

NEIL ABERCROMBIE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
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IN REPLY REFER TO:
HAR-EP
4006.14

September 18, 2013

ATTORNEY CLIENT PRIVILEGED

Dr. Steven Dollar, Ph.D.
President
Marine Research Consultants, Inc.
1039 Waakaua Place
Honolulu, Hawaii 96822

Dear Dr. Dollar:

Subject: Marine Assessment Services

Confirming our understanding regarding your obligations to the Department of Transportation (DOT) during a conversation with Ms. Jadine Urasaki, Deputy Director for Projects, on the morning of September 16, 2013, we note the following:

1. It is understood that no conflict of interest or breach of our contract has occurred as you are not being retained by Matson Navigation Company, Incorporated or its affiliates to conduct marine assessment services in and around Honolulu Harbor.
2. It is understood that you are not authorized to dive in and around Honolulu Harbor to conduct any assessments except as only directed by us for our New Day Work Projects.
3. It is understood that when DOT moves forward with its Department of the Army permit application for the Kapalama Container Terminal project and its associated NEPA document, we will at that time develop a plan to work with the United States Army Corps of Engineers and federal resource agencies to proceed to reassess as necessary the marine environment as directed by our office.

Dr. Steven Dollar, Ph.D.
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Please call Jadine Urasaki, Deputy Director of Projects at (808) 587-2156 if you have any questions.

Very truly yours,


GLENN M. OKIMOTO, Ph.D.
Director of Transportation

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