



DEPARTMENT OF THE ATTORNEY GENERAL

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GOVERNOR

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News Release 2018-34

RANDALL T. SAITO INDICTED FOR ESCAPE AND IDENTITY THEFT

HONOLULU – Attorney General Russell A. Suzuki announced today that Randall T. Saito was indicted by a Honolulu Grand Jury on one count of Escape in the Second Degree and four counts of Identity Theft in the First Degree.

Saito was previously charged with Escape in the Second Degree for his escape from the Hawaii State Hospital in November of 2017, and was pending trial in that matter. The newly indicted case charges Saito with his escape from the Hawaii State Hospital, as well as four new counts of Identity Theft in the First Degree, for Saito's unauthorized use of another person's identity to facilitate his escape. Bail was confirmed in the amount of \$500,000.00 cash. If Saito were to post the \$500,000.00 cash bail, he would not be released into the community, but would return to the custody of the Hawaii State Hospital.

Escape in the Second Degree is a class C felony and carries a maximum sentence of 5 years in prison and a \$10,000.00 fine. Identity Theft in the First Degree is a class A felony and carries a maximum sentence of 20 years in prison and a \$50,000.00 fine.

Saito is presumed innocent unless and until he is found guilty of the charges beyond a reasonable doubt. A copy of the charging document is attached.

Separate administrative and criminal investigations of the circumstances related to the November 12, 2017, incident involving Saito are ongoing.

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Attorneys for the State of Hawaii

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

STATE OF HAWAII,) CASE NO. 1CPC-18-0000742
)
vs.) COUNT I:
) ESCAPE IN THE SECOND DEGREE
RANDALL T. SAITO,) (§ 710-1021(1), H.R.S.)
) (A.G. RPT. NO. 17-4140)
Defendant.)
) COUNTS II-V:
) IDENTITY THEFT IN THE FIRST DEGREE
) (§ 708-839.6(1)(a), H.R.S.)
) (A.G. RPT. NOS. 18-0451; 18-1818; 18-1819;
) & 18-1820)
)
) INDICTMENT
)
)

INDICTMENT

THE GRAND JURY CHARGES:

COUNT I:

On or about the 12th day of November, 2017, to and including the 15th day of November, 2017, in the City and County of Honolulu, State of Hawaii, RANDALL T. SAITO, did intentionally escape from a correctional or detention facility, or from custody, thereby

committing the offense of Escape In The Second Degree, in violation of Section 710-1021(1) of the Hawaii Revised Statutes.

If convicted of this offense or any included felony offense, RANDALL T. SAITO may be subject to sentencing in accordance with Section 706-661 and Section 706-662(4)(a) of the Hawaii Revised Statutes where he is a multiple offender in that he is being sentenced for two or more felonies or is already under sentence of imprisonment for any felony, and an extended term of imprisonment is necessary for the protection of the public.

“Detention facility” means any place used for the confinement of a person: (a) Arrested for, charged with, or convicted of a criminal offense; or (b) Confined pursuant to chapter 571; or (c) Held for extradition; or (d) Otherwise confined pursuant to an order of a court.

“Custody” means restraint by a public servant pursuant to arrest, detention, or order of a court.

“Public servant” means any officer or employee of any branch of government, whether elected, appointed, or otherwise employed, and any person participating as advisor, consultant, or otherwise, in performing a governmental function, but the term does not include jurors or witnesses.

COUNT II:

On or about the 16th day of October, 2017, in the City and County of Honolulu, State of Hawaii, RANDALL T. SAITO, did make or cause to be made, either directly or indirectly, a transmission of any personal information of Alvin Clayton Pimento, also known as Alvin Pimento, also known as Alvin by any oral statement, any written statement, or any statement

conveyed by any electronic means, with the intent to facilitate the commission of Escape In The Second Degree, thereby committing the offense of Identity Theft In The First Degree, in violation of Section 708-839.6(1)(a) of the Hawaii Revised Statutes.

If convicted of this offense or any included felony offense, RANDALL T. SAITO may be subject to sentencing in accordance with Section 706-661 and Section 706-662(4)(a) of the Hawaii Revised Statutes where he is a multiple offender in that he is being sentenced for two or more felonies or is already under sentence of imprisonment for any felony, and an extended term of imprisonment is necessary for the protection of the public.

“Personal information” means information associated with an actual person or a fictitious person that is a name, an address, a telephone number, an electronic mail address, a driver's license number, a social security number, an employer, a place of employment, information related to employment, an employee identification number, a mother's maiden name, an identifying number of a depository account, a bank account number, a password used for accessing information, or any other name, number, or code that is used, alone or in conjunction with other information, to confirm the identity of an actual or a fictitious person.

COUNT III:

On or about the 7th day of November, 2017, in the City and County of Honolulu, State of Hawaii, RANDALL T. SAITO, did make or cause to be made, either directly or indirectly, a transmission of any personal information of Alvin Clayton Pimento, also known as Alvin Pimento, also known as Alvin by any oral statement, any written statement, or any statement conveyed by any electronic means, with the intent to facilitate the commission of Escape In The

Second Degree, thereby committing the offense of Identity Theft In The First Degree, in violation of Section 708-839.6(1)(a) of the Hawaii Revised Statutes.

If convicted of this offense or any included felony offense, RANDALL T. SAITO may be subject to sentencing in accordance with Section 706-661 and Section 706-662(4)(a) of the Hawaii Revised Statutes where he is a multiple offender in that he is being sentenced for two or more felonies or is already under sentence of imprisonment for any felony, and an extended term of imprisonment is necessary for the protection of the public.

“Personal information” means information associated with an actual person or a fictitious person that is a name, an address, a telephone number, an electronic mail address, a driver's license number, a social security number, an employer, a place of employment, information related to employment, an employee identification number, a mother's maiden name, an identifying number of a depository account, a bank account number, a password used for accessing information, or any other name, number, or code that is used, alone or in conjunction with other information, to confirm the identity of an actual or a fictitious person.

COUNT IV:

On or about the 11th day of November, 2017, in the City and County of Honolulu, State of Hawaii, RANDALL T. SAITO, did make or cause to be made, either directly or indirectly, a transmission of personal information of Alvin Clayton Pimento, also known as Alvin Pimento, also known as Alvin by any oral statement, any written statement, or any statement conveyed by any electronic means, with the intent to facilitate the commission of Escape In The Second Degree, thereby committing the offense of Identity Theft In The First Degree, in violation of Section 708-839.6(1)(a) of the Hawaii Revised Statutes.

If convicted of this offense or any included felony offense, RANDALL T. SAITO may be subject to sentencing in accordance with Section 706-661 and Section 706-662(4)(a) of the Hawaii Revised Statutes where he is a multiple offender in that he is being sentenced for two or more felonies or is already under sentence of imprisonment for any felony, and an extended term of imprisonment is necessary for the protection of the public.

“Personal information” means information associated with an actual person or a fictitious person that is a name, an address, a telephone number, an electronic mail address, a driver's license number, a social security number, an employer, a place of employment, information related to employment, an employee identification number, a mother's maiden name, an identifying number of a depository account, a bank account number, a password used for accessing information, or any other name, number, or code that is used, alone or in conjunction with other information, to confirm the identity of an actual or a fictitious person.

COUNT V:

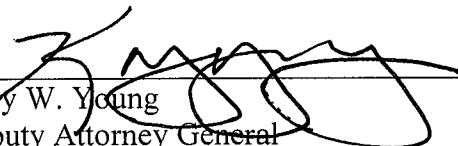
On or about the 12th day of November, 2017, in the City and County of Honolulu, State of Hawaii, RANDALL T. SAITO, did make or cause to be made, either directly or indirectly, a transmission of any personal information of Alvin Clayton Pimento, also known as Alvin Pimento, also known as Alvin by any oral statement, any written statement, or any statement conveyed by any electronic means, with the intent to facilitate the commission of Escape In The Second Degree, thereby committing the offense of Identity Theft In The First Degree, in violation of Section 708-839.6(1)(a) of the Hawaii Revised Statutes.

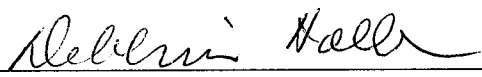
If convicted of this offense or any included felony offense, RANDALL T. SAITO may be subject to sentencing in accordance with Section 706-661 and Section 706-662(4)(a) of the

Hawaii Revised Statutes where he is a multiple offender in that he is being sentenced for two or more felonies or is already under sentence of imprisonment for any felony, and an extended term of imprisonment is necessary for the protection of the public.

“Personal information” means information associated with an actual person or a fictitious person that is a name, an address, a telephone number, an electronic mail address, a driver's license number, a social security number, an employer, a place of employment, information related to employment, an employee identification number, a mother's maiden name, an identifying number of a depository account, a bank account number, a password used for accessing information, or any other name, number, or code that is used, alone or in conjunction with other information, to confirm the identity of an actual or a fictitious person.

DATED: Honolulu, Hawaii, May 10, 2018.


Kory W. Young
Deputy Attorney General
State of Hawaii


Grand Jury Foreperson