



**STATE OF HAWAII
BOARD OF EDUCATION**

P. O. BOX 2360
HONOLULU, HAWAII 96804

March 5, 2007

Mr. Les Kondo, Esq., Director
Ms. Leah L. Takeuchi, Esq.
Office of Information Practices
No. 1 Capitol District Building
250 South Hotel Street, Suite 107
Honolulu, Hawaii 96813

Dear Mr. Kondo and Ms. Takeuchi:

RE: Appeal from Denial of Access to Executive Session Minutes
(APPEAL 07-9 and APPEAL 07-13)

Thank you for your letter dated February 28, 2007, that closes the file the Office of Information Practices (OIP) had opened in response to Mr. Larry Geller's appeal for the minutes of the September 7, 2006, Board of Education (Board) executive session item regarding the evaluation of the Charter School Administrative Office Executive Director.

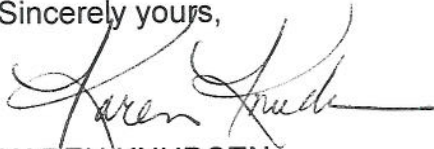
For clarification of the process involved in producing the redacted audio tape, the Board would like to restate its need to contract with outside companies to fulfill the request. We maintain that we do not have the resources or the technical abilities internally to produce a redacted audio tape. Appropriate transcription, editing, redaction, and audio tape tools and services are necessary to provide such an audio tape to the requestor. The Board would rely on the review of a deputy attorney general, our staff, and Board to identify portions of the transcript that should be redacted.

The \$880 cost estimate reflects an estimate based on the estimates given by several transcription services companies and audio tape services companies to produce the redacted audio tape. These companies stated that a written transcript, redacted, along with the audio tape, would need to be provided to the audio tape services company for editing and producing the redacted audio tape. The audio tape services company would need to rely on a redacted transcript to produce the redacted audio tape. The transcription and audio tape services sought would not be for Board purposes but to produce a redacted audio tape of the executive session item in order to fulfill the request.

Mr. Leslie H. Kondo, Esq., Director
Ms. Leah L. Takeuchi, Esq.
March 5, 2007
Page 2

We thank you for the work spent in addressing this public inquiry. If I can be of any further assistance, please call me at the Board Office at 586-3334.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Karen Knudsen".

KAREN KNUDSEN
Chairperson

cc: All Board members
Holly T. Shikada, Deputy Attorney General
Mr. Larry Geller (via e-mail)