



DEPARTMENT OF THE ATTORNEY GENERAL

**News Release**

**LINDA LINGLE**  
GOVERNOR

---

Mark J. Bennett, Attorney General  
Phone: (808) 586-1500  
Fax: (808) 586-1239

---

For Immediate Release: November 21, 2008

News Release 2008-46

**KAUAI JURY RETURNS INDICTMENT**

HONOLULU – A Kauai grand jury today returned an indictment against James H. Pfleuger on seven counts of Manslaughter and one count of Reckless Endangering in the First Degree.

The indictment stems from the deaths of seven people on March 14, 2006, resulting from the breach of the Ka Loko dam and the massive release of floodwaters. A criminal investigation has been ongoing since March 2006, and the presentation of this matter to the grand jury resulted from that investigation.

An indictment is only an accusation. Mr. Pfleuger is considered innocent unless and until he is found guilty beyond a reasonable doubt by a judge or jury.

Attorney General Mark Bennett said, “We believe that the evidence justified the presentation to a grand jury of a case charging James Pfleuger with Manslaughter for recklessly causing the deaths of Alan Gareth Dingwall, Daniel Jay Arroyo, Rowan Grey Makana Fehring-Dingwall, Aurora Solveig Fehring, Christina Michelle McNees, Timothy Wendell Noonan, Jr., and Carl Wayne Rotstein.”

Bennett expects that the trial in this matter will take place on Kauai.

###

For more information, contact:  
Bridget Holthus  
Special Assistant to the Attorney General  
(808) 586-1284  
[bridget.holthus@hawaii.gov](mailto:bridget.holthus@hawaii.gov)  
[www.hawaii.gov/ag](http://www.hawaii.gov/ag)