the powers, duties, and functions of the Commission; and

WHEREAS, pursuant to Charter Section 13-103, the members of the Commission are appointed by the Mayor and confirmed by the City Council ("Council") and serve for staggered five-year terms; and

WHEREAS, by Mayor's Letter, dated June 21, 2024, the Mayor has appointed Mr. Portnoy to the Commission; and

WHEREAS, if confirmed by the Council, Mr. Portnoy will serve for a term to expire on June 30, 2026; and

WHEREAS, pursuant to Section 6-1110 of the Charter, Commission members must believe in the principles of the merit system in public employment, one member shall be selected from private industry in either skilled or unskilled labor, and no more than three members of the Commission may belong to the same political party; and

WHEREAS, Charter Section 13-103, which applies to the Commission, requires that appointees to all City boards and commissions be registered voters of the City; and

WHEREAS, the Council of the City and County of Honolulu has reviewed Mr. Portnoy's qualifications and character and finds that he qualifies to serve on the Commission and deserves confirmation; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that it confirms the appointment of Mr. Jeffrey Portnoy to the Civil Service Commission for a term expiring on June 30, 2026; and

BE IT FURTHER RESOLVED that the Council expresses its gratitude and appreciation to Mr. Portnoy for his willingness to be considered for public service and actively participate in city government; and

HONOLULU CITY COUNCIL

KE KANIHELA O KE KALANA O HONOLULU

CITY AND COUNTY OF HONOLULU

No._____

RESOLUTION

BE IT FINALLY RESOLVED that copies of this resolution be transmitted to the Mayor, the Chair of the Civil Service Commission, and Jeffrey Portnoy.

INTRODUCED BY:

_____

_____

_____

_____

_____

_____

DATE OF INTRODUCTION: _____

_____

_____ _____

Honolulu, Hawai'i Councilmembers

CITY AND COUNTY OF HONOLULU
NOMINEE/APPOINTEE FORM

1. Position Nominated to: Civil Service Commission

2. Name: Jeffrey S. PORTNOY
(First) (Middle) (Last)

3. Are you a citizen of the United States? -select- yes
Are you a resident of the City and County of Honolulu? -select- yes If yes, how long -select- 17 years
Are you a registered voter in the City and County of Honolulu? -select- yes

4. Occupation: Attorney

5. Name and address of employer or firm:
Cades Schutte
1000 Bishop St Hon HI 96813

6. Does your employer do any business with the City and County of Honolulu? -select- NO
If yes, state the nature of business and approximate dollar amount in the last five years:

7. Do you or does any member of your immediate family hold office or own stock in any firm?
-select- NO Local Companies

8. Does the firm do business with the City and County of Honolulu? -select- NO
If yes, provide details including the name(s) of the firm:

9. Do you have any part-time employment, professional activity, or financial interests other than those indicated in the previous question? -select- NO
If yes, provide details:

10. Do you foresee any possible conflict between your present work, financial investments, business transactions or any other activity which would be incompatible with the proper discharge of your official duties or hinder you from effectively carrying out the duties for which you have been appointed? -select- NO

11. Are any members of your family employed by the City and County of Honolulu or any attached agency? -select- NO
If yes, please specify the department and division:

12. Are there any incidents in your past that may jeopardize your nomination? -select- NO

13. Have you ever been convicted of a felony? -select- NO If yes, provide details:

14. Education:

Syracuse Univ B.A. 1969
Duke Univ School of Law J.D 1972

15. Provide a summary of major work experience for the last ten (10) years. Begin with your present job including military (attach additional sheets if necessary or resume):

At my law firm for 5 decades

16. Community activities, etc. (also list any service on any other board or commission Federal, State or County):

Many - President - Board - Manoa Valley Theatre
Judicial Selection Commission
American Cancer Society - Hawaii chapter

17. Have you ever been a member of a board or commission with the City and County of Honolulu?

-select- yes

If yes, provide name(s) of board/commission:

Neighborhood Commission Chair
Ethics

18. Will you be able to commit to the full term of this appointment? -select- yes

19. Will you be able to commit to meeting dates and times? -select- yes

20. Are you regularly away from Honolulu? -select- If yes, please explain:

Work + Pleasure trips

21. Are you willing to make a confidential financial disclosure to the city Ethics Commission upon appointment and yearly thereafter? -select- yes

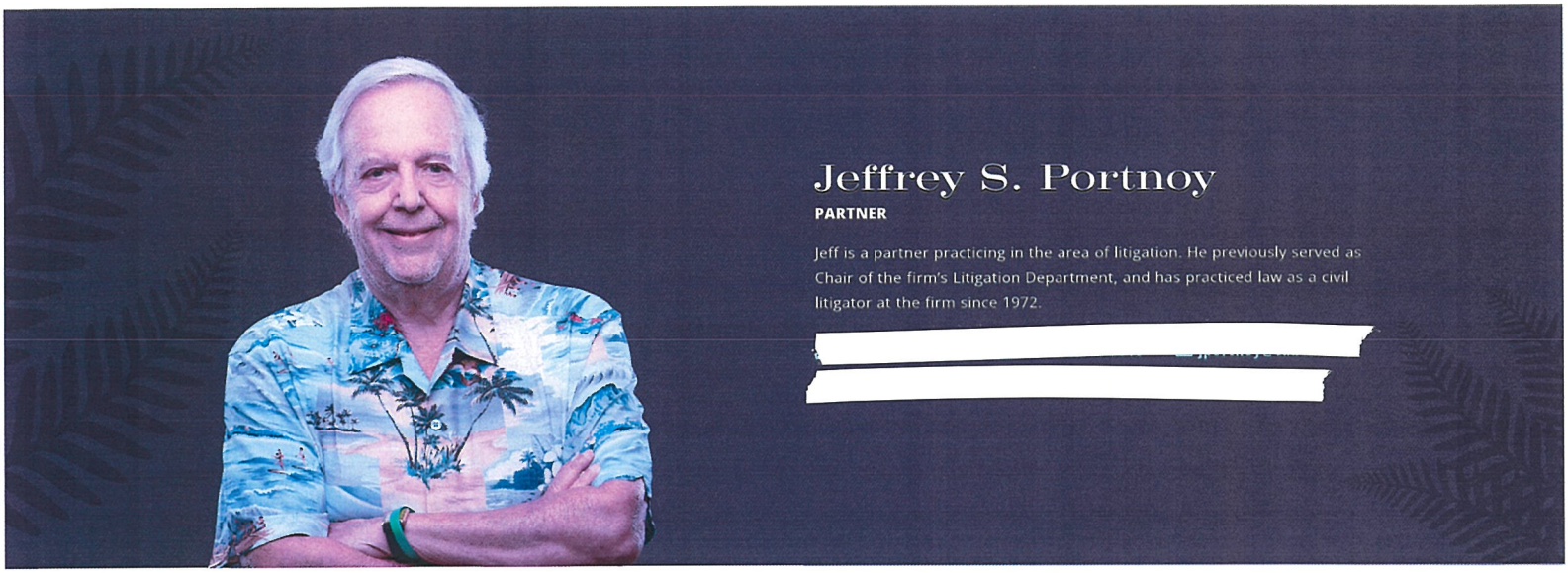
22. What do you understand to be the prime duties of your county appointment?

Preside with Rules n Charter
Hear Appeals
Advise the Mayor n Hot Issues

The above statements made by me are true, complete, and correct to the best of my knowledge and belief and are made in good faith.

(Signature) 6/17/24 (Date)

The above statements made by me are true, complete, and correct to the best of my knowledge and ***The completed form and any attachment(s) will be posted by the City Clerk and available on the City's DocuShare Website.***



Jeffrey S. Portnoy

PARTNER

Jeff is a partner practicing in the area of litigation. He previously served as Chair of the firm's Litigation Department, and has practiced law as a civil litigator at the firm since 1972.

[redacted]

Overview

Jeff is a partner practicing in the area of litigation. He previously served as Chair of the firm's Litigation Department, and has practiced law as a civil litigator at the firm since 1972.

Jeff has 50 years of extensive litigation and alternative dispute resolution experience in several areas of substantive law, including insurance, employment, mass tort, product liability, media, securities, and medical and legal professional errors and omissions.

Jeff currently serves as Treasurer for the Ninth Circuit Historical Society. He was President of the Hawaii State Bar Association (HSBA) in 2007. He is also a past President of the Hawai'i Chapter of the Federal Bar Association, and he served two three year terms as a Hawai'i lawyer representative to the Ninth Circuit Court of Appeals. He was recently elected to serve as a HSBA representation to the State Judicial Selection Commission.

He was Chairman of the United States District Court Advisory (Biden) Committee. He also served as a Hawai'i State Per Diem Judge and as an Adjunct Professor at the University of Hawai'i. He is President of the Hawai'i ABOTA chapter. Jeff has also served as the Hawai'i State Representative to the Defense Research Institute as well as the HSBA's representative to the ABA's House of Delegates. He also served a five year term on the University of Hawai'i Board of Regents.

He has been named *Best Lawyers*® Lawyer of the Year for Legal Malpractice Law – Defendants (2016), Bet-the-Company Litigation (2013), and Insurance Law (2011). He has been recognized by Best Lawyers in America in several practice areas, including Commercial Litigation, Litigation – First Amendment, Insurance Law, Legal Malpractice Law – Defendants, Personal Injury Litigation – Defendants, Litigation – Labor and Employment, and Bet-the-Company Litigation for over 25 years. Jeff is listed in Who's Who in America, and has been the recipient of several local and national awards, including the Society of Professional Journalists' First Amendment Award, and the Exceptional Performance Award from the Defense Research Institute. Among other state and national recognitions, he has been selected several times as one of the leading litigators in Hawai'i by *Chambers & Partners* USA and several other publications. In 2016, he was recognized as the top Civil Litigation Lawyer by Hawai'i *Super Lawyers* List.

Practices & Industries

- **Coronavirus Response**
- **Educational Institutions**
- **Employment Law & Labor Relations**
- **First Amendment, Advertising, Media & Entertainment**
- **Health Care**
- **Insurance Coverage & Defense**
- **Intellectual Property**
- **Litigation**
  - Alternative Dispute Resolution
  - Commercial Disputes
- **Professional Liability**
- **Technology**

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In his spare time, he served as President of Manoa Valley Theatre's Board of Directors for 25 years and was the color analyst for University of Hawai'i basketball for almost three decades. Jeff has served as a visiting Professor of Law at the Debrecen School of Law, Debrecen, Hungary, in Tartu, Estonia, and in Warsaw, Poland. He also served on the Board of Mothers Against Drunk Driving and the Hawai'i Chapter of the American Cancer Society.

Noteworthy

Awards

- Listed in *Chambers & Partners*, USA Guide, since 2003
- Listed in *Best Lawyers*® for over 25 years, since 1993
  - Commercial Litigation
  - Litigation – First Amendment
  - Insurance Law
  - Legal Malpractice Law- Defendants
  - Personal Injury Litigation- Defendants
  - Litigation – Labor and Employment
  - Bet-the-Company Litigation
- *Martindale-Hubbell* AV Preeminent® Peer Review Rated, since 1984
- *Martindale-Hubbell* AV Preeminent® Rating Judicial Edition, for four decades
- *Who's Who in America*
- *Who's Who Legal*: USA, Commercial Litigation since 2006
- *Who's Who Legal*: Management Labour & Employment, 2021
- *Benchmark Litigation*: Local Litigation Star, since 2013
- American Society of Legal Advocates – Top 100 Litigation Lawyers
- *Best Lawyers*® Lawyer of the Year for 2016 – Legal Malpractice Law-Defendants
- *Best Lawyers*® Lawyer of the Year for 2013 – Bet-The-Company Litigation
- *Best Lawyers*® Lawyer of the Year for 2011 – Insurance Law
- Selected by Mayor Peter Carlisle to serve on City & County of Honolulu Ethics Commission
- Selected by Governor Neil Abercrombie (2011-2017) to serve on Judicial Selection Commission
- Listed in *Super Lawyers*® since 2008
- State Leadership Award, Defense Research Institute, 1999
  Society of Professional Journalists, First Amendment Award, 1995
- Exceptional Performance Award, Defense Research Institute, 1991 and 1993
- Elected to Membership, International Association of Defense Counsel, 1991
- Freedom of the Press Award, Society of Professional
- Journalists Hawai'i Chapter, 1983

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Credentials

Education

- J.D. (1972), Duke University School of Law
- B.A. (1969), Syracuse University

Publications

- "Are There Limits on Free Speech?" *What's the Law KHON2* Podcast (August 8, 2022) (Interviewee)
- "Column: Legislature Should Let Public See Police Misconduct Records," *Honolulu Star Advertiser* (June 15, 2020) (Co-Author)
- "The Most Interesting Man in Honolulu," *Midweek* (February 24, 2015) (Featured in Cover Story)
- "To Attack or Not to Attack," *Communications Lawyer, The Journal of Media, Information, and Communications Law*, Vol. 26, No. 3, 23-24 (July 2009) (Author)
- "Mass Communication Law in Hawaii," *New Forums Press, Inc.* (1994) (Co-Author)
- "Hawai'i Chapter," *Libel Defense Resource Center 50 State Survey*, Media Privacy and Related Law (1982 – present)
- "Manual on Access to Government – Hawai'i Chapter," *Reporters Committee for Freedom of the Press*
- "*The Lum Court and the First Amendment*," *Western Newspaper Publishing Co.*, University of Hawai'i Law Review, Vol. 14, No. 1, 393-420
- Speaker, teacher, and author at numerous programs and seminars on media law, employment law, personal injury law, trial tactics, and commercial litigation.

Speaking Engagements

- "You've Been Sued! Keep Calm and Follow These Tips," 20th Annual Labor & Employment Law Advanced Practices Symposium (March 2024) (Panelist with Charles High)

Office of the City Clerk

CITY AND COUNTY OF HONOLULU
STATE OF HAWAII

Voter Certificate

I, Glen I. Takahashi, City Clerk of the City & County of Honolulu, State of Hawaii do hereby certify that,

JEFFREY S. PORTNOY

a resident of the City and County of Honolulu, State of Hawaii is a duly registered elector (voter) of

Precinct, 03 *Representative District, 19* *State of Hawaii*

Voter ID No: 1694140 *Registration Date: 06/16/1972*

Date of Birth:

In Witness Whereof, I have hereunto set my hand and caused the Seal of the City and County of Honolulu to be affixed on June 21, 2024.

Signature Block

Signature of Elector

Glen I. Takahashi, City Clerk
City and County of Honolulu
State of Hawaii