

MINUTES OF THE MEETING OF THE DEFENDER COUNCIL

DATE: November 18, 2022

TIME: 10:00 a.m.

Join Zoom Meeting

<https://us02web.zoom.us/j/89624548194?pwd=Y2VKWVpsRHNuZGp1QTY3YzhDcGREZz09>

Meeting ID: 896 2454 8194

Passcode: 365598

MEMBERS PRESENT: Craig De Costa
Stanton Oshiro
Crystal Glendon
Gina Gormley
David Hayakawa VIA ZOOM

ALSO PRESENT: Randall Nishiyama, Deputy Attorney General
James Tabe, Public Defender VIA ZOOM
Lee Hayakawa, Assistant Public Defender

Virtual meeting called to order at 10:08 a.m. by Chair De Costa.

Public Testimony: Open to public at 10:11 a.m. NO public testimony.

Approval of Minutes from prior meeting held on October 14, 2022:

Due to an error of protocols of posting of the agenda and meeting to public calendar, the meeting held on October 14, 2022, and all decisions made in that meeting were ratified.

Minutes for October 28, 2022 was moved for approval by members.

Agenda for meeting was motioned for approval by Member Oshiro and was seconded by Member Glendon.

Report by Public Defender James Tabe:

1. Notices of resignation recently made at the Oahu, Maui and Hilo offices.
2. Oahu office hired Ana Kia for Community Outreach Court Intake Coordinator position.
3. Office will be able to pay HSBA dues in December.
4. State v. Obrero update

It does not appear that the Legislature will convene a special legislative session to address State v. Obrero.

The Supreme Court denied our writ of mandamus in regard to the application of Hawai'i Rules of Penal Procedure Rule 12(g). The Court, however, limited the length of detention to 60 days.

Executive session:

10:18 a.m. Chair De Costa entertaining a motion to go into executive session. Member Oshiro moved to go into executive session. Member Glendon seconded the motion. No discussion. Unanimously approved. Motion carried.

Council went into executive session at 10:23 a.m.

Council reconvened at 11:45 a.m.

Member Oshiro is excused by members.

Next meeting:

Next meeting scheduled for Friday, December 2, 2022, at 10:00 a.m. VIA ZOOM to address concerns with the evaluations.

Adjournment:

The meeting was adjourned at 11:47 a.m.