

ERIC RYAN

P.O. Box 2443 • Ewa Beach, Hawaii 96706 • (808) 457-1950 • ericryan@hawaii.rr.com

HAND DELIVERED

September 13, 2011

David M. Louie
Department of the Attorney General
State of Hawaii
425 Queen Street
Honolulu, HI 96813

RE: **PUBLIC CORRUPTION COMPLAINT #2 AGAINST STATE REP. KYMBERLY PINE RYGLOWSKI (a.k.a. "Kym Pine"): First Degree Theft (multiple counts in multiple years) from State of Hawaii of at least \$150,000, Misappropriation of State Funds and Resources Diverted to Political Campaigns and Partisan Recipients, Receiving Stolen Property, Money Laundering, Fraud, Conspiracy, Unsworn Falsifications, Tampering with Public Records, False Reporting, False Statements Under Oath, Use of Computer In Commission of Crimes, Fundraising on State Property, etc.**

Dear Mr. Louie:

Yesterday, I sent you a criminal complaint and evidence concerning Kym Pine's explicit blackmailing and extortion of Honolulu city council member Tom Berg to obtain a city government job on the city payroll for one of her longtime political associates, John Gollner, her current chief of staff.

Today, as a whistleblower who has worked very closely with Pine, Berg, Gollner and other Pine staffers in Rep. Pine's state legislative office for several years, I am hand delivering to you this comprehensive criminal complaint along with a mountain of evidence on CD-ROM chronicling Kym Pine's rampant lawbreaking and her multi-year, organized criminal schemes of engaging in public corruption with her state employees to defraud taxpayers through illegally misappropriating state funds for the unlawful benefit of her political campaign and other related Pine-favored political beneficiaries of her theft.



The evidence provided herein shows that Pine has been systematically looting the state treasury and filing false reports to cover up her crimes of illegally directing state-funded campaign support which directly and primarily benefits Friends of Kymberly Pine, with additional beneficiaries of Pine's theft including but not limited to Tom Berg's campaign for state house, Berg's campaign for city council, three Pine-controlled noncandidate campaign committees, as well as HIRA's multiple Republican Tea Party events at the State Capitol organized and promoted by Pine and her state employees from inside Pine's state office using state resources.

In a conspiracy of theft and fraud easily costing taxpayers at more than twice as much as disgraced, imprisoned city council member Rene Mansho -- *who spent one year in prison, five years on probation, and had to pay restitution of \$65,000* -- Pine and her staff of state employees have willfully engaged in an ongoing criminal scheme and conspiracy to conduct and conceal illegal activity on a massive scale which has illegally remained unreported undisclosed to this day – the defrauding of taxpayers in furtherance of her political career and the deliberate falsification of records to cover up these crimes.



While state laws compel elected officials like Pine to utilize her staff of four paid state employees in her State Capitol office for official state business exclusively, the evidence shows that Pine illegally engaged in various ‘*Rene Mansho on steroids*’ schemes of utilizing her state capitol staff of state employees to perform political and other non-state work on a regular basis. Every single one of these state employees along with Pine’s state office and its many resources were being illegally and extensively and nonchalantly misappropriated by Pine over several years for nonstate purposes, primarily political; turning Pine’s taxpayer-funded government office into a veritable ‘political war room’ in which Pine illegally granted special favors to herself and others on a daily basis and her official acts routinely facilitated costly theft on a daily basis resulting in Pine illegally funding and subsidizing her own political campaign as well as illegally funding and subsidizing many other political projects favored by Pine.

Pine, in this continuing course of conduct, illegally and systematically utilized her legislative staff members to illegally and regularly perform expected campaign and other political and non-state tasks while on state work time (and off the clock) and using state resources such as databases, computers, telephones, office space, office equipment, and so on. As the evidence shows, every single member of her staff, every state employee, has been engaged in illegal activities at the State Capitol on State time. The misuse of state funds, resources, personnel, equipment, and offices amounts to theft of state property and/or services and Pine’s intent to benefit from that theft amounts to receipt of stolen property and/or services. The long-term coordination by Pine and her state employees to engineer this theft represents a conspiracy which has been active through the present day for many years.



PINE’S 2009 LEGISLATIVE STAFF OF STATE CAPITOL EMPLOYEES:
Dan Douglass, Chief of Staff Sarah Hunt (Sarah Correa), Tom Berg, Daniel Brackins

By my calculations, the total amount of public funds misappropriated during 2009 and 2010 through this conspiracy to steal from taxpayers and hide that theft through campaign finance and computer crimes is far in excess of the \$20,000 threshold for the class B felony offense of Theft in the First Degree in each of these two years. Based on the evidence provided and upon my multiple years of involvement with Pine's political activities and her state office and her endless misappropriations, I can testify and show evidence that Pine is clearly guilty of multiple counts of First Degree Theft, having stolen tens of thousands of dollars from taxpayers in 2009 and then again in 2010 for an estimated grand total of \$150,000 for illegal misuse of her staff, her office, and other state resources.



***TWO OF PINE'S 2010 LEGISLATIVE STAFF OF STATE CAPITOL EMPLOYEES:
Chief of Staff John Gollner, Tom Berg***

By illegally using state personnel and other state resources for campaign expenses, Pine did not have to spend her own money or her campaign committee's money on these valuable services. To this end, Pine's campaign has been illegally subsidized with tens of thousands of dollars in value stolen from taxpayers, not to mention infused with cash illegally raised by State employees for Pine's benefit from inside the State Capitol. Presumably, Rep. Pine will next run for Honolulu City Council and will take full advantage of funds in her campaign warchest left over from her illegal activities which financed and subsidized her 2010 campaign to the detriment of unknowing taxpayers. In the same way, Pine made sure that Berg's campaigns for state house and city council were also financed with stolen state funds and illicit campaign fundraising, not to mention the Pine-controlled committees West Oahu 2010, Save Ewa Beach and Protect Our Keiki from which I resigned earlier this year after being unable to persuade Pine and Berg to amend their campaign finance reports to include in-kind contributions from taxpayers.

Moreover, Pine repeatedly and deliberately violated campaign spending laws, committing unsworn falsifications and other above-referenced crimes by repeatedly filing false campaign spending reports which deliberately omitted these in-kind contributions of stolen taxpayer resources in order to avoid implicating herself as having committed these and other crimes. Pine clearly intended to mislead public servants at the state Campaign Spending Commission (CSC) through these phony reports. Not a penny of this misappropriation of in-kind value for her personal and political benefit has been disclosed in any

campaign finance reports filed by her state-registered campaign committee, Friends of Kymberly Pine, of which Pine serves as chair and April Nishii serves as treasurer. Nor have these receipts of substantial in-kind contributions been reported by other state-registered campaign committees. From Pine's actions and her coverup through false reporting, it is clear that Pine and her co-conspirators intended to permanently deprive state taxpayers of the property, services and funds she stole from the State of Hawaii. **In addition to going to prison, Pine needs to pay back taxpayers and forfeit her government pension and benefits.**

My inspiration for pursuing this whistleblower action is spelled out in the background section of the enclosed appendix to this criminal complaint. Put succinctly, earlier this year I received individual orientation and classroom training from City ethics chief Chuck Totto while serving as a top staff member at the Honolulu City Council. Using Rene Mansho and other criminal cases like Andy Mirikitani and Rod Tam as examples, Totto made it extremely clear how a multitude of self-dealing actions taken by politicians and their government staff amounts to theft from taxpayers, plain and simple. Well, not only did I bear witness to such theft all around me at Honolulu Hale on a very regular basis (*leading to a separate complaint filed with the City Prosecutor's office against Tom Berg*), I quickly found myself immediately and painfully reflecting on the past few years of my involvement with Kym Pine and her staff state employees who were illegally and regularly performing political work on government time while abusing government resources. This abuse of power inspired me to start work on this very complaint several months ago; the complaint which I am delivering to you today, in hopes that your department's prosecution of Pine and her co-conspirators will be a deterrent to others.

In regard to these and other crimes of theft committed by Pine, I believe that she is directly responsible for the theft of at least \$150,000 from the State of Hawaii and its taxpayers when all the misappropriation reported herein is added up. With the delivery of this whistleblower complaint, **it is now up to you and your deputies and investigators at the AG's office to deliver criminal justice in this matter as well as to get that money back which Pine stole.**



On the opening day of the 2009 state legislative session, Rep. Pine posed with her staff of State employees, all of whom were illegally utilized by Pine to advance her political aspirations rather than exclusively conducting official State business: Sarah Hunt, Daniel De Gracia, Daniel Brackins, and Tom Berg

Therefore, please accept this communication as a criminal complaint against state representative Kymberly Pine-Ryglowski a.k.a. Kym Pine in regard to ongoing conspiracies and corrupt schemes spearheaded by Pine to systematically and repeatedly violate state and even federal laws and the public trust by conducting an illegal and highly organized enterprise for the personal and political benefit of Rep. Pine; **stealing from the State of Hawaii, directing the proceeds of that theft, to include receiving the proceeds of the theft herself as the candidate and chairman of Friends of Kymberly Pine.** Please understand that I and others personally witnessed these crimes committed by Pine and so I am providing you herein with more than enough irrefutable evidence to back up these charges. As the whistleblower in this matter, you should be made aware that I have worked very closely with Rep. Pine on various political endeavors for several years, both in her state capitol office, at her home, by phone, at numerous meetings elsewhere, as well as electronically, which explains the high volume of evidence provided herein.

Please allow me to immediately summarize the evidence and the charges I am making against Pine in this criminal complaint in two brief parts. As evidenced by the more than 1,500 pages of exhibits included, first is a summary of the illegal activities engaged in by Pine and her state employees as well as the obviously tangible benefits which accrued to Pine and others she favored; all of which were illegally obtained by theft through Pine's misuse of her office's state employees. Second, I will address how **none** of the benefits and/or value of Pine's public corruption to her campaign and others (i.e. large in-kind donations from the State of Hawaii) have ever been reported by Pine for 2009 and 2010 to the State Campaign Spending Commission in order for Pine and her campaign treasurer to ensure disguising of said theft from taxpayers.

I. GRAND THEFT BY PINE: ILLEGAL MISAPPROPRIATION OF \$150,000+ IN STATE RESOURCES (A.K.A. SCHEMES TO DIVERT TAXPAYER FUNDING FOR PINE'S FAVORED POLITICAL PURPOSES):

As clearly revealed in the 1,500+ pages of evidence provided, here are examples of political and other projects unrelated to official State business knowingly and illegally worked on during State time by Pine, her various chiefs of staff and all other State employees inside Pine's State office illegally using State resources. These illegal schemes include but are not limited to the following criminal conspiracies conducted from inside Pine's State Capitol office through which Pine and her co-conspirators unlawfully and deliberately misappropriated state funds for political purposes which have gone unreported to CSC:

- Organizing, promoting and coordinating multiple fundraising events for Pine's own state house re-election campaign (Friends of Kymberly Pine) and for related partisan campaign committees, including Tom Berg for State House, Tom Berg for City Council, et al;
- Coordinating multiple partisan political campaigns (*strategy, advertising, messaging, promotion, voter lists, leaflet distribution, etc.*) for the benefit of Pine, Berg and other candidates from inside Pine's State Capitol office;
- Planning and conducting online and other political fundraising for the benefit of Pine, Berg and others from inside Pine's State Capitol office. Though political fundraising on state or county property is strictly prohibited, Pine and her state employees worked to electronically raise money from Pine's State Capitol office -- *organizing fundraising lists, writing solicitations, managing fundraising software, sending e-blasts, monitoring proceeds, etc.*;
- Conspiring to perform, gather, share, and utilize state-funded political opposition research on the political opponents of Pine and the opponents of her allies from inside Pine's State Capitol office;

- Use state funds and resources to obtain and exploit lists of prospective donors and voters for political fundraising and campaign support from inside Pine's State Capitol office by repurposing constituent e-mail addresses maintained in state databases for use in fundraising solicitations and requests for political support by Pine's campaign, as well as by abusing Pine's office to obtain additional e-mail lists as proceeds from her state office's illegal investments of state resources into the campaigns of Pine, Berg, Tea Party, Grassroot Institute, HIRA, et al as well as other nonstate purposes;
- Planning, operating and secretly funding three Pine-controlled 'independent' noncandidate campaign committees (*West Oahu 2010*, *Protect Our Keiki*, and *Save Ewa Beach*) established for the 2010 election cycle -- illegally designed with maximum coordination and control by Pine and her campaign for the explicit purpose of supporting her 2010 re-election as well as the election of other Republican candidates -- including Pine staffer Tom Berg -- from inside Pine's State Capitol office. These Pine-led campaigns involved attacking Democrats Jason Bradshaw (Pine's opponent), Rida Cabanilla (Berg's opponent) and Willie Espero (Tito Montes' opponent) using mailers, e-mail blasts, flyer distribution, websites and more while promoting Pine and select Republican candidates.



- Regularly communicating and coordinating with Pine's political consultant during state hours using state resources for the benefit of Pine's campaign;
- Coordinating with Pine's political consultant (and Berg's political consultant) to exploit large volume of e-mail addresses obtained through Pine's official capacity as state representative for fundraising and campaigning by Pine, Berg and others -- to include all of Pine's official databases and e-mail addresses of constituents in House District 43 and many more;
- Using state e-mail system and Pine's state office's growing database of e-mail addresses to coordinate Pine's campaign and other political and private involvements and to promote partisan political rallies -- mailing lists prepared and administered by Rep. Pine's State Capitol office staff and Pine's political consultant utilizing a variety of campaign-related software, such as Aristotle's "Complete Campaigns";
- Using State employees to collect e-mail addresses from state-funded Pine websites, state-funded Pine legislative lobbying rallies, Republican Tea Party events at State Capitol and the like, all produced by Pine's office which Pine in turn uses for fundraising and political campaigning.

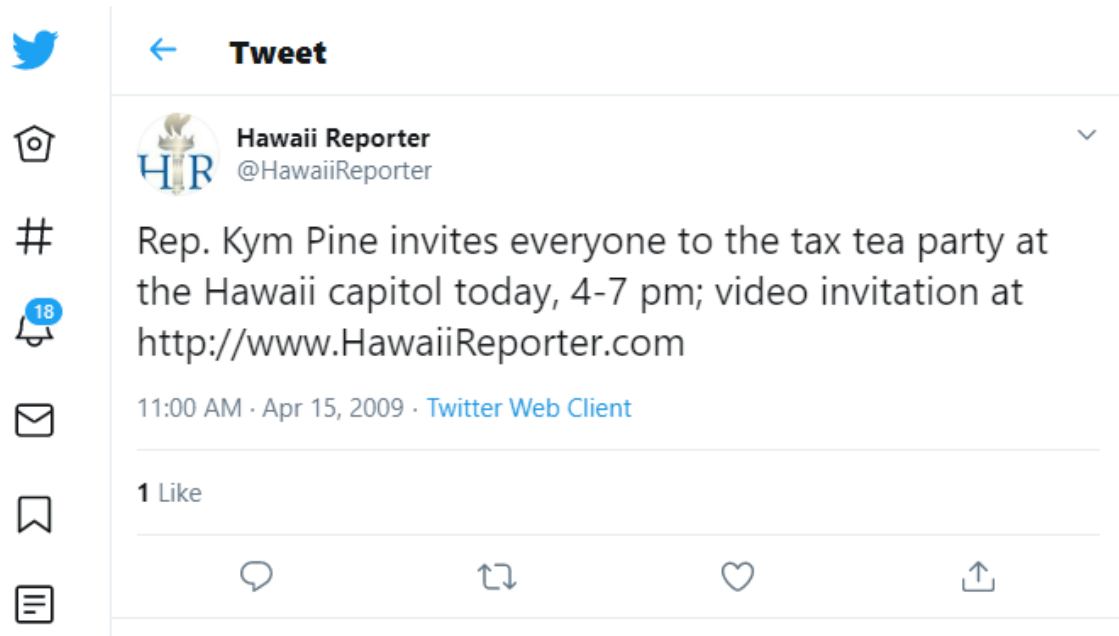
- Development of marketing plan for Republican Party of Hawaii;
- Development of proposed platform for Republican Party of Hawaii;
- Coordination of partisan messaging with Hawaii GOP by Pine's State Capitol office and organizing partisan political exposure for fellow Republican legislators;
- Formation and promotion and management of partisan organization Hawaii Republican Assembly (HIRA) and coordination of HIRA events, including HIRA's "Overtaxed Hawaii" anti-HGEA counter-protest organized largely by Pine's State Capitol office;
- Organizing campaign for leadership positions in Republican Party of Hawaii, including a member of Pine's legislative staff – with carte blanche given by Pine to her State employee Dan Douglass and the rest of Pine's staff to campaign on State time using State resources and other State employees to get Douglass elected to political post through soliciting support of partisan political convention delegates through telemarketing, flyers, online promotion, etc.
- Soliciting and coordinating sponsorships, volunteers, and more for partisan political rallies
- Development and maintenance and promotion of political websites and political videos for Pine and other Republicans from Pine's State Capitol office;
- Actively coordinating Pine's public relations messaging with Pine's political campaign through coordinated promotion of legislative agenda, press conferences, interviews, campaign shirts, signs, etc.
- Soliciting and coordinating online pro-Pine comments on websites from Pine's State Capitol office
- Direct state-funded coordination between Pine chief of staff, Pine treasurer, and Pine political consultant in fundraising for Pine inside Pine's State Capitol office.
- Producing Pine's campaign website and campaign promotional materials and organizing volunteers and campaign activities;
- Regularly using Pine's State Capitol offices for partisan political meetings, political strategy meetings, Tea Party planning meetings, e-mail organizing meetings, fundraising meetings, etc.
- Illegally organizing multiple Republican Tea Party events from Pine's State Capitol office, which served as the headquarters for producing and promoting multiple, partisan Tea Party political rallies designed to heighten Pine's public profile and secure new supporters/donors/etc.;



- Promotion of Pine’s Tea Party candidacy (see ads, e-blasts, and site for Pine/Ching fundraiser);
- Use of state e-mail system and state e-mail lists to recruit participants for Pine campaign’s entry in Ewa Beach Christmas parade. Using State employees and State resources to recruit campaign parade walkers and then use State employees and resources to produce a video of the campaign parade walkers and disseminate that video via State e-mail.



HIRA TEA PARTY COMMERCIAL: Produced by Pine, Berg and Ryan inside Pine’s State Capitol Office



All of the above-listed activities conducted by Pine and her state employees in her state office are strictly prohibited. Moreover, these types of activities have already been ruled on by state courts as constituting theft. Indeed, upon Rene Mansho's conviction and sentencing in the Summer of 2002, Hawaii News Now reported, *"For years, Mansho directed her council staff to work on her re-election campaigns while on city time - a violation of state law."* Well, that's precisely what Kym Pine has been doing over at the State Capitol and much, much more. Ultimately, the campaigns of Pine and others were literally state-funded, but you won't find these in-kind contributions in the CSC reports of Pine and other campaign committees which benefitted from the illegal state support from Pine's office and staff.

As you can imagine, having Pine's state employees and state resources illegally misappropriated for so many illegal activities over such a long period of time in the form of thousands and thousands of man-hours plus the tangible market costs of Pine's illegal misuse of her legislative district's state office, equipment, and other resources really adds up. The political campaigns of other politicians typically have to shell out serious money to pay for campaign staff, promotion, opposition research, event planning, fundraising and the like. By defrauding the State, Pine illegally pushed these expenses and more onto Hawaii taxpayers. My own estimate is that more than \$150,000 in theft by Pine took place – solely counting what I saw with my own eyes and have documented herein. That's **double** how much Rene Mansho stole from taxpayers. Plus, there's MUCH more which I was not privy to that your own investigation could easily uncover. I am happy to share with your investigators my calculations.

But you will not find a penny of that theft documenting how the State of Hawaii became an illegal and unwitting donor to Pine's campaign and other favored recipients of Pine's theft as reflected in Pine's fraudulent and highly incomplete campaign finance reports filed with the CSC.

II. FALSE CAMPAIGN FINANCE REPORTING BY PINE AND ASSOCIATED COMMITTEES WHICH RECEIVED STOLEN STATE FUNDS, PROPERTY AND/OR SERVICES:

State law clearly requires elected officials to file complete and accurate reports with the State Campaign Spending Commission whenever their political campaigns receive anything of value (cash, services, use of resources, etc.). There is no exception to this lawful requirement, even if State or City employees are illegally utilized for political work at their government jobs. Well, naturally, Pine filed false reports to hide her theft of such illegal political use of State employees for the benefit of Pine's 'political career'; repeatedly misusing her office as detailed above (and the enclosed 1,500 pages of evidence) and then lying in her campaign reports to CSC by deliberately failing to disclose stolen resources from the State of Hawaii, such as essentially paying campaign workers with state funds to act as employees while doing campaign work and using state office space and state equipment and resources for the same illicit reasons.

Completely omitted from years of Pine's campaign finance reports filed by Pine and her treasurer April Nishii for Friends of Kymberly Pine in 2009 and 2010 are the mandatory disclosures of several years of in-kind contributions from the State of Hawaii coupled with dollar values, dates, and specific details. Common sense might cause one to assume that all thieves should be expected to lie about their crimes. But previous island politicians like Rene Mansho were convicted of both the theft and the false reporting. So, Kym Pine made her choice to be guilty of both sets of crimes. Pine and her co-conspirators stole from taxpayers by systematically misusing her state office for campaign purposes day

after day, month after month, year after year, and deliberately failed to disclose that theft in her mandatory reports of all campaign income (including in-kind) to the Campaign Spending Commission.

In addition to Pine's phony reporting which omits the value of years of abusing her power over state employees, state office space, state equipment, and more for non-state purposes beneficial to her political campaign and those political investments she favored, Pine has also failed to report the value of funds raised illegally from Pine's State Capitol office for the benefit of Pine's campaign which were then utilized by Pine's campaign committee as well as laundered then diverted to three Pine-controlled noncandidate committees for use in promoting Pine (and her political allies) and for use in attacking Pine's political opponent (and those of her political allies). In furtherance of her unlawful re-election schemes, Pine falsified government documents to cover up her connection to and her covert funding of her illegal and secretive Pine-controlled committees (*West Oahu 2010*, *Protect Our Keiki*, *Save Ewa Beach*), for which Pine and her office provided financing, planning, management, opposition research and more.

Once your department has verified the evidence provided and gathered additional evidence of your own, I am confident that you will find that none of the in-kind donations from the State of Hawaii illegally obtained by Pine will appear in her fraudulent campaign committee's finance reports to the CSC. Likewise, you will not find any of the theft reflected in Berg's campaign finance reports or in those of the three Pine-controlled noncandidate committees. Government officials Pine and Berg routinely falsified government reports submitted to the CSC in order to keep their fingerprints off Pine's illegal conspiracy to commit theft from the State of Hawaii in order to influence voters in the 2010 election.

KYM PINE'S MINDSET BEFORE AND AFTER THE 2010 CAMPAIGN

"I am going to have to step up everything in my campaign as I received the official title of being the #1 target of the democrat progressives."

Pine in e-mail to State Capitol employee and consultant Daniel Brackins on 8/31/10

"I unfortunately was the Republican target this year by the Democrats with every union giving max donations to my opponent, the Political Director for the AFL-CIO. We have lost many legislators in the past who were targeted in the same way."

Pine in e-mail to Hawaii Republican Party leaders on 12/2/10

PLEASE MOVE QUICKLY TO PRESERVE EVIDENCE

Taxpayers need you to fulfill your legal obligation to prosecute public corruption. Your department needs to investigate and prosecute and convict Pine and her accomplices. All the evidence you could possibly need is included herein. In addition, you need to obtain electronic communications of Pine and her state employees. Additional evidence can be obtained in their e-mail accounts, text exchanges,

online messaging, phone records, and more. Please act quickly. I believe your department must expedite this investigation and move quickly to preserve evidence. Rep. Pine and her staff presumably are in the position to delete e-mails and shred evidence at the State Capitol and elsewhere. Moreover, those of us in Pine's inner circle were told to use personal email and cell phones as much as possible to keep our political activities off the grid and undetected. I now believe that her insistence on using private phones and email was intended to get around public records laws. I urge you to contact Pine and all those named in this complaint with demands for preservation of evidence.

Based on the probable cause provided by the evidence in this complaint, an AG investigation that utilized tools such as search warrants, subpoenas, and witness interviews would undoubtedly yield an even greater amount of illegal misappropriation of state funds. At the very least, I highly recommend that you gather additional evidence through an expedited search warrant for Pine's State Capitol office and that you subpoena her phone(s) and computer(s). I am confident that obtaining search warrants for computers of Pine and her staff will undoubtedly reveal additional lawbreaking pertaining to planning, coordination and execution of non-State business.

ADDITIONAL OUTCOMES NEEDED FROM AN AG INVESTIGATION:

- It is essential that your department's investigations determine dollar values that each committee benefitting from the in-kind donations from Pine's office would be mandated to lawfully report to the CSC, whether the contributions and expenses were legal or illegal in order to provide transparency to the public.
- Years of corrected CSC campaign finance reports from Friends of Kymberly Pine will need to be ordered. It is unlikely that committee chair Pine and committee treasurer Nishii will ever take the initiative to acknowledge the theft and other improprieties which led directly to Pine's campaign committee receiving stolen State contributions. Your AG investigation will surely need to estimate dollar amounts for the in-kind contributions from the State of Hawaii to the Friends of Kymberly Pine over several years of reporting periods so that these amounts can be reflected in amended reports which are honest and transparent for the public. You should also move to shut down this committee which were used in furtherance of Pine's criminal conspiracies.
- Likewise, years of corrected CSC campaign finance reports from Friends of Tom Berg (*and other candidates benefitting from the illegal support of Pine's office*) will need to be ordered. It is unlikely that Berg will acknowledge the theft and other improprieties which led directly to Berg's campaign committee receiving stolen State contributions. Your AG investigation will surely need to estimate dollar amounts for the in-kind contributions from the State of Hawaii to Friends of Tom Berg over several years of reporting periods so that these amounts can be reflected in amended reports which are honest and transparent for the public. You should also move to shut down this committee which were used in furtherance of Pine's criminal conspiracies.
- Amended CSC reports will need to be ordered from the three Pine-controlled noncandidate committees Save Ewa Beach, Protect Our Keiki, and West Oahu 2010. The illegal in-kind contributions from Pine's state employees and state office to these committees is substantial and arguably exceeds the actual cash donations to these committees arranged by Pine and her government staff. In light of my resignation from these committees earlier this year, since I am no longer an 'officer' of these committees acting at Pine's behest, you will undoubtedly need to order de facto leaders of these committees (Pine and Nishii) to file amended reports for multiple

periods in 2010. You should also move to shut down these committees which were used in furtherance of Pine's criminal conspiracies.

- Pine directed chief Tea Party sponsor Hawaii Republican Assembly (HIRA) not to report the two years of in-kind contributions from Pine's state office and Pine's state employees to the CSC. Having learned from ethics honcho Chuck Totto that what Pine did was illegal and realizing that Pine's motive for directing HIRA not to report this income was in furtherance of covering up her criminal schemes. HIRA will gladly revise its reports for 2009 and 2010 once the total theft by Pine has been reported to our treasurer Mike Palcic so that our CSC reports will be accurate and complete. Based on your investigation, HIRA has requested that your department provide a list of dates and amounts for in-kind contributions from the State of Hawaii as well as dates and amounts for the associated in-kind expenditures. Until then, there is simply no way that HIRA can honestly account for these stolen funds and nonmonetary value in keeping with the lawful requirement that will be true, complete, and accurate without your agency fully investigating this theft. Given the weeks of work involved at Pine's office with planning, organizing, promoting and financing our annual Tea Party rallies and other political initiatives worked on by Pine's office, HIRA presently estimates the value received from the State of Hawaii to be in the neighborhood of \$55,000 in 2009 and \$35,000 in 2010. Unlike the Grassroot Institute and other Tea Party event co-sponsors who benefitted from these political events which required weeks of preplanning and state employee time and use of state resources, HIRA has an obligation to report income and expense transactions to the CSC, including illegal in-kind support from Pine's state office and employees. Your department's assistance would be greatly appreciated.

Finally, AG Louie, if Rene Mansho and Andy Mirikitani belonged in jail for public corruption, then crooked Kym Pine more than meets the criteria. The evidence against Pine is undeniable and overwhelming. As an elected official, Pine knows that she is prohibited from abusing her official position to secure and grant unwarranted privileges, advantages and treatment for herself and others. Like all elected officials in Hawaii, Pine also knows that abusing her office for private gain is felony theft, that knowingly filing phony campaign spending reports is felony fraud, and that using her state employees in schemes for mutual benefit is felony conspiracy. Given the severity of Pine's crimes, the irrefutable evidence, and the certainty of successful prosecution, it is clear that Pine is unfit to hold any office going forward and must be punished for her illegal and felonious activities. Your department has an obligation to the taxpayers to prosecute Pine and to recover the funds stolen from state taxpayers.

Having refused my requests to correct her CSC reports, Pine knows how I feel about her lawbreaking and that I intend to report it to authorities like you. Moreover, she has made it clear that she intends to wage a campaign of retribution against me for being disloyal to her and her political ambitions. For these reasons, you will undoubtedly be pressured by Pine and her allies (possibly even within your ranks at the AG's office) to ignore these charges and all of this evidence. However, Pine severely betrayed the public's trust; abusing her position of power and violating Hawaii's theft statutes for her own benefit by embezzling tax dollars while in office, while covering up that theft with false reporting. It is your department's duty to prosecute public officials who steal from the public treasury. There can be no doubt Pine did exactly that. Now, it is your turn.

I hope you'll agree with me that there should never be any evidence of such wrongdoing by elected officials in the State of Hawaii. Yet, Rep. Pine has repeatedly acted as if she believes herself to be above the law. Pine repeatedly stole from the State of Hawaii and systematically cooked her books to cover her okole. She is a one-woman crime wave who needs to be stopped, punished, and made to pay back every stolen dollar of the \$150K+ that she owes taxpayers.

I've already lost my job at Honolulu Hale and endured months of public attacks for pursuing this whistleblower complaint to expose Kym Pine as a crook. It had better not be for nothing. I've endured a lot of grief publicly and privately in choosing to be a whistleblower. Please don't turn a blind eye to this public corruption. The enclosed evidence is irrefutable and demands prosecution.

Please remember, Kym Pine has stolen more than double the amount stolen by Rene Mansho, who went to prison for one year, was on probation for five years and had to pay \$65,000 in restitution. Doing nothing about Pine's crimes shouldn't even be an option.

Please let me know when you have assigned someone to the case and provide me his/her contact info.

As with the public corruption complaint filed with your department and delivered to you yesterday, please accept my offer to cooperate fully with your investigation. You can reach me via the contact information on the first page of this letter. I look forward to your earliest possible reply and the speediest possible justice.

Sincerely,

\s\

ERIC S. RYAN

Enclosures