



DEPARTMENT OF THE ATTORNEY GENERAL

DAVID Y. IGE
GOVERNOR

DOUGLAS S. CHIN
ATTORNEY GENERAL

For Immediate Release
July 26, 2017

News Release 2017-99

STATE WINS AIRPORT PERMIT DISPUTE

HONOLULU – Attorney General Doug Chin announced today that state circuit court Judge Jeffrey P. Crabtree ruled in favor of the Hawaii Department of Transportation (HDOT) and against helicopter operator Novictor Aviation, LLC (Novictor) in a dispute regarding Novictor’s 30-day permit at the Daniel K. Inouye International Airport in Honolulu.

Novictor had been a permittee under a temporary, revocable 30-day permit at the Daniel K. Inouye International Airport in Honolulu. On July 3, 2017, Novictor asked the court to issue a preliminary injunction to prevent the State from terminating Novictor’s permit until another “suitable” location was determined.

Attorney General Chin said, “The State acted properly and followed all applicable laws and processes in terminating the permit. HDOT is committed to treating all airport users fairly. HDOT will continue discussing alternative locations with Novictor to avoid any business interruption for passengers.”

The State was represented internally by Deputy Attorneys General John Price, Marjorie Lau, and Julia Verbrugge. Novictor was represented by the Honolulu law firm Cades Schutte.

A copy of the court’s minute order, is attached.

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For more information, contact:

Joshua A. Wisch
Special Assistant to the Attorney General
Phone: (808) 586-1284
Email: joshua.A.Wisch@hawaii.gov
Web: <http://ag.hawaii.gov>
Twitter: @ATGHlgov

CIVIL MOTIONS CALENDAR
FIRST CIRCUIT
SIXTH DIVISION

DATE: MONDAY, JULY 24, 2017
JUDGE: HONORABLE JEFFREY P. CRABTREE, JUDGE PRESIDING
CLERK:
REPORTER:
BAILIFF/LAW CLERK:

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12:00 A.M.

1CC 17-1-000927 NOVICTOR AVIATION LLC
VS.
SOH DEPT TRANSPORTATION

CALVERT GRAHAM CHIPCHASE
FOR NOVICTOR AVIATION LL

***ADDITIONAL MINUTES/MINUTE ORDER REGARDING
HEARINGS HELD ON 7/21/17 AND 7/24/17

MINUTE ORDER 7/25/17:

BASED ON THE WRITTEN SUBMISSIONS AND ORAL
JUDGMENT, AND ON THE TESTIMONY AND EXHIBITS
RECEIVED ON JULY 21, 2017, AND JULY 24, 2017, AND
THE COURT HAVING TAKEN THE MOTION UNDER ADVISEMENT
ON JULY 24, 2017, THE COURT HEREBY DENIES THE
MOTION.

THE COURT WILL ISSUE A REASONED ANALYSIS IN THE
FORM OF A PROPOSED ORDER WHICH COUNSEL WILL BE
INVITED TO COMMENT ON AND SUGGEST CHANGES TO. IT
WILL LIKELY TAKE SEVERAL WEEKS TO ISSUE THE
REASONED OPINION, AS WE HAVE A JURY TRIAL NEXT
WEEK.

BECAUSE NOVICTOR'S CONTINUING PRESENCE (OR
LOCATION) AT THE AIRPORT IS IN FLUX, IF EITHER
PARTY NEED A FORMAL ORDER DENYING THE MOTION
DURING THE INTERIM PERIOD BEFORE THE COURT'S
WRITTEN, REASONED ANALYSIS IS COMPLETED, THE COURT
WILL CONSIDER SIGNING AN INTERIM ORDER.

THE COURT WILL SHORTLY ISSUE A SEPARATE MINUTE
ORDER CONCERNING POSSIBLE SETTLEMENT DISCUSSIONS.

MINUTE ORDER 7/25/17:

RE: SETTLEMENT CONFERENCE

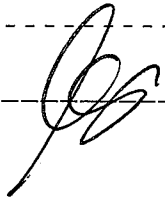
THE COURT IS ORDERING A FURTHER SETTLEMENT
CONFERENCE IN THIS CASE, IMMEDIATELY.

COUNSEL WILL BE CONTACTED BY COURT STAFF TO
SCHEDULE A SETTLEMENT CONFERENCE TO BE HELD THIS
WEEK, OR ON MONDAY JULY 31, 2017.

CIVIL MOTIONS CALENDAR
FIRST CIRCUIT
SIXTH DIVISION

DATE: MONDAY, JULY 24, 2017
JUDGE: HONORABLE JEFFREY P. CRABTREE, JUDGE PRESIDING
CLERK:
REPORTER:
BAILIFF/LAW CLERK:

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DATE: 07-25-2017 BY ORDER OF THE COURT:  -----CLERK