Kaialiʻi Kahele - *Chairperson*
Keoni Souza - *Vice Chairperson*
Dan Ahuna - *Trustee, Kauaʻi & Niʻihau*
Kaleihikina Akaka - *Trustee, Oʻahu*
Keliʻi Akina, Ph.D. -*Trustee, At-Large*
Luana Alapa -*Trustee, Molokaʻi & Lānaʻi*
Brickwood Galuteria -*Trustee, At-Large*
Carmen "Hulu" Lindsey -*Trustee, Maui*
John D. Waihee IV -*Trustee, At-Large*

OFFICE OF HAWAIIAN AFFAIRS
BOARD OF TRUSTEES
560 N. Nimitz Hwy., Suite 200
Honolulu, HI 96817

Phone: (808) 594-1888
Fax: (808) 594-1868

MEETING OF THE BOARD OF TRUSTEES

DATE: Monday, November 2, 2026
TIME: 9:00 A.M.
PLACE: Remote Meeting via Interactive Conference Technology

This meeting will be held virtually and may be viewed live via OHA's website at www.oha.org/livestream or listened to by phone by dialing (213) 338-8477 and entering Webinar ID: 988 1239 4363. Additionally, this meeting can be viewed live on ʻŌlelo Community Media https://olelo.org/. A physical meeting location will be open to the public for those who wish to provide oral testimony or observe the meeting in person at: Office of Hawaiian Affairs, 560 N. Nimitz Hwy., Suite 200, Honolulu, HI 96817.

AGENDA

I. Call to Order

II. Approval of Minutes
- **A. October 26, 2026**

III. New Business
- **A. Alakaʻi Awards Recipients 2026 (July - September)**

- **B. Administration Update on OHA Disaster Relief Efforts, Program Implementation, and Operational Continuity Through the Remainder of Calendar Year 2026.**

- **C. Presentation: Mālama Mākua – Draft Plan for the Return of Mākua Valley**
  Presenter: Lynette Cruz and members of Mālama Mākua (15 minutes)

- **D. Board of Trustees**
  1. **Action Item BOT #26-13:** Discussion and board action regarding Office of Hawaiian Affairs insurance policy renewals for the period from December 1, 2026, to December 1, 2027**.**

  2. **Action Item BOT #26-15:** Approval of Revisions to the Office of Hawaiian Affairs' Strategy and Implementation Paia Organizational Chart, Including the Establishment of Consultant Positions and Changes to Director-Level Leadership and Reporting Relationships.

  3. **Action Item BOT #26-16: The Public Trust - Fiduciary Duty, Transparency, and Accountability**
     A *Report of the Office of Hawaiian Affairs Board of Trustees on Internal Governance and Independent Investigations.*

     Approval of Public Release of Two Formal Complaints and Related Independent Investigation Materials Concerning OHA Governance and Executive Leadership, Including Wavier of Applicable Attorney Work-Product Protections.

IV. Executive Session§

A. Legal Matters. Consultation with Board Counsel pursuant to Hawai‘i Revised Statutes (HRS) § 92-5(a)(4) regarding the Board of Trustees' powers, duties, privileges, immunities, and liabilities relating to the proposed public release of two formal complaints and their related independent investigation materials concerning governance and executive leadership including the potential waiver of applicable attorney work-product protections, confidentiality obligations, and applicable legal considerations pursuant to Section 1030, Policy 1.3.d(3)(i), of the Office of Hawaiian Affairs Board of Trustees Executive Policy Manual, as updated October 22, 2026.

V. Community Concerns and Celebrations

VI. Announcements

VII. Adjournment

If you need an auxiliary aid/service or other accommodation due to a disability, please contact Keola Fong at (808) 626-5484 or by email at keolaf@oha.org as soon as possible. Requests made as early as possible have a greater likelihood of being fulfilled. Upon request, this notice is available in alternate/accessible formats.

In the event that the livestream public broadcast is interrupted and cannot be restored, the meeting may continue as audio-only through the phone number and Webinar ID provided at the beginning of this agenda. Meeting recordings will be made available on OHA's website https://www.oha.org/about/leadership/board-of-trustees/ as soon as practicable after the meeting.

Public Testimony will be called for each agenda item and must be limited to matters listed on the meeting agenda. Community Concerns and Celebrations is not limited to matters listed on the meeting agenda. Hawai‘i Revised Statutes, Chapter 92, prohibits Board members from discussing or taking action on matters not listed on the meeting agenda

The board packet will be available for the public to inspect at OHA's main office located at 560 N. Nimitz Hwy., Suite 200, Honolulu, HI 96817, no later than three full business days before the meeting. The board packet will also be made available on OHA's website, https://www.oha.org/bot as soon as practicable thereafter.

§ Notice: This portion of the meeting will be closed pursuant to HRS § 92-5.

Testimony can be provided to the Board of Trustees either as: (1) written testimony or (2) live, oral testimony online, by telephone, or at the physical meeting location during the remote meeting.

(1) Persons wishing to provide written testimony on items listed on the agenda should submit testimony via email to botmeetings@oha.org or via postal mail to Office of Hawaiian Affairs, Attn: Board of Trustees Meeting Testimony, 560 N. Nimitz Hwy., Suite 200, Honolulu, HI 96817. Testimony is requested to be received at least twenty-four hours prior to the scheduled meeting to allow board members with sufficient time to review the testimony before the meeting. All written testimony will be posted on OHA's meeting website. Please omit or redact any personal information (e.g., name, email address, phone number, home address, or materials) that you do not want to be disclosed publicly online.

(2) Persons wishing to provide oral testimony online during the remote meeting, please click on the link below: https://zoom.us/j/98812394363

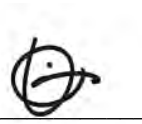
To provide oral testimony online, you will need:
(1) a computer or mobile device to connect to the remote meeting;
(2) internet access; and
(3) a microphone to provide oral testimony.

Persons wishing to provide oral testimony by telephone during the remote meeting may dial the phone number listed at the beginning of this agenda and enter the corresponding Webinar ID. Telephone participants will be able to provide oral testimony during the meeting.

Persons wishing to provide oral testimony at the physical meeting location can sign up the day of the meeting at the physical meeting location.

If you willfully disrupt the meeting, support staff will remove you from the Zoom meeting. You can continue to view the remainder of the meeting on the livestream or by telephone, as provided at the beginning of this agenda.

Oral testimony online, by telephone or at a physical meeting location will be limited to five (5) minutes



Trustee Kaialiʻi Kahele
Chairperson, Board of Trustee

10/27/2026
Date

OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

II. Approval of Minutes

A. October 26, 2026

OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

III. New Business

A. Alakaʻi Awards Recipients 2026 (July - September)

- No Material for this item

OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

III. New Business

B. Administration Update on OHA Disaster Relief Efforts, Program Implementation, and Operational Continuity Through the Remainder of Calendar Year 2026.

- No Material for this item

OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

III. New Business

C. Presentation: Mālama Mākua – Draft Plan for the Return of Mākua Valley

Presenter: Lynette Cruz and members of Mālama Mākua (15 minutes)

OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

III. New Business

D. Board of Trustees

1. Action Item BOT #26-13: Discussion and board action regarding Office of Hawaiian Affairs insurance policy renewals for the period from December 1, 2026, to December 1, 2027.

OFFICE OF HAWAIIAN AFFAIRS
Action Item

BOARD OF TRUSTEES
November 2, 2026

BOT #26-13

Action Item: **Discussion and board action regarding Office of Hawaiian Affairs insurance policy renewals for the period from December 1, 2026 to December 1, 2027.**

Prepared by:
Everett Ohta — 10/27/2026
Everett Ohta — Date
General Counsel

Reviewed by:
Summer L.H. Sylva — 10/27/2026
Summer L.H. Sylva — Date
Interim Administrator

Reviewed by:
Kaialiʻi Kahele — 10/27/2026
Kaialiʻi Kahele — Date
Chairperson, OHA Board of Trustees

[*Action Item continues on the following page*]

I. PROPOSED ACTION

Approve the annual renewal of insurance policies for the Office of Hawaiian Affairs, as set forth in Attachment A to this Action Item BOT #26-13, and authorize Administration to execute all necessary applications and instruments necessary to effect and bind coverage. Administration is further authorized to negotiate and accept revised insurance premium quotes for the listed coverages that differ from those set forth in Attachment A, provided that the revised insurance premiums fall within approved program budgets.

II. ISSUE

Whether to approve the annual renewal of insurance policies for the Office of Hawaiian Affairs, as set forth in Attachment A, with RSUI for Public Officials Liability policy, and authorize Administration to execute all necessary applications and instruments necessary to effect and bind coverage and further authorize Administration to negotiate and accept revised insurance premium quotes for the listed coverages that differ from those set forth in Attachment A, provided that the revised insurance premiums fall within prior approved program budgets.

III. BACKGROUND & DISCUSSION

As part of OHA's annual insurance renewal process, the OHA Corporate Counsel Office has been working with OHA's insurance broker, Marsh, Inc. (Marsh), to obtain quotes for various insurance coverages across OHA's range of operations. The proposed insurance renewals are for the following coverages:

(1) Casualty coverages:
    (a) General liability ("GL")
    (b) Automobile liability ("Auto")
    (c) Workers' Compensation ("WC")
    (d) Umbrella liability
(2) Professional Liability coverages:
    (a) Public Officials Liability ("POL")
    (b) Bankers' Professional Liability ("BPL")
    (c) Employed Lawyers ("EPL")
(3) Property coverages
    (a) All Risk Property ("Property")
    (b) Difference in Conditions ("DIC")

OHA also carries Pollution Legal Liability, Foreign Travel, and Temporary Disability Insurance coverages but these are multi-year policies that do not expire this year. OHA also carries additional liability coverage through the DAGS-Risk Management Office, including cyber liability insurance coverage.

Due to the total amount of the premium payments for the renewal, OHA Administration is submitting this Action Item for BOT approval in accordance with the Operational Delegation of Authority. The purchase of insurance, including insurance broker services, is exempt from state procurement under Haw. Admin. R. §3-120-4, Exh. A no.4.

A. Renewal Summaries:

OHA's insurance renewal proposal is described in further detail in Attachment A to this Action Item, which was prepared by Marsh Inc., OHA's insurance agent and broker, which provides insurance placement and coverage support services throughout each policy period. Additional details on the marketing and bases for the presented premiums will be covered in a presentation by Marsh representatives and OHA General Counsel.

1. **Casualty Coverages**:

   a. General Liability:
   - Philadelphia, the incumbent carrier, provided a renewal quote.
   - $1M per occurrence/$2M aggregate limits.
   - The new GL premium (inclusive of surplus lines tax for non-admitted insurers) is **$125,034** compared with the $117,681 expiring premium.

   b. Automobile:
   - Philadelphia, the incumbent carrier, provided a renewal quote.
   - $1M limit per occurrence for vehicles owned, non-owned, and hired.
   - The new auto premium is **$9,502** compared with the $9,637 expiring premium.
     - Comprehensive deductible increase from $500 to $1,000.

   c. Workers Compensation:
   - HEMIC, the incumbent carrier, provided a renewal quote.
   - Workers' compensation statutory limit, inclusive of employers' liability.
   - Lower than anticipated payroll and employee count, along with improved experience modification (claims history) resulted in decrease in premiums.
   - The new WC premium is **$37,011** compared with the $66,203 expiring premium.

   d. Umbrella:
   - Philadelphia, the incumbent carrier, continues to offer $6M excess coverage with $10k retention for claims above the policy limit for our general liability, employee benefit liability, auto liability, and employer's liability (POL) policies.
   - The new umbrella liability premium (inclusive of surplus lines tax for non-admitted insurer) is **$65,027** compared with the $57,643 expiring premium.

2. **Professional Liability coverages**:

   a. Public Officials Liability (POL):
   - Marsh approached 16 markets for the POL renewal. Of these, 12 declined, 1 offered a non-competitive quote ($6M limit with $500k retention at a $300k premium.

- Expiring POL premium (inclusive of surplus lines taxes for non-admitted insurer) was $209,360.
- Three carriers offered quotes, including the incumbent:
  - Illinois Union Insurance Co. (Chubb) is the incumbent, non-admitted carrier for the POL policy and is offering a renewal term with a $6M limit and a $500K retention, up from $150k for the expiring policy at a premium of $225,062.
  - Ascot is a new admitted carrier and is offering a policy at $6M limit and a $150k retention (same as expiring). All 3 firms (McCorriston, ES&A, Dentons) were approved for a choice of counsel endorsement, but the policy has a $1M sublimit with 50% coinsurance and a $1M SIR for regulatory claims. Premium of $200,020.
  - (*Recommended*) RSUI is a new admitted carrier and is offering a policy at $6M limit and a $150k retention (same as expiring). However, only McCorriston Miller Mukai MacKinnon and ES&A were approved for a choice of counsel endorsement (not Dentons). Premium of $**199,920**.

b. Bankers' Professional Liability (BP):
- BRP is the incumbent carrier for the BP policy and is offering the same terms as expiring, including a $2M limit, a $100K retention, and coverage for the OHA NHRLF and Consumer Micro Loan Program.
- The new BP premium (inclusive of surplus lines taxes for non-admitted insurers) is **$41,541**, compared with the $48,634 expiring premium.

c. Employed Lawyers' Professional Liability (EPL) – 2 year policy:
- Chubb is the incumbent carrier for the EPL policy and is offering the same terms as expiring, including a $3M limit, a $25K retention, and coverage for the OHA Corporate Counsel (4) and Board Counsel (1) positions.
- The new EPL premium (inclusive of surplus lines taxes for non-admitted insurers) is **$32,504**, compared with the $17,340 expiring premium for a 2-year policy. The difference in premium is due to the increase in the number of covered lawyers from 2 (expiring) to 5 (4 Corporate Counsel attorneys, plus 1 vacancy for the in-house Board Counsel position).

3. **Property coverages**

a. Property:
- Swiss Re is the incumbent carrier and provided a renewal quote for $120M policy limit with $50,000 deductible, with exceptions for Lot L warehouse ($100k) and vacant AAFES building ($1M).
- The new property premium is **$384,300** compared with the $398,500 expiring premium.

b. Difference in Condition (DIC):
- Westchester Surplus Lines (Illinois Union Insurance Co), the incumbent carrier, provided a renewal quote for DIC coverage for the peril of earthquake and flood for 560 N. Nimitz and 500 N. Nimitz locations for $5M limit with $50k deductible.
- The new DIC premium (inclusive of surplus lines taxes for non-admitted insurers, rejecting terrorism coverage) is **$102,063,** the same as the expiring premium.

B. Summary:

OHA's total insurance premium is **$997,002**, compared with $1,026,791 for the prior coverage period. Overall, OHA's premiums **decreased by $29,789**, when not factoring in the Foreign Travel and Pollution Legal Liability policy premiums, which are not up for renewal this year.

This total insurance premium and the premiums listed above are subject to revision by insurance carriers in response to operational changes and recent claims filed against OHA. As the insurance premiums were budgeted for in the FY27 BOT-approved budget, OHA Administration seeks authorization to negotiate through Marsh and approve revised quotes offered by the named carriers without returning to the BOT if the carriers revise their renewal quotes prior to our acceptance and bind order.

IV. TIMEFRAME

Immediate action is recommended. OHA's current insurance coverages are set to expire on December 1, 2026 and a bind order on renewed coverage must be made before that date to avoid a lapse in insurance coverage. The BOT will also be unable to meet in the month of November due to the 2026 elections and the unavailability of a quorum of elected and certified Trustees.

V. BUDGET AUTHORIZATION

Budget for OHA's insurance premiums are found across OHA Corporate Counsel (2300), Kakaako Makai (8210), Na Lama Kukui (8220), 500 N Nimitz (8230), and 501 Sumner (8240) program budgets.

Table 1. **Approved FY27 Budget – Account 55910, Insurance**

55910-INSURANCE	FY27 Budget
2300 CORPORATE COUNSEL	702,000
8210 KAKAAKO MAKAI	227,833
8220 NA LAMA KUKUI	291,974
8230 500 N NIMITZ	141,893
8240 501 SUMNER	21,792
Grand Total	**$ 1,385,492**

A	B	C	D	E	J	K	M	O.1	V.ORIGINAL
ROW	FY	APPR	FUND	REQUEST PROGRAM DESC	EXPENSE CATEGOI	GL ACCOUNT DESC	SERVI CE COI	FY2027 BR2 APPROVE	ORIGINAL: EXPENSE DESCRIPTION / BUDGET PROVISO
2051	2027	930	TRUST	2300 CORPORATE COUNSEL	OVERHEAD	55910-INSURANCE	2300	702,000	Insurance premiums: WC, TDI, POL, GL, Excess, Auto, Cyber, Prop, DIC, NFIP, Bankers, Lawyers, Intl Travel, DAGS-cyber
4900	2027	938	TRUST - COMMERCIAL	8210 KAKAAKO MAKAI	OVERHEAD	55910-INSURANCE	8210	227,833	Insurance Lot L & Lot E
5272	2027	939	TRUST - COMMERCIAL	8220 NA LAMA KUKUI	OVERHEAD	55910-INSURANCE	8220	291,974	Insurance
5458	2027	950	TRUST - COMMERCIAL	8230 500 N NIMITZ	OVERHEAD	55910-INSURANCE	8230	141,893	Insurance
5644	2027	951	TRUST - COMMERCIAL	8240 501 SUMNER	OVERHEAD	55910-INSURANCE	8240	21,792	Insurance (3% over FY2026)
						55910-INSURANCE TOTAL		1,385,492	

VI. BUDGET CERTIFICATION

The following is the certification by the Budget Chief that the funds are available:

Grace Chen
Budget Chief
Date: 10/27/2026

VII. RECOMMENDATION

Approve the annual renewal of insurance policies for the Office of Hawaiian Affairs, as set forth in Attachment A, with RSUI for Public Officials Liability policy, to this Action Item, and authorize Administration to execute all necessary applications and instruments necessary to effect and bind coverage. Administration is further authorized to negotiate and accept revised insurance premium quotes for the listed coverages that differ from those set forth in Attachment A, provided that the revised insurance premiums fall within prior approved program budgets.

VIII. ALTERNATIVES

A. Take no action. (*Strongly advise against*).

B. Request additional information or marketing action, extend existing coverages for a limited duration (e.g., until March 1, 2027) and schedule a new board meeting for decisionmaking.

IX. ATTACHMENTS

A. Office of Hawaiian Affairs Insurance Proposal December 1, 2026 – December 1, 2027 by Marsh (Nov. 2, 2026).

ATTACHMENT A:

Office of Hawaiian Affairs Insurance Proposal
December 1, 2026 – December 1, 2027 by Marsh (Nov. 2, 2026)

MARSH

November 2, 2026

Office of Hawaiian Affairs

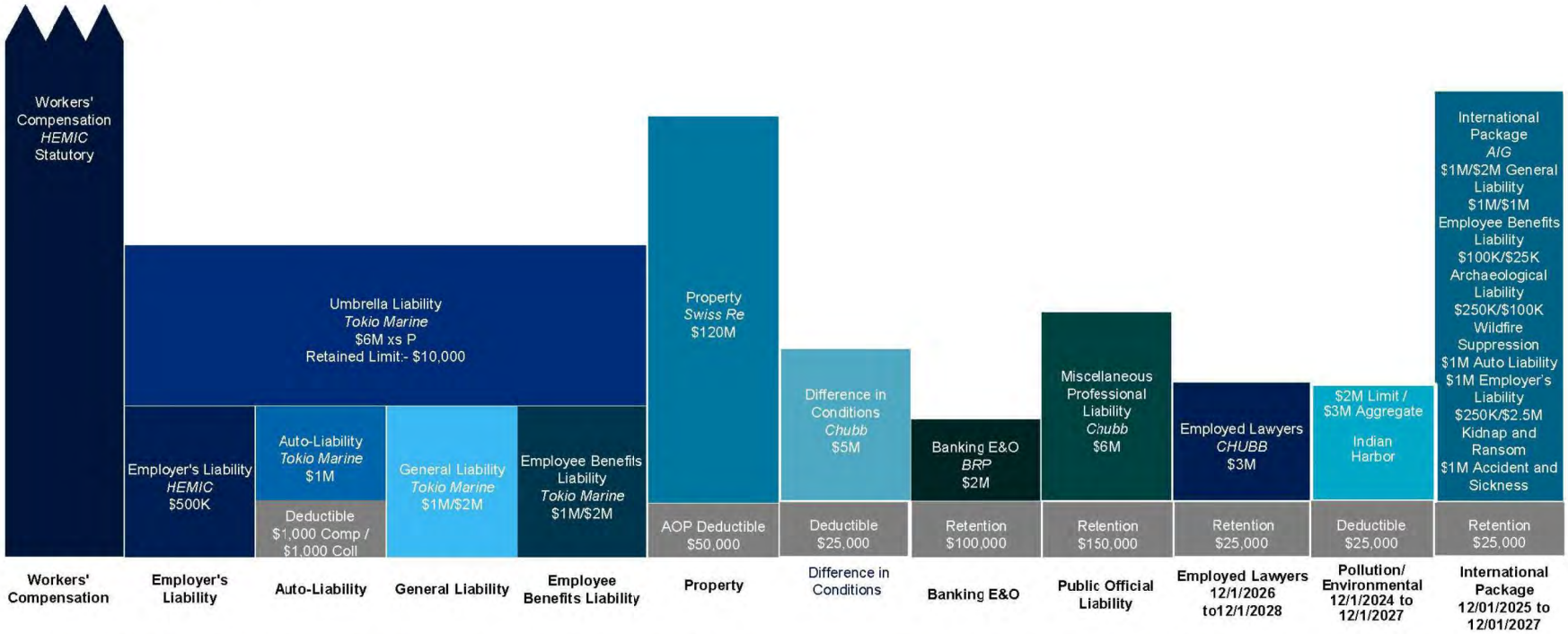
Insurance Proposal

December 1, 2026 – December 1, 2027



Current Program

12/01/2026 – 12/01/2027



This figure is a graphical, rather than a literal, representation of the coverage provided. For example, a DIC policy, and subsequently the excess policies, frequently will not cover sublimited lines of coverage in a local policy. Please consult the terms and conditions of the actual policies, which necessarily govern. Please consult the terms and conditions of the actual policies, which necessarily govern. Not to scale.

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Insurance Proposal

Period: 12/01/26 – 12/01/27

Coverage	Description	Limit	Deductible	Carrier	2025-2026 Premium	2026-2027 Premium	Notes
General Liability	Provides protection against claims of bodily injury, property damage, and personal injury arising from their operations, products, or premises. It is designed to protect businesses from financial losses resulting from lawsuits or legal claims filed by third parties, such as customers, clients, or members of the public.	**General Liability** $2,000,000 General Aggregate $2,000,000 Products And Completed Operations Aggregate $1,000,000 Advertising Injury And Personal Injury Aggregate $1,000,000 Each Occurrence $5,000 Medical Expenses $100,000 Damage To Premises Rented To You $25,000 Abuse Sublimit per Person / $50,000 Aggregate **Employee Benefits Errors Or Omissions** $1,000,000 Each Occurrence $2,000,000 Aggregate	None	Tokio Marine Specialty (Philadelphia) (non-admitted)	$117,681	$125,034	• Sq. Footage exposure slight change due to reclassification. • +6% YOY increase
Auto Liability	Provides financial protection to individuals or businesses in the event they are held responsible for causing bodily injury or property damage to others while operating a vehicle.	$1,000,000 Limit of Liability	$1,000 Comprehensive $1,000 Collision	Philadelphia Indemnity Ins. Co.	$9,637	$9,502	• Comprehensive Deductible increase from $500 to $1,000 • No change in 7 vehicles

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Insurance Proposal

Period: 12/01/26 – 12/01/27

Coverage	Description	Limit	Deductible	Carrier	2025-2026 Premium	2026-2027 Premium	Notes
Property	Protects OHA for damage or loss to their physical property. It is designed to help protect against the financial consequences of unexpected events, such as fire, smoke, explosion, theft, vandalism, water damage, named windstorm or other covered perils.	$120,000,000 loss limits for Building; Personal Property, Business Income, Equipment Breakdown; Named Windstorm, Convective Storm, and Sprinkler Leakage.	$50,000 All Other Perils, Equipment Breakdown, transportation, convective storm; 3% for Named Windstorm subject to $250K per occ.; Except $100K for 30 Forrest Avenue location and Vacant location; and $1M for 919 Ala Moana location. Business Income: 48 hour waiting period	Swiss Re	$398,500	$384,300	• Deductible for 919 Ala Moana increased from $500K to $1M • Improved deductible for 30 Forrest Ave. from $250K to $100K
DIC (Difference in Conditions) –	Coverage for 560 N. Nimitz and 500 N. Nimitz locations for building, contents, business income, ordinance or law coverage against Catastrophic Perils of Earthquake and Flood.	$5,000,000 Each Occurrence And Aggregate for peril of Earthquake, Earthquake Sprinkler Leakage and Flood, applied separately. Flood includes tsunami.	Earthquake: 5% of the total values at time and place of loss per occurrence, subject to $50,000 minimum. Flood: each $500,000 Building, Content, Business Income and / or excess National Flood Insurance Policy limits. All other perils: $25,000 per occurrence	Illinois Union Insurance Co. (non-admitted)	$102,063	$102,063	• 500 and 560 N. Nimitz remapped to AE zone.

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Insurance Proposal

Period: 12/01/26 – 12/01/27

Coverage	Description	Limit	Deductible	Carrier	2025-2026 Premium	2026-2027 Premium	Notes
Workers Compensation & Employers Liability	Workers Compensation provides coverage for employee injuries or disabilities sustained as a result of their employment. Employers Liability covers liability arising out of employees' work-related injuries that do not fall under the workers compensation statute.	Workers Compensation: Statutory limit Employers Liability: $500,000 Bodily Injury (each accident); $500,000 Bodily Injury by Disease (each employee); $500,000 Bodily Injury by Disease (policy limit)	None	HEMIC	$66,203	$37,011	• Payroll decreased by 32% • Employee count decreased by 16% • Experience Mod decreased from 0.89 to 0.87
Umbrella	Policy provides additional limits of liability above the primary policies: General Liability, Employee Benefit Liability, Auto Liability and Employers Liability.	$6,000,000 Each Occurrence $6,000,000 General Aggregate $6,000,000 Personal & Advertising Injury and $6,000,000 Products Completed Operation Aggregate	$10,000 retention	Tokio Marine Specialty (Philadelphia) (non-admitted)	$57,643	$65,027	• +13% YOY increase due to underlying GL and market conditions

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Insurance Proposal

Period: 12/01/26 – 12/01/27

Coverage	Description	Limit	Deductible	Carrier	2025-2026 Premium	2026-2027 Premium	Notes
Public Official Liability • IA1: protects the Insured Persons for non-indemnifiable claim against financial liabilities. • IA2: pays on behalf of OHA for indemnifiable claim against the Insured Person. • IB: protects OHA for damages and claims that OHA is legally obligated to pay. • IC – protects OHA for damages and claims for Employment Practices Liability that OHA is legally obligated to pay.	Coverage if provided for the public entity against claims arising from wrongful acts committed in the course of their official duties. The coverage afforded protects against actual or alleged acts, errors, omissions, misleading statement, neglect or breach of duty by an Insured Person that result in financial loss or harm to third parties. Coverage also includes Employment Practices Liability, which protects OHA against alleged wrongful acts by employees for wrongful termination, discrimination, sexual harassment, and other employment related issues.	$6,000,000 Each Claim $6,000,000 Aggregate	IAI: $0 IA2: $500,000 IB. $500,000 IC. $500,000	Illinois Union Insurance Company (Chubb) (non-admitted)	$209,360	Option 1: (Chubb) $225,062 Option 2: (RSUI) $200,020 Option 3: (Ascot) $199,920	• Approached 16 markets; 12 decline; 1 indication 3 quoted • Indication Skyward - $6M with $500K retention for $300K Option #1 (Chubb) • SIR increased from $150K to $500K Option #2 (RSUI) • $6M limit, $150K SIR; • Only McCorriston Miller's firm approved • Regulatory claim full limit under Claim definition Option #3 (Ascot) • $6M limit; $150K SIR • All 3 firms approved • Regulatory claim: $1M sublimit; $1M SIR; 50% coinsurance

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Insurance Proposal

Period: 12/01/26 – 12/01/27

Coverage	Description	Limit	Deductible	Carrier	2025-2026 Premium	2026-2027 Premium	Notes
Bankers Professional Liability Cov. A: Lending Professional Liability Cov. B: Misc Financial Professional Liability	Policy covers financial losses suffered by clients or third parties due to mistakes or failures in professional services regarding lending services, loan servicing, such as loan processing and loan payment errors.	$2,000,000 each Claim $2,000,000 Aggregate	$100,000 each Claim	Lloyd's of London (BRP) (non-admitted)	$48,364	$41,541	• Improved deductible from $150K to $100K.
Employed Lawyers Liability	Policy protects the firm or employer against claims arising from the legal services performed by its own in-house or employed attorneys.	$3,000,000 each Claim $3,000,000 Aggregate	$25,000 each Claim	Chubb	$17,340 (2 yr term)	$32,504 (2 yr term)	Attorney count increase from 2 to 5. Average cost per attorney $4,335 vs $3,250 on renewal. • $16,252 (1 year term)

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Insurance Proposal

Period: 12/01/26 – 12/01/27

Coverage	Description	Limit	Deductible	Carrier	2025-2026 Premium	2026-2027 Premium	Notes
Total Premium					$1,026,791	$1,022,044	POL Option #1: (Chubb) $ Change from Expiring: -$4,747
						$997,002	POL Option #2: (RSUI) $ Change from Expiring: -$29,789
						$996,902	POL Option #3: (Ascot) $ Change from Expiring: -$29,889

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OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

III. New Business

D. Board of Trustees

2. Action Item BOT #26-15: Approval of Revisions to the Office of Hawaiian Affairs' Strategy and Implementation Paia Organizational Chart, Including the Establishment of Consultant Positions and Changes to Director-Level Leadership and Reporting Relationships.

OFFICE OF HAWAIIAN AFFAIRS
Action Item

BOARD OF TRUSTEES
November 2, 2026

BOT #26-15

Action Item: **Approval of Revisions to the Office of Hawaiian Affairs' Strategy and Implementation Paia Organizational Chart, Including the Establishment of Consultant Positions and Changes to Director-Level Leadership and Reporting Relationships.**

Prepared by: 10/27/2026

Poni Askew — Date
Interim Senior Director, Strategy & Implementation
Director, Economic & Business Resilience

Co-Prepared by: 10/27/2026

Summer Sylva — Date
Interim Administrator/CEO

Reviewed by: 10/27/2026

Leslie Chinn — Date
Director, Office of Human Resources

Reviewed by: 10/27/2026

K.Sean Kekina — Date
Chief Operating Officer

Reviewed by: 10/27/2026

Everett Ohta — Date
General Counsel

Reviewed by:  10/27/2026

Kaiali’i Kahele — Date
Chairperson, Board of Trustees

I. PROPOSED ACTION

Approve revisions to the Office of Hawaiian Affairs' Strategy and Implementation Paia Organizational Chart, including the establishment of consultant positions and changes to director-level leadership and reporting relationships, as set forth in Attachment A to this Action Item, within existing approved budget authority and without requiring a budget increase.

II. ISSUE

Whether the Office of Hawaiian Affairs Board of Trustees should approve revisions to the Strategy and Implementation Pāia organizational chart, including the establishment of consultant positions and changes to director-level leadership and reporting relationships, as set forth in Attachment A to this Action Item, within existing approved budget authority and without requiring a budget increase.

III. BACKGROUND & DISCUSSION

A. Background and Organizational History

The Office of Hawaiian Affairs (OHA) established the Strategy and Implementation (S&I) Paia to advance its strategic plan, Mana i Mauli Ola (MiMO), by translating strategic priorities into programs, initiatives, and measurable outcomes for Native Hawaiian beneficiaries.

The existing S&I structure was organized around four strategic areas: education, health and well-being, housing, and economic stability, with director-level leadership and strategy consultants supporting each area.

As OHA's priorities, leadership, and operational responsibilities evolve, it is important to periodically assess whether its organizational structure continues to meet the agency's needs. Given S&I's close coordination with executive leadership and its responsibility for advancing Board-approved priorities, this review is a timely part of ensuring continued organizational effectiveness and accountability.

B. Need for Organizational Realignment

The S&I Paia represents a significant investment of OHA's financial and personnel resources. As responsible stewards of Native Hawaiian trust assets, OHA must ensure that these resources are organized and used efficiently, effectively, and in direct support of its mission.

The proposed restructuring seeks to maximize the value of this existing investment by better aligning staff expertise, responsibilities, and reporting relationships with the work OHA must deliver, while creating opportunities to reduce recurring personnel costs.

By streamlining roles, reducing potential duplication of effort, and strengthening implementation capacity, the proposed changes are intended to improve cost efficiency, clarify accountability, and ensure that personnel resources are focused on mission-critical responsibilities and measurable beneficiary outcomes.

C. Proposed Organizational Revisions
Administration proposes revising the S&I organizational chart by realigning and repurposing existing positions, including the establishment of strategic and implementation consultant functions and adjustments to director-level leadership and reporting relationships.

The revised structure is intended to:

1. Strengthen division-wide leadership, oversight, and accountability.
2. Align staff expertise and responsibilities with OHA's strategic priorities and implementation needs.
3. Improve coordination, project management, reporting, and performance tracking.
4. Streamline internal workflows and strengthen collaboration across paia.
5. Provide greater flexibility to deploy existing personnel resources where they are most needed.

These revisions represent a realignment of existing resources rather than an expansion of S&I staffing. The specific organizational changes are reflected in Attachment A.

D. Alignment with Board Priorities and the Malu Project
The Board-approved Malu Project represents an unprecedented, high-profile institutional undertaking involving $55 million in funding, with long-term implementation responsibilities distinct from OHA's traditional core operating budget.

The scale and visibility of this initiative underscore the importance of strong financial stewardship, coordinated implementation, transparent reporting, and institutional accountability.

The proposed S&I structure is intended to support these priorities by improving coordination across paia, tracking implementation milestones, identifying and addressing administrative delays, and strengthening accountability for program delivery.

Beyond Mālu, these improvements will support OHA's broader ability to advance Board-approved initiatives and achieve MiMO outcomes.

E. Fiscal and Administrative Considerations
The proposed restructuring will be undertaken within existing approved budget authority and does not require an increase to the S&I personnel budget.

By consolidating leadership responsibilities and realigning existing positions, the proposed structure may reduce recurring personnel expenditures while strengthening the alignment of staffing resources with OHA's operational priorities. Actual savings will depend on final position classifications, compensation, and transition costs.

Administration will coordinate with Human Resources and Finance to ensure position classifications, compensation, personnel transitions, and reporting relationships comply with applicable OHA policies and budgetary requirements.

The transition will be managed with consideration for employee communications, continuity of operations, and preservation of appropriate administrative and financial controls.

F. Justification for Recommended Action

The proposed revisions reflect OHA's responsibility to ensure that its existing investment in personnel and operations delivers meaningful value to OHA's trust and fiduciary responsibility ensuring efficiency, and alignment.

By better aligning staff expertise with institutional priorities, streamlining responsibilities, and strengthening implementation capacity, the revised structure is intended to improve cost efficiency, operational accountability, and the timely delivery of Board-approved initiatives.

The increasing scale and complexity of OHA's responsibilities, particularly the Malu Project, reinforce the need for an organizational structure that supports both strategic leadership and effective implementation.

Approval of the proposed organizational revisions will position S&I to better fulfill its responsibilities under Mana i Mauli Ola, strengthen cross-paia coordination, and support responsible stewardship of OHA's trust resources without requiring additional budget authority.

IV. TIMEFRAME

Immediate Board approval is requested, with implementation of the revised organizational structure to proceed through a phased transition beginning November 3, 2026.

Following approval, Administration will coordinate with Human Resources to finalize position descriptions, classifications, compensation, reporting relationships, and necessary personnel actions. The transition will include appropriate employee communications, position postings, recruitment or placement processes, and measures to maintain continuity of operations.

Administration anticipates substantially completing the organizational transition within 90 days of Board approval, subject to applicable personnel policies, required notifications, and HR processes. Existing positions and responsibilities will remain in place as appropriate to maintain continuity of operations while the necessary administrative and personnel processes are completed. Changes to positions, reporting relationships, and appointments will be implemented in phases as these requirements are satisfied.

Throughout the transition, S&I will continue supporting existing programs and Board-approved priorities, including the Malu Project and its immediate implementation directives.

V. BUDGET AUTHORIZATION

No additional funding is requested or required. The proposed organizational revisions will be implemented within existing approved budget authority, with the potential to reduce recurring personnel costs, subject to final Human Resources and Finance review.

VI. RECOMMENDATION

Administration recommends that the Board of Trustees approve revisions to the Office of Hawaiian Affairs' Strategy and Implementation Paia Organizational Chart, including the establishment of consultant positions and changes to director-level leadership and reporting relationships, as set forth in Attachment A to this Action Item, within existing approved budget authority and without requiring a budget increase.

VII. ALTERNATIVES

A. Take no action.

B. Approve only certain proposed revisions to the Strategy and Implementation Paia organizational chart.

C. Modify the proposed organizational revisions, including consultant positions, director-level leadership, or reporting relationships.

VIII. REFERENCES

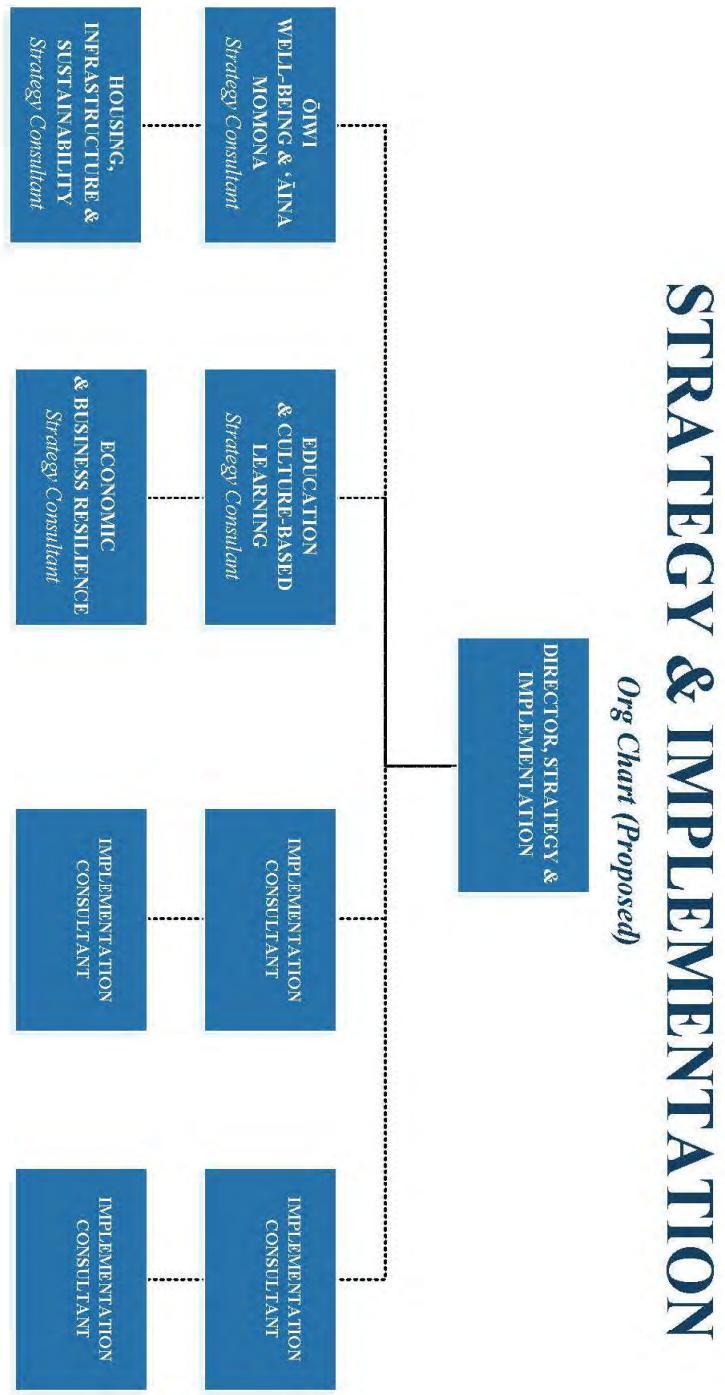
- **BF #25-51, June 30, 2025:** BOT-Electronic-Folder-06302025-reduce-size.pdf - Board Approval of the FY2026–FY2027 Biennium Budget and OHA Organizational Chart.

IX. ATTACHMENTS

A. Newly Proposed Revised Strategy and Implementation Paia Organizational Chart — (Pending approval).
B. Existing Strategy and Implementation Paia Organizational Chart - as of Nov 2, 2026.

ATTACHMENT A

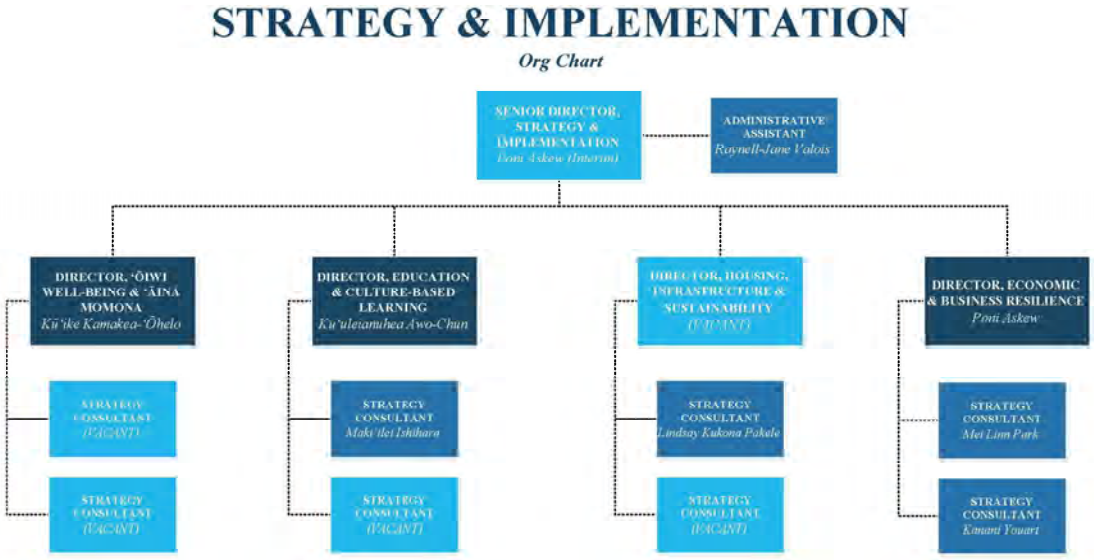
Newly Proposed Strategy & Implementation Org Chart – Pending Action Item Approval



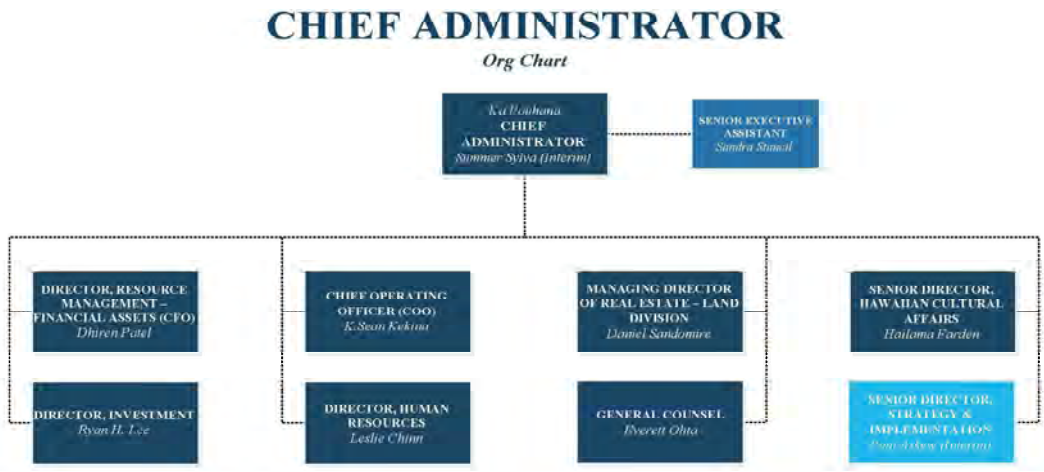
Action Item BOT #26-15: Approval of Revisions to the Office of Hawaiian Affairs' Strategy and Implementation Paia Organizational Chart, Including the Establishment of Consultant Positions and Changes to Director-Level Leadership and Reporting Relationships.

ATTACHMENT B

Current OHA Organizational Chart: Chief Administrator + Strategy & Implementation Paia



As of November 2, 2026



As of November 2, 2026

OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

III. New Business

D. Board of Trustees

3. Action Item BOT #26-16: The Public Trust - Fiduciary Duty, Transparency, and Accountability. *A Report of the Office of Hawaiian Affairs Board of Trustees on Internal Governance and Independent Investigations*.

Approval of Public Release of Two Formal Complaints and Related Independent Investigation Materials Concerning OHA Governance and Executive Leadership, Including Wavier of Applicable Attorney Work-Product Protections.

OFFICE OF HAWAIIAN AFFAIRS

Action Item

BOARD OF TRUSTEES

November 2, 2026

Action Item BOT #26-16

Action Item: The Public Trust – Fiduciary Duty, Transparency, and Accountability
A Report of the Office of Hawaiian Affairs Board of Trustees on Internal Governance and Independent Investigations.

Approval of Public Release of Two Formal Complaints and Related Independent Investigation Materials Concerning OHA Governance and Executive Leadership, Including Waiver of Applicable Attorney Work-Product Protections.

Prepared by: October 27, 2026

Kaialiʻi Kahele — Date
Chairperson, Board of Trustees

Reviewed by: October 27, 2026

Rozelle Agag — Date
Associate General Counsel

Reviewed by: October 27, 2026

Everett Ohta — Date
General Counsel

Reviewed by: October 27, 2026

Kapono Kiakona — Date
Board Counsel and Partner, Porter Kiakona Kopper

Reviewed by: Anna Elento-Sneed October 27, 2026

Anna Elento-Sneed — Date
Board Counsel and President & Attorney, ES&A

Reviewed by: October 27, 2026

Paul Alston — Date
Board Counsel and Senior Counsel, Dentons

I. PROPOSED ACTION

Authorize the public release, following legal review and appropriate redactions, of seven identified documents relating to two formal complaints and their corresponding independent investigations; and expressly waive applicable attorney work-product protections only to the extent authorized by the Board of Trustees Executive Policy Manual (EPM), as updated October 22, 2026.

II. ISSUE

Whether the Board of Trustees should authorize disclosure of the seven identified documents in the public interest, subject to legal advice, the applicable EPM voting requirement, and protection of information not lawfully authorized for release.

III. BACKGROUND

The Office of Hawaiian Affairs (OHA) Board of Trustees (BOT) has received requests to authorize the public release of two formal complaints and corresponding independent investigation materials concerning OHA governance, executive leadership, and institutional accountability. The proposed public report, titled "**The Public Trust – Fiduciary Duty, Transparency, and Accountability**," comprises the following seven documents:

A. Formal Complaint Submitted by Former OHA Administrator/CEO Stacy Ferreira — June 29, 2025

1. Stacy Ferreira's Formal Complaint
2. Cathy Chin's Executive Summary
3. Cathy Chin's Investigative Report
4. Cathy Chin's Conclusions and Recommendations

B. Formal Complaint Submitted by OHA Board Chairperson Kaialiʻi Kahele — September 23, 2025

5. Kaialiʻi Kahele's Formal Complaint
6. Susan Ichinose's Executive Summary
7. Susan Ichinose's Investigative Report

Public interest and records requests.

Hawaiʻi Revised Statutes (HRS) § 92-1 expresses the State's policy favoring open governmental decision-making. The Uniform Information Practices Act ("UIPA") HRS Chapter 92F, including §§ 92F-2 and 92F-11, implements this policy for public access to government records, subject to statutory exceptions. OHA received a UIPA request from beneficiary Germaine Meyers on May 28, 2026 (Notice to Requester dated June 26, 2026), and a separate request from Honolulu Civil Beat reporter Blaze Lovell on June 30, 2026 (Notice to Requester dated July 15, 2026). These requests document

public interest in the investigations; they do not, by themselves, establish that every requested record must be disclosed.

Prior withholding and legal protections.

OHA's responses to the UIPA requests identified attorney-client privilege, attorney work product, individual privacy rights, and other UIPA statutory exceptions as bases for withholding certain records. The proposed action therefore distinguishes a Board-authorized waiver of applicable attorney work-product protections from attorney-client privilege, personal privacy protections, and other legal restrictions not expressly waived.

EPM authority.

Section 1030, Policy 1.3.d(3)(i), Fiduciary Duty of Confidentiality – Disclosure of Work Product, of the OHA BOT EPM, updated October 22, 2026 (pages 7–9), authorizes the BOT to waive OHA's statutory entitlement to confidentiality and/or attorney work product protection over certain internal investigative reports, complaints, and related materials by an affirmative vote of five (5) Trustees after the BOT receives advice from OHA legal counsel regarding the anticipated consequences of waiver. The Board has sought such legal counsel, including whether and to what extent redaction is necessary to protect the privacy rights of individuals.

The Board recognizes that the public has a legitimate interest in the conduct of senior public officials, institutional governance practices related to such conduct, and the overall administration of trust resources for Native Hawaiian beneficiaries. The proposed disclosure has been reviewed by legal counsel and carefully scoped to promote OHA transparency and accountability while protecting individual privacy interests and statutorily-protected, legally privileged information.

IV. TIMEFRAME

Board consideration is requested on November 2, 2026. Public release should occur immediately after approval, completion of legal review and redactions, and confirmation that all conditions imposed by the Board have been satisfied.

V. BUDGET AUTHORIZATION

No additional funding authorization is requested. Preparation, legal review, redaction, and publication are anticipated to be performed using existing resources, subject to administrative confirmation.

VI. RECOMMENDED ACTION

Move to approve (A) the public release of the seven (7) documents identified above, comprising two formal complaints and their corresponding independent investigation reports (inclusive of executive summaries, conclusions and recommendations); (B)

authorize waiver of applicable attorney work-product protections solely for those documents and to the extent permitted by Section 1030, Policy 1.3.d(3)(i), of the OHA Board of Trustees Executive Policy Manual, following receipt of the required advice of legal counsel and the requisite affirmative vote; and (C) direct the OHA Administration, in consultation with Board Counsel and General Counsel, to complete all legally required redactions, preserve privileges and confidentiality protections not expressly waived, and make the approved documents publicly available promptly upon completion of the required legal review.

Final Board Motion: The foregoing Recommended Action is presented for purposes of Board consideration and does not constitute the final motion to be offered for adoption. The final motion shall be presented by the Chairperson at the duly convened meeting of the Board of Trustees on Monday, November 2, 2026, following consultation with legal counsel. Any motion authorizing a waiver of attorney work-product protection shall be expressly limited in scope to the specifically identified documents and shall not authorize or constitute a waiver of the attorney-client privilege or any other privilege, protection, or confidentiality obligation not expressly identified and approved by the Board.

VII. ALTERNATIVES

A. Amend the recommended action, including its scope, conditions, or timing; or
B. Do not approve the recommended action.

VIII. REFERENCES

- OHA Board of Trustees Executive Policy Manual, updated October 22, 2026, Section 1030, Policy 1.3.d(3)(i), Fiduciary Duty of Confidentiality – Disclosure of Work Product (pp. 7–9; counsel to confirm final adopted text).
- HRS § 92-1; HRS Chapter 92F, including §§ 92F-2, 92F-11, and applicable exceptions under § 92F-13.
- OHA Notice to Requester: Germaine Meyers, June 26, 2026 (request received May 28, 2026).
- OHA Notice to Requester: Blaze Lovell / Honolulu Civil Beat, July 15, 2026 (request received June 30, 2026).

Duty of Care and Loyalty to OHA

1.3.b. Each Trustee has a fiduciary duty and obligation to perform all duties with the highest standard of care, obedience, and undivided loyalty to OHA and its beneficiaries by exercising his or her best reasoned skill and judgment and by acting in the best interests of OHA and its beneficiaries consistent with OHA's mission, vision, strategic goals and priorities.

1. The duty of care requires that each Trustee fiduciarily and diligently act within his or her authority in good faith and with due care, on a fully informed basis, and in a deliberative manner. This generally requires each Trustee to exercise the duty of care and the same standards of due diligence arising from that duty of care which an ordinarily prudent person would exercise in similar circumstances in the honest belief that the action taken was in the best interests of the beneficiaries.

2. The duty of loyalty requires that each Trustee be dedicated and faithful to OHA's mission, vision, strategic goals and priorities and exercise his or her power in the best interest of the organization. Each Trustee must disclose any conflicts of interest; refrain from the disclosure of any confidential information, proprietary, or privileged information about OHA acquired by virtue of his or her position as a Trustee which by law or practice is not available to the public; and place the interests of OHA above personal gain and benefit or professional self-interest.

3. The duty of obedience requires that each Trustee act in fidelity and adhere to OHA's mission, purpose, Bylaws and other governing documents; abide by OHA's existing policies and procedures; and comply with all applicable federal, state, and local laws and regulations.

Fiduciary Duty of Confidentiality

1.3.c. Matters of a confidential nature frequently arise in BOT meetings and in the BOT's relations with the Administration. It is imperative that discussions and documents received by Trustees maintain a level of confidentiality which might otherwise compromise a situation.

1.3.d. Each Trustee owes a fiduciary duty of confidentiality to the BOT and shall avoid the disclosure and/or dissemination of confidential, proprietary, or privileged information acquired by virtue of his or her position for his or her personal gain or for the benefit of anyone else pursuant to Chapter 84, Standards of Conduct, Hawai‘i Revised Statutes, as amended.

1. Internal Information. Trustees shall not disclose or use information nor allow others to disclose or use confidential information acquired by virtue of their BOT position.

2. Executive Session Confidential Materials. Matters discussed in Executive Session are confidential and shall not be discussed outside of the Executive Session. Disclosure of Executive Session confidential material shall comply with the requirements of OHA Bylaws art. XVI(B).

3. Privileged and Confidential Materials. All confidential communications between the BOT and its attorneys made for the purpose of obtaining or providing legal advice shall be protected consistent with applicable law.

    i. Disclosure of Work Product. The work product doctrine protects certain materials, communications, and opinions prepared by or for OHA or its attorneys in anticipation of litigation. The BOT may waive work product protections.

        1. Upon an affirmative vote of five (5) members of the BOT confirming that:

            a. The work product consists of reports, underlying complaints, investigation-related materials, and communications gathered or created pursuant to a legal duty or responsibility to internally investigate an alleged violation of law, including matters related to governance, operations, or administration; relationships involving past or then-current employees, contractors, or consultants; operations, and

            b. Such waiver is made after receiving advice from legal counsel for OHA concerning the anticipated consequences of the proposed waiver.

        Otherwise, disclosure of materials covered by the work product doctrine requires six (6) affirmative votes.

    ii. Disclosure of Communications Protected by the Attorney-Client Privilege. The Attorney-client privilege protects confidential communications between OHA, its authorized agents, and its attorneys made for the purpose of obtaining or providing legal advice. The BOT shall not waive OHA's attorney-client privilege over any privileged communication without the affirmative votes of six (6) members of the BOT, taken after receiving advice from legal counsel for OHA concerning the reasonably foreseeable consequences and scope of the proposed waiver.

4. Federal and State Law Requirements for Confidentiality. Trustees shall also maintain all confidences required under federal and state law.

1.3.e. Unauthorized Disclosure. Disclosure of confidential, proprietary, or privileged information without the prior affirmative vote of the requisite number of members of the BOT shall be considered a breach of a Trustee's fiduciary obligations and shall be subject to censure imposed by the remaining Trustees as provided in Article XVIII of the OHA Bylaws.

Public Hearings

1.3.f. Pursuant to Chapter 92, Hawai'i Revised Statutes, as amended, the BOT may decide by majority (5) vote to hold a public hearing. The purpose of any such hearing is to enable the BOT to obtain information necessary or helpful in the determination of OHA's policies or in the carrying out of its duties, or both, and to enable all Hawaiians to have input into matters affecting them. The BOT shall take the findings from these public hearings into consideration in its decision-making process. The BOT may authorize a Standing Committee to hold a public hearing.

Protection of Legal Entitlement from Public Land Trust

1.3.g. The BOT shall pursue and protect full legal entitlement to its pro rata share of revenues and lands from the public land trust. Article XII, Section 4 of the Hawai'i Constitution defines the public land trust as "The lands granted to the State of Hawai'i by Section 5(b) of the Admission Act and pursuant to Article XVI, Section 7, of the State Constitution, excluding there from lands defined as 'available lands' by Section 203 of the Hawaiian Homes Commission Act, 1920, as amended, shall be held by the State as a public trust for native Hawaiians and the general public."

Standards, Policy, and Procedures for Trustee Recognition

1.3.h. All former OHA Trustees, living or deceased, and all present and future Trustees who leave elected office will be recognized for their honorable service to OHA and the community by a Board Resolution of Appreciation.

1.3.i. The Administrator will establish standards and operating procedures to ensure that such a resolution, fully executed by the sitting Trustees, is issued in a timely manner upon a Trustee's departure from OHA or to the families of the departed Trustees.

Trustee Authority

1.3.j. Trustees have decision-making authority only when acting as a Trustee in a duly called and agendized meeting. The BOT shall not be bound in any way by any action or statement on the part of any individual Trustee or employee, except when such statement or action is directly related to a specific action of the BOT.

Reference: *HRS § 92-1; HRS Chapter 92F, including §§ 92F-2, 92F-11, and applicable exceptions under § 92F-13.*

For Action Item BOT #26-16 Reference:

HRS §92-1 Declaration of policy and intent. In a democracy, the people are vested with the ultimate decision-making power. Governmental agencies exist to aid the people in the formation and conduct of public policy. Opening up the governmental processes to public scrutiny and participation is the only viable and reasonable method of protecting the public's interest. Therefore, the legislature declares that it is the policy of this State that the formation and conduct of public policy -the discussions, deliberations, decisions, and action of governmental agencies - shall be conducted as openly as possible. To implement this policy the legislature declares that:

(1) It is the intent of this part to protect the people's right to know;

(2) The provisions requiring open meetings shall be liberally construed; and

(3) The provisions providing for exceptions to the open meeting requirements shall be strictly construed against closed meetings. [L 1975, c 166, pt of §1]

Reference: *OHA Board of Trustees Executive Policy Manual, updated October 22, 2026, Section 1030, Policy 1.3.d(3)(i), Fiduciary Duty of Confidentiality – Disclosure of Work Product (pp. 7–9; counsel to confirm final adopted text).*

For Action Item BOT #26-16 Reference:

HRS Chapter 92F

§92F-2 Purposes; rules of construction. In a democracy, the people are vested with the ultimate decision-making power. Government agencies exist to aid the people in the formation and conduct of public policy. Opening up the government processes to public scrutiny and participation is the only viable and reasonable method of protecting the public's interest. Therefore the legislature declares that it is the policy of this State that the formation and conduct of public policy—the discussions, deliberations, decisions, and action of government agencies—shall be conducted as openly as possible.

The policy of conducting government business as openly as possible must be tempered by a recognition of the right of the people to privacy, as embodied in section 6 and section 7 of Article I of the Constitution of the State of Hawaii.

This chapter shall be applied and construed to promote its underlying purposes and policies, which are to:

1. Promote the public interest in disclosure;
2. Provide for accurate, relevant, timely, and complete government records;
3. Enhance governmental accountability through a general policy of access to government records;
4. Make government accountable to individuals in the collection, use, and dissemination of information relating to them; and
5. Balance the individual privacy interest and the public access interest, allowing access unless it would constitute a clearly unwarranted invasion of personal privacy. [L 1988, c 262, pt of §1]

Reference: *OHA Board of Trustees Executive Policy Manual, updated October 22, 2026, Section 1030, Policy 1.3.d(3)(i), Fiduciary Duty of Confidentiality – Disclosure of Work Product (pp. 7–9; counsel to confirm final adopted text).*

For Action Item BOT #26-16 Reference:

HRS Chapter 92F

§92F-11 Affirmative agency disclosure responsibilities.

a. All government records are open to public inspection unless access is restricted or closed by law.

b. Except as provided in section 92F-13, each agency upon request by any person shall make government records available for inspection and copying during regular business hours.

c. Unless the information is readily retrievable by the agency in the form in which it is requested, an agency shall not be required to prepare a compilation or summary of its records.

d. Each agency shall assure reasonable access to facilities for duplicating records and for making memoranda or abstracts.

e. The office of information practices may adopt rules, pursuant to chapter 91, to protect agency records from theft, loss, defacement, alteration, or deterioration and to prevent manifestly excessive interference with the discharge of agencies' other lawful responsibilities and functions. [L 1988, c 262, pt of §1; am L 2010, c 100, §§1, 3; am L 2017, c 165, §1]

Reference: *OHA Board of Trustees Executive Policy Manual, updated October 22, 2026, Section 1030, Policy 1.3.d(3)(i), Fiduciary Duty of Confidentiality – Disclosure of Work Product (pp. 7–9; counsel to confirm final adopted text).*

For Action Item BOT #26-16 Reference:

HRS Chapter 92F

§92F-13 Government records; exceptions to general rule. This part shall not require disclosure of:

1. Government records which, if disclosed, would constitute a clearly unwarranted invasion of personal privacy;
2. Government records pertaining to the prosecution or defense of any judicial or quasi-judicial action to which the State or any county is or may be a party, to the extent that such records would not be discoverable;
3. Government records that, by their nature, must be confidential in order for the government to avoid the frustration of a legitimate government function;
4. Government records which, pursuant to state or federal law including an order of any state or federal court, are protected from disclosure; and
5. Inchoate and draft working papers of legislative committees including budget worksheets and unfiled committee reports; work product; records or transcripts of an investigating committee of the legislature which are closed by rules adopted pursuant to section 21-4 and the personal files of members of the legislature. [L 1988, c 262, pt of §1; am L 1993, c 250, §1]

Reference: *OHA Notice to Requester: Germaine Meyers, June 26, 2026 (request received May 28, 2026).*

NOTICE TO REQUESTER

TO: Germaine Meyers, email: hikino96792@gmail.com

FROM: Office of Hawaiian Affairs, Rozelle A. Agag, Associate General Counsel, Corporate Counsel Office, 560 N. Nimitz Hwy., Ste 200, Honolulu, HI 96817, 808-594-1835, oha.uipa@oha.org.
(Agency, and agency contact person's name, telephone number, mailing, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: 5/28/2026

DATE OF THIS NOTICE: 6/26/2026

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

1. The complete investigation report accepted by the Board of Trustees concerning OHA Administrator Stacy K. Ferreira.

2. All findings, conclusions, evidence, exhibits, supporting documents, witness statements, and other materials relied upon by the investigator in reaching the report's conclusions.

3. Records identifying the allegations that were investigated, including records identifying the source(s) of those allegations, to the extent disclosure is permitted under UIPA.

4. The contract, agreement, scope of work, procurement documents, and any amendments relating to the independent investigator retained by OHA.

5. The total cost incurred by OHA for the investigation, including all invoices, payments, and related expenditure records.

6. Records identifying who authorized or approved the investigation and who approved the contract for investigative services.

7. Copies of any solicitation, request for proposals, request for qualifications, procurement notices, bid submissions, proposals received, evaluations conducted, and records relating to the selection of the investigator.

8. Any additional records relating to the investigation that were reviewed, considered, or relied upon by the Board in accepting the investigation report.

THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:

- ☐ **Will be granted in its entirety.**
- ☐ **Cannot be granted. Agency is unable to disclose the requested records for the following reason:**
  - ☐ Agency does not maintain the records. (HRS § 92F-3)
    Other agency that is believed to maintain records:
  - ☐ Agency needs further clarification or description of the records requested. Please contact the agency and provide the following information:
  - ☐ Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))
- ☒ **Will be granted in part and denied in part, OR**
- ☐ **Is denied in its entirety**

Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.
(Describe the portions of records that the agency will not disclose.)

RECORDS OR INFORMATION WITHHELD	APPLICABLE STATUTES	AGENCY JUSTIFICATION

1. The complete investigation report accepted by the Board of Trustees concerning OHA Administrator Stacy K. Ferreira[Withheld in its entirety pursuant to HRS § 92F-13(2), HRS § 92F-13(3), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4); withholding of confidential and privileged attorney communications with external counsel, records contain attorney-work product prepared in anticipation of litigation, withheld as records would not be discoverable in a judicial action, and also withheld as disclosure would frustrate the agency's ability to perform a legitimate government function as the investigation proceeding is not concluded.]

2. All findings, conclusions, evidence, exhibits, supporting documents, witness statements, and other materials relied upon by the investigator in reaching the report's conclusions. [Withheld in its entirety pursuant to HRS § 92F-13(2), HRS § 92F-13(3), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4); withholding of confidential and privileged attorney communications with external counsel, records contain attorney-work product prepared in anticipation of litigation, withheld as records would not be discoverable in a judicial action, and also withheld as disclosure would frustrate the agency's ability to perform a legitimate government function as the investigation proceeding is not concluded.]

3. Records identifying the allegations that were investigated, including records identifying the source(s) of those allegations, to the extent disclosure is permitted under UIPA. [Withheld in its entirety pursuant to HRS § 92F-13(2), HRS § 92F-13(3), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4); withholding of confidential and privileged attorney communications with external counsel, records contain attorney-work product prepared in anticipation of litigation, withheld as records would not be discoverable in a judicial action, and also withheld as disclosure would frustrate the agency's ability to perform a legitimate government function as the investigation proceeding is not concluded.]

4. The contract, agreement, scope of work, procurement documents, and any amendments relating to the independent investigator retained by OHA. [The Agency does not maintain the records. Nevertheless, records would be withheld in its entirety pursuant to HRS § 92F-13(2), HRS § 92F-13(3), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4); withholding of confidential and privileged attorney communications of external counsel, information contains attorney-work product prepared in anticipation of litigation, withheld as records would not be discoverable in a judicial action, and also withheld as disclosure would frustrate the agency's ability to perform a legitimate government function as the investigation proceeding is not concluded.]

5. The total cost incurred by OHA for the investigation, including all invoices, payments, and related expenditure records. [Redacted pursuant to HRS § 92F-13(2), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4); redacted confidential and privileged attorney communications with external counsel, information contains attorney work product prepared in anticipation of litigation, withheld as records would not be discoverable in a judicial action.]

6. Records identifying who authorized or approved the investigation and who approved the contract for investigative services. [Withheld in its entirety pursuant to HRS § 92F-13(2), HRE Rule 503 (HRS Chapter 626); withheld confidential and privileged attorney-client communications with external counsel, withheld as records would not be discoverable in a judicial action.]

7. Copies of any solicitation, request for proposals, request for qualifications, procurement notices, bid submissions, proposals received, evaluations conducted, and records relating to the selection of the investigator. [The Agency does not maintain the records. Nevertheless, records would be withheld in its entirety pursuant to HRS § 92F-13(2), HRS § 92F-13(3), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4); withholding of confidential and privileged attorney communications of external counsel, information contains attorney-work product prepared in anticipation of litigation, and withheld as records would not be discoverable in a judicial action.}

8. Any additional records relating to the investigation that were reviewed, considered, or relied upon by the Board in accepting the investigation report. None.

REQUESTER'S RESPONSIBILITIES:

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you have any **questions about this notice or the records being sought, contact the agency representative listed at the top of this form.** Send your payment, if any, to the agency at the address listed at the top of this form. DO NOT SEND PAYMENT to the Office of Information Practices (OIP) unless you are requesting records directly from OIP.

If you do not meet the requirements of this notice within **20 business days** after the postmark or email date of this notice or the date the agency makes the records available, your request will be **presumed abandoned,** and the agency shall have no further duty to process your request. Once the agency begins to process your request, you may be liable for any fees and costs incurred. If you wish to cancel or modify your request, you must notify the agency upon receipt of this notice.

OIP does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, oip@hawaii.gov, or 250 South Hotel Street, Suite 107, Honolulu, Hawai'i, 96813.

METHOD & TIMING OF DISCLOSURE:

Records available for public access in their entireties must be disclosed within a reasonable time, not to exceed 10 business days from the date the request was received, or after receipt of any prepayment required. Records not available in their entireties must be disclosed within 5 business days after this notice or after receipt of any prepayment required. HAR § 2-71-13(c). If incremental disclosure is authorized by HAR § 2-71-15, the first increment must be disclosed within 5 business days of this notice or after receipt of any prepayment required.

Method of Disclosure:

- ☐ Inspection at the following location:
- ☒ As requested, a copy of the record(s) will be provided in the following manner:
  - ☐ Available for pick-up at the following location: OHA, 560 N. Nimitz Hwy, Ste 200, Honolulu, HI 96817
  - ☐ Will be mailed to you.
  - ☒ Will be transmitted to you by other means requested: email to hikino96792@gmail.com

Timing of Disclosure: All records, or the first increment if applicable, will be made available or provided to you:

- ☐ On
- ☒ **After prepayment** of 50% of fees and 100% of costs, as estimated below.

For incremental disclosures, each subsequent increment will be disclosed within 20 business days after:

- ☐ The prior increment (if one prepayment of fees is required and received), or
- ☒ Receipt of each incremental prepayment, if prepayment for each increment is required.

Records will be disclosed in increments because the records are voluminous and the following extenuating circumstances exist:

- ☐ Agency must consult with another person to determine whether the record is exempt from disclosure under HRS chapter 92F.
- ☒ Request requires extensive agency efforts to search, review, or segregate the records or otherwise prepare the records for inspection or copying.
- ☐ Agency requires additional time to respond to the request in order to avoid an unreasonable interference with its other statutory duties and functions.
- ☐ A natural disaster or other situation beyond agency's control prevents agency from responding to the request within 10 business days.

ESTIMATED FEES & COSTS AND PAYMENT:

FEES: For personal record requests under Part III of chapter 92F, HRS, the agency may charge you for its costs only, and fee waivers do not apply.

For public record requests under Part II of chapter 92F, HRS, the agency is authorized to charge you fees to search for, review, and segregate your request (even if a record is subsequently found to not exist or will not be disclosed in its entirety). The agency must waive the first $30 in fees assessed for general requesters, OR in the alternative, the first $60 in fees when the agency finds that the request is made in the public interest. Only one waiver is provided for each request. *See* HAR §§ 2-71-19, -31, -32.

COSTS: For either personal or public record requests, the agency may charge you for the costs of copying and delivering records in response to your request, and other lawful fees and costs.

PREPAYMENT: The agency may require prepayment of 50% of the total estimated fees and 100% of the total estimated costs prior to processing your request. If a prepayment is required, the agency may wait to start any search for or review of the records until the prepayment is received by the agency. Additionally, if you have outstanding fees or costs from previous requests, including abandoned requests, the agency may require prepayment of 100% of the unpaid balance from prior requests before it begins any search or review for the records you are now seeking.

The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

For public record requests only:

Fees:

Category	Explanation	Amount
Search	Estimate of time to be spent: **6** hours ($2.50 for each 15-minute period)	**$ 60.00**
Review & segregation	Estimate of time to be spent: **8** hours ($5.00 for each 15-minute period)	**$ 160.00**
Fees waived	☐general ($30), **OR** ☒ public interest ($60) (Only one waiver per request)	**($ 60.00)**
Other	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	**$ 0**
Total Estimated Fees:	**Sum of applicable fees**	**$ 160.00**

Reference: *OHA Notice to Requester: Germaine Meyers, June 26, 2026 (request received May 28, 2026).*

For public or personal record requests:

Costs:

Category	Explanation	Amount
Copying	Estimate of # of pages to be copied: **30** (@ $ **0.05** per page, pursuant to HRS § 92-21)	**$ 1.50**
Delivery	Postage	**$ 0**
Other	Enter other costs if applicable	**$ 0**
Total Estimated Costs:	**Sum of applicable costs**	**$ 1.50**

TOTAL ESTIMATED FEES AND COSTS from above: **$ 161.50**

☒ **PREPAYMENT IS REQUIRED** (50% of fees + 100% of costs, as estimated above) **$ 81.50**

☐ **UNPAID BALANCE FROM PRIOR REQUESTS** (100% must be paid before work begins) **$ 0**

TOTAL AMOUNT DUE AT THIS TIME $ 81.50

☒ **The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.**

Payment may be made by:

- ☐ cash
- ☒ personal check payable to: Office of Hawaiian Affairs
- ☐ other: Enter other means of payment

Submit your payment to the agency at the address listed at the beginning of this form, including the name of the agency's contact person.

Reference: *OHA Notice to Requester: Blaze Lovell / Honolulu Civil Beat, July 15, 2026 (request received June 30, 2026).*

NOTICE TO REQUESTER

TO: Blaze Lovell, email: blovell@civilbeat.com

FROM: Office of Hawaiian Affairs, Rozelle A. Agag, Associate General Counsel, Corporate Counsel Office, 560 N. Nimitz Hwy., Ste 200, Honolulu, HI 96817, 808-594-1835, oha.uipa@oha.org.
(Agency, and agency contact person's name, telephone number, mailing, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: 6/30/2026

DATE OF THIS NOTICE: 7/15/2026

GOVERNMENT RECORDS YOU REQUESTED (attach copy of request or provide brief description below):

1) **The investigative report produced around September 2025 into allegations that BOT Chair Kai Kahele created a toxic or hostile work environment, abused his authority or engaged in conduct unbecoming of a trustee; and**
2) **The investigation report into Stacy K. Ferreira completed by ES&A by at least April 2026 and accepted by the Board of Trustees on May 28, 2026.**

THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:

- ☐ **Will be granted in its entirety.**
- ☐ **Cannot be granted. Agency is unable to disclose the requested records for the following reason:**
  - ☐ Agency does not maintain the records. (HRS § 92F-3)
    Other agency that is believed to maintain records:
  - ☐ Agency needs further clarification or description of the records requested. Please contact the agency and provide the following information:
  - ☐ Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))
- ☐ **Will be granted in part and denied in part, OR**
- ☒ **Is denied in its entirety**
  Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.
  (Describe the portions of records that the agency will not disclose.)

RECORDS OR INFORMATION WITHHELD	APPLICABLE STATUTES	AGENCY JUSTIFICATION
1 The investigative report produced around September 2025.	**[Withheld in its entirety pursuant to HRS § 92F-13(2), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4), and HRS 92-13(1); withholding of confidential and privileged attorney communications with external counsel, records contain attorney-work product prepared in anticipation of litigation, withheld as records would not be discoverable in a judicial action, and records, if disclosed, would constitute a clearly unwarranted invasion of personal privacy.]**	
2. The investigation report into Stacy K. Ferreira completed by ES&A	**[Withheld in its entirety pursuant to HRS § 92F-13(2), HRS § 92F-13(3), HRE Rule 503 (HRS Chapter 626), HRCP Rule 26(b)(4), and HRS 92-13(1); withholding of confidential and privileged attorney communications with external counsel, records contain attorney-work product prepared in anticipation of litigation, withheld as records would not be discoverable in a judicial action, records, if disclosed, would constitute a clearly unwarranted invasion of personal privacy, and also withheld as disclosure would frustrate the agency's ability to perform a legitimate government function as the investigation proceeding is not concluded.]**	

Reference: *OHA Notice to Requester: Germaine Meyers, June 26, 2026 (request received May 28, 2026).*

REQUESTER'S RESPONSIBILITIES:

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you have any **questions about this notice or the records being sought, contact the agency representative listed at the top of this form.** Send your payment, if any, to the agency at the address listed at the top of this form. DO NOT SEND PAYMENT to the Office of Information Practices (OIP) unless you are requesting records directly from OIP.

If you do not meet the requirements of this notice within **20 business days** after the postmark or email date of this notice or the date the agency makes the records available, your request will be **presumed abandoned,** and the agency shall have no further duty to process your request. Once the agency begins to process your request, you may be liable for any fees and costs incurred. If you wish to cancel or modify your request, you must notify the agency upon receipt of this notice.

OIP does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, oip@hawaii.gov, or 250 South Hotel Street, Suite 107, Honolulu, Hawai'i, 96813.

METHOD & TIMING OF DISCLOSURE:

Records available for public access in their entireties must be disclosed within a reasonable time, not to exceed 10 business days from the date the request was received, or after receipt of any prepayment required. Records not available in their entireties must be disclosed within 5 business days after this notice or after receipt of any prepayment required. HAR § 2-71-13(c). If incremental disclosure is authorized by HAR § 2-71-15, the first increment must be disclosed within 5 business days of this notice or after receipt of any prepayment required.

Method of Disclosure:

- ☐ Inspection at the following location:
- ☐ As requested, a copy of the record(s) will be provided in the following manner:
  - ☐ Available for pick-up at the following location: OHA, 560 N. Nimitz Hwy, Ste 200, Honolulu, HI 96817
  - ☐ Will be mailed to you.
  - ☐ Will be transmitted to you by other means requested: email to _____.

Timing of Disclosure: All records, or the first increment if applicable, will be made available or provided to you:

- ☐ On
- ☐ **After prepayment** of 50% of fees and 100% of costs, as estimated below.

For incremental disclosures, each subsequent increment will be disclosed within 20 business days after:

- ☐ The prior increment (if one prepayment of fees is required and received), or
- ☐ Receipt of each incremental prepayment, if prepayment for each increment is required.

Records will be disclosed in increments because the records are voluminous and the following extenuating circumstances exist:

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FEES: For personal record requests under Part III of chapter 92F, HRS, the agency may charge you for its costs only, and fee waivers do not apply.

For public record requests under Part II of chapter 92F, HRS, the agency is authorized to charge you fees to search for, review, and segregate your request (even if a record is subsequently found to not exist or will not be disclosed in its entirety). The agency must waive the first $30 in fees assessed for general requesters, OR in the alternative, the first $60 in fees when the agency finds that the request is made in the public interest. Only one waiver is provided for each request. *See* HAR §§ 2-71-19, -31, -32.

COSTS: For either personal or public record requests, the agency may charge you for the costs of copying and delivering records in response to your request, and other lawful fees and costs.

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The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

For public record requests only:

Fees:

Category	Explanation	Amount
Search	Estimate of time to be spent: **0** hours ($2.50 for each 15-minute period)	**$** Enter search fee amount
Review & segregation	Estimate of time to be spent: **0** hours ($5.00 for each 15-minute period)	**$ 0**
Fees waived	☐general ($30), **OR** ☐ public interest ($60) (Only one waiver per request)	**0**
Other	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	**$ 0**
Total Estimated Fees:	**Sum of applicable fees**	**$** Enter total fee estimate

For public or personal record requests:

Costs:

Category	Explanation	Amount
Copying	Estimate of # of pages to be copied: (@ $ **0.05** per page, pursuant to HRS § 92-21)	**$ 0**
Delivery	Postage	**$ 0**
Other	Enter other costs if applicable	**$ 0**
Total Estimated Costs:	**Sum of applicable costs**	**$ 0**

TOTAL ESTIMATED FEES AND COSTS from above: **$ 0**

Reference: *OHA Notice to Requester: Germaine Meyers, June 26, 2026 (request received May 28, 2026).*

☒ **PREPAYMENT IS REQUIRED** (50% of fees + 100% of costs, as estimated above) **0**

☐ **UNPAID BALANCE FROM PRIOR REQUESTS** (100% must be paid before work begins) **$ 0**

TOTAL AMOUNT DUE AT THIS TIME 0

☐ **The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.**

Payment may be made by:

- ☐ cash
- ☐ personal check payable to: Office of Hawaiian Affairs
- ☐ other: Enter other means of payment

Submit your payment to the agency at the address listed at the beginning of this form, including the name of the agency's contact person.

OFFICE OF HAWAIIAN AFFAIRS

BOARD OF TRUSTEES

IV. Executive Session§

A. Legal Matters. Consultation with Board Counsel pursuant to Hawai‘i Revised Statutes (HRS) § 92-5(a)(4) regarding the Board of Trustees’ powers, duties, privileges, immunities, and liabilities relating to the proposed public release of two formal complaints and their related independent investigation materials concerning governance and executive leadership including the potential waiver of applicable attorney work-product protections, confidentiality obligations, and applicable legal considerations pursuant to Section 1030, Policy 1.3.d(3)(i), of the Office of Hawaiian Affairs Board of Trustees Executive Policy Manual, as updated October 22, 2026.

- No Material for this item