



HONOLULU CITY COUNCIL
KE KANIHELA O KE KALANA O HONOLULU
CITY AND COUNTY OF HONOLULU

No. 24-249

RESOLUTION

TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-2400089 TO CONTINUE THE SERVICES OF KOBAYASHI SUGITA & GODA, LLP, AS SPECIAL DEPUTY CORPORATION COUNSEL TO REPRESENT DEFENDANTS HONOLULU LIQUOR COMMISSION, JACOB FEARS, GLEN NISHIGATA AND CATHERINE FONTAINE IN THE LEGAL ACTION ENTITLED JHUMAR RAY WAITE V. HONOLULU LIQUOR COMMISSION, ET AL., CASE NO. CV23-00356 JAO/RT (USDC).

WHEREAS, by way of Resolution 23-292, the Council of the City and County of Honolulu ("Council") approved the retention of the firm of Kobayashi Sugita & Goda, LLP ("KSG") as Special Deputy Corporation Counsel to represent defendants Honolulu Liquor Commission ("HLC"), Jacob Fears ("Fears"), Glen Nishigata (Nishigata") and Catherine Fontaine (Fontaine) in the legal action entitled Jhumar Ray Waite v. Honolulu Liquor Commission, et al., Case No. CV23-00356 JAO/RT (USDC); and

WHEREAS, by way of Resolution 23-292, the Council authorized an allotment to Special Deputy Corporation Counsel in the amount of \$50,000.00 for legal fees and costs in the representation of Defendants HLC, Fears, Nishigata and Fontaine in the above-referenced legal action; and

WHEREAS, KSG subsequently provided an estimated budget of \$165,000.00 to defend the case. To date, KSG has billed the amount of \$34,627.17. As such, additional funds are necessary to provide the ongoing essential representation of the Defendants; and

WHEREAS, based on the above, an increase in the amount of fees of contract is warranted, and Corporation Counsel has recommended the allotment of additional sums; now, therefore,

BE IT RESOLVED by the Council, pursuant to Sections 5-203 and 5-204 of the Revised Charter of the City and County of Honolulu 1973 (2017 Edition), that an additional \$115,000.00 be allotted for the payment to the law firm of Kobayashi Sugita & Goda, LLP as Special Deputy Corporation Counsel to represent defendants HLC, Fears, Nishigata and Fontaine, in accordance with all of the terms and conditions set forth in Resolution No. 23-292, bringing the total amount authorized by Council resolution to \$165,000.00; and



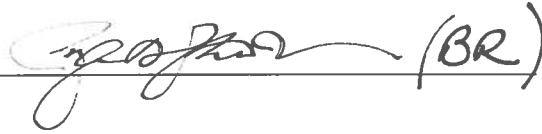
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BE IT FINALLY RESOLVED by the Council that the Clerk be and is hereby directed to transmit copies of this Resolution to the Corporation Counsel and the law firm of Kobayashi Sugita & Goda LLP, 999 Bishop Street, 26th Floor, Honolulu, Hawai'i 96813.

INTRODUCED BY:

 (BR)

DATE OF INTRODUCTION:

OCT 03 2024

Honolulu, Hawai'i

Councilmembers

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 24-249

Introduced: 10/03/24 By: TYLER DOS SANTOS-TAM - BY REQUEST Committee: EXECUTIVE MATTERS AND LEGAL AFFAIRS (EMLA)

Title: TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-2400089 TO CONTINUE THE SERVICES OF KOBAYASHI SUGITA & GODA, LLP, AS SPECIAL DEPUTY CORPORATION COUNSEL TO REPRESENT DEFENDANTS HONOLULU LIQUOR COMMISSION, JACOB FEARS, GLEN NISHIGATA AND CATHERINE FONTAINE IN THE LEGAL ACTION ENTITLED JHUMAR RAY WAITE V. HONOLULU LIQUOR COMMISSION, ET AL., CASE NO. CV23-00356 JAO/RT (USDC).

Voting Legend: * = Aye w/Reservations

09/24/24 Reported out for adoption.

CR-279

9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA*, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER

10/03/24 INTRO Introduced.

10/09/24 CCL Committee report and Resolution were adopted.

9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA*, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.



 GLEN I. TAKAHASHI, CITY CLERK



TOMMY WATERS, CHAIR AND PRESIDING OFFICER