

BEFORE THE HAWAII STATE ETHICS COMMISSION

STATE OF HAWAII

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HAWAII STATE ETHICS COMMISSION,	)	Charge No. 13-Cg-3	STATE OF HAWAII STATE ETHICS COMMISSION
	)		
Complainant,	)	FURTHER STATEMENT	
	)	OF ALLEGED VIOLATION	
vs.	)		
	)		
KURUMI KAAPANA-AKI	)		
	)		
Respondent.	)		
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FURTHER STATEMENT OF ALLEGED VIOLATION

Under the authority of and pursuant to Hawaii Revised Statutes ("HRS") section 84-31(b), the Hawaii State Ethics Commission, in furtherance of Charge No. 13-Cg-3, Hawaii State Ethics Commission v. Kurumi Kaapana-Aki, issued by the Hawaii State Ethics Commission on February 26, 2013, hereby issues this Further Statement of Alleged Violation against Kurumi Kaapana-Aki ("Respondent"), based on the following:

## GENERAL ALLEGATIONS

### The State Ethics Code and The State Ethics Commission

1. The people of Hawaii believe that state employees must exhibit the highest standards of ethical conduct. To this end, the Hawaii State Constitution mandates that the legislature adopt a code of ethics applicable to all state employees. Haw. Const. Art. XIV.

2. In accordance with and pursuant to the constitutional mandate, the State Ethics Code, chapter 84, HRS, establishes standards of conduct that the legislature deemed necessary to preserve the public's confidence in state employees and creates the State Ethics Commission with the power to administer and enforce those standards. Preamble, chapter 84, HRS, and section 84-31, HRS.

3. The Legislature directed that the Commission "liberally construe" the provisions of the State Ethics Code "to promote high standards of ethical conduct in state government." Section 84-1, HRS.

4. All state employees, with the exception of judges and justices, are subject to and must comply with the State Ethics Code.

### Myron B. Thompson Academy, Respondent and Diana Oshiro

5. Myron B. Thompson Academy ("MBTA") is a public charter school, organized pursuant to chapter 302B, HRS (repealed L.

2012).

6. At all times relevant herein, MBTA was located at 629 Pohukaina Street, Honolulu, Hawaii ("Pohukaina Street Location").

7. MBTA receives the majority of its funding from the State.

8. MBTA is a "state agency," as defined in the State Ethics Code.

9. At all times relevant herein, MBTA's hours of operation on school days, i.e., MBTA instructional days and teacher institute days, were 8:00 a.m. to 4:00 p.m. ("school hours").

10. At all times relevant herein, Diana Oshiro ("Oshiro") was the Principal (aka Chief Executive Officer) of MBTA.

11. Respondent and Oshiro are sisters.

12. At all times relevant herein, Respondent was employed by MBTA as the Vice Principal (aka Chief Operating Officer) of MBTA's elementary division.

13. At all times relevant herein, Respondent was an "employee" as defined by the State Ethics Code.

14. At all times relevant herein, Respondent was also employed by Hawaiian Airlines ("HAL") as a flight attendant.

#### MBTA Policies and Procedures

15. Oshiro, as the Principal, was responsible for the

general operations and management of MBTA.

16. Oshiro's responsibilities included, among other things, granting, approving and/or authorizing the use of sick leave, personal leave, vacation leave, compensatory time, and any other excused leave for all MBTA employees, including Respondent.

17. At all times relevant herein, Respondent, as Vice Principal, was supervised by and reported to Oshiro.

18. Respondent, generally, was responsible for providing oversight and administrative leadership for MBTA's elementary division, including: (i) planning, managing, and supervising the school's operations and instructional program; (ii) supporting teachers in classroom management, discipline, safety, and curriculum; (iii) attending regular staff meetings, weekly "Leadership" meetings with other school administrators, and local school board meetings; and (iv) providing direction to a variety of faculty, staff and student programs and services.

19. From July 1, 2006, through June 30, 2012, MBTA and Respondent entered into a series of annual contracts, each entitled "Temporary Contract Employee" agreement ("TCE agreement"), under which Respondent was paid \$35,000 per TCE agreement.

20. The amount paid by MBTA to Respondent under the TCE agreements was in addition to her salary as the Vice Principal.

21. The TCE agreements, generally, were for the same services that Respondent was required to perform as part of her duties and responsibilities as the Vice Principal.

22. More specifically, the TCE agreements executed by MBTA and Respondent from July 1, 2007, through June 30, 2012, described the services to be performed as follows: "The Contract Employee will provide administrative leadership for the elementary division of MBTA and coordinate all curricular and instructional services required therein."

23. In each TCE agreement, Respondent expressly agreed to and was contractually required to perform the services described therein throughout the contract term, i.e., the 12 month period beginning July 1 and ending June 30 of the following year.

24. Because Respondent agreed to and was required to perform the services under the TCE agreements for the 12 month term of the contracts, Respondent was not eligible or otherwise entitled to earn compensatory time or other credit for school-related work that she performed during periods when the school was not in session, such as winter, spring and summer breaks.

#### Hawaiian Airlines Policies and Procedures

25. At all times relevant herein, HAL required its flight attendants to report to work for domestic (non-interisland) and international flights departing Honolulu no less than 75 minutes

(1.25 hours) before the flight's actual departure time.

26. For domestic and international flights on which she worked as a flight attendant departing Honolulu on a school day, Respondent was required to leave MBTA's Pohukaina Street Location at least 30 minutes before she was required to report to work for the flight, i.e., she left MBTA at least 105 minutes (1.75 hours) before the actual departure time. Thirty minutes includes the time required for Respondent to drive to the airport, to park at the airport, to walk or ride a HAL employee shuttle from the parking area to the HAL employee area, to change in to her HAL uniform, and to walk to the HAL gate.

27. At all times relevant herein, HAL required its flight attendants to remain on-duty following a domestic (non-interisland) flight's arrival in Honolulu for 15 minutes.

28. At all times relevant herein, HAL required its flight attendants to remain on-duty following an international flight's arrival in Honolulu for 30 minutes.

29. For domestic and international flights on which she worked as a flight attendant arriving in Honolulu on a school day, Respondent reported to work at MBTA no sooner than 45 to 60 minutes (0.75 to 1.0 hours) after the flight's arrival. Forty-five to 60 minutes includes the time required for Respondent to travel from the HAL gate to the HAL employee area, to change out of her HAL uniform, to walk or ride a HAL employee

shuttle to her car, and to drive to MBTA's Pohukaina Street Location.

30. For interisland travel, HAL policy required passengers to check in and be issued a boarding pass at least 30 minutes prior to the flight's actual departure time.

31. For interisland flights on which she traveled as a non-revenue passenger departing Honolulu on a school day, Respondent was required to leave MBTA's Pohukaina Street Location at least 45 minutes before the flight's actual departure time. Forty-five minutes includes 15 minutes for Respondent to drive to the airport, to park at the airport, to walk from the parking area to the HAL terminal, and to walk to the HAL gate.

32. For interisland flights on which she traveled as a non-revenue passenger arriving in Honolulu on a school day, Respondent reported to work at MBTA no sooner than 15 minutes after the flight's arrival. Fifteen minutes includes the time required for Respondent to travel from the HAL gate to her car and to drive to MBTA's Pohukaina Street Location.

33. HAL's policy governing employees' non-revenue travel privileges prohibits employees from traveling as non-revenue passengers for non-HAL related or personal business-related purposes.

Fair Treatment, HRS sections 84-13 and 84-13(3)

34. The Fair Treatment provision of the State Ethics Code is intended to prevent a state employee from misusing her state position to benefit herself or others.

35. More specifically, the Fair Treatment law does not allow an employee to use or attempt to use her official position "to secure or grant unwarranted privileges, exemptions, advantages, contracts, or treatment, for oneself or others[.]" HRS section 84-13. Further, the Fair Treatment law prohibits an employee from "using state time, equipment or other facilities for private business purposes." HRS section 84-13(3).

36. Respondent was absent from MBTA during school hours on numerous occasions, as detailed below, because of her work as a HAL flight attendant and other HAL-related travel.

37. Respondent did not account for those absences during school hours as sick leave, personal leave, or vacation leave.

38. Respondent's salary and employment benefits that she received from MBTA were not reduced or otherwise affected by her absences during school hours because of her work as a HAL flight attendant and other HAL-related personal travel.

39. For those days Respondent was absent during school hours because of her work as a HAL flight attendant, Respondent also received income from HAL.

40. Respondent misused her position, as a Vice Principal,



to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

A. SCHOOL YEAR 2006-2007 ABSENCES (Counts 1-15)

COUNT 1

41. The allegations contained in paragraphs 1 through 40 herein are repeated and realleged.

42. On Tuesday, March 6, 2007, as a non-revenue passenger, Respondent flew HAL flight 123 from Honolulu to Lihue, which departed at 7:50 a.m.

43. On Tuesday, March 6, 2007, Respondent returned to Honolulu as a non-revenue passenger on HAL flight 172, which arrived at approximately 3:05 p.m.

44. Tuesday, March 6, 2007, was a school day.

45. Respondent was absent for almost all of the school hours on March 6, 2007.

46. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

47. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or

otherwise be absent during school hours without accounting for those absences.

COUNT 2

48. The allegations contained in paragraphs 1 through 47 herein are repeated and realleged.

49. On Sunday, March 11, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

50. On Monday, March 12, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:23 p.m.

51. Monday, March 12, 2007, was a school day.

52. Respondent was absent during all of the school hours on Monday, March 12, 2007.

53. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 3

54. The allegations contained in paragraphs 1 through 53 herein are repeated and realleged.

55. On Wednesday, March 14, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 939 from

Anchorage, Alaska, to Honolulu, which arrived at 12:22 p.m.

56. Wednesday, March 14, 2007, was a school day.

57. Respondent was absent for more than one-half of the school hours on March 14, 2007.

58. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 4

59. The allegations contained in paragraphs 1 through 58 herein are repeated and realleged.

60. On Monday, April 2, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

61. On Tuesday, April 3, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:34 p.m.

62. Tuesday, April 3, 2007, was a school day.

63. Respondent was absent during all of the school hours on Tuesday, April 3, 2007.

64. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 5

65. The allegations contained in paragraphs 1 through 64 herein are repeated and realleged.

66. On Wednesday, April 11, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

67. On Thursday, April 12, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:32 p.m.

68. Thursday, April 12, 2007, was a school day.

69. Respondent was absent during all of the school hours on Thursday, April 12, 2007.

70. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 6

71. The allegations contained in paragraphs 1 through 70 herein are repeated and realleged.

72. On Wednesday, April 18, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

73. On Thursday, April 19, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:54 p.m.

74. Thursday, April 19, 2007, was a school day.

75. Respondent was absent during all of the school hours on Thursday, April 19, 2007.

76. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 7

77. The allegations contained in paragraphs 1 through 76 herein are repeated and realleged.

78. On Monday, May 7, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

79. On Tuesday, May 8, 2007, Respondent returned to

Honolulu, working HAL flight 9, which arrived at 8:54 p.m.

80. Tuesday, May 8, 2007, was a school day.

81. Respondent was absent during all of the school hours on Tuesday, May 8, 2007.

82. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 8

83. The allegations contained in paragraphs 1 through 82 herein are repeated and realleged.

84. On Monday, May 14, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

85. On Tuesday, May 15, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:36 p.m.

86. Tuesday, May 15, 2007, was a school day.

87. Respondent was absent during all of the school hours on Tuesday, May 15, 2007.

88. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and

treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 9

89. The allegations contained in paragraphs 1 through 88 herein are repeated and realleged.

90. On Friday, May 18, 2007, as a non-revenue passenger, Respondent flew HAL flight 173 from Honolulu to Lihue, which departed at 1:03 p.m.

91. Friday, May 18, 2007, was a school day.

92. Respondent was absent for two or more school hours on May 18, 2007.

93. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

94. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 10

95. The allegations contained in paragraphs 1 through 94 herein are repeated and realleged.

96. On Monday, May 21, 2007, as a non-revenue passenger, Respondent flew HAL flight 344 from Lihue to Honolulu, which arrived at approximately 2:05 p.m.

97. Monday, May 21, 2007, was a school day.

98. Respondent was absent for more than one-half of the school hours on May 21, 2007.

99. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

100. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 11

101. The allegations contained in paragraphs 1 through 100 herein are repeated and realleged.

102. On Monday, May 21, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

103. On Tuesday, May 22, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:18 p.m.

104. Tuesday, May 22, 2007, was a school day.



105. Respondent was absent during all of the school hours on Tuesday, May 22, 2007.

106. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 12

107. The allegations contained in paragraphs 1 through 106 herein are repeated and realleged.

108. On Monday, May 28, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

109. On Tuesday, May 29, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:54 p.m.

110. Tuesday, May 29, 2007, was a school day.

111. Respondent was absent during all of the school hours on Tuesday, May 29, 2007.

112. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 13

113. The allegations contained in paragraphs 1 through 112 herein are repeated and realleged.

114. On Monday, June 4, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

115. On Tuesday, June 5, 2007, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:40 p.m.

116. Tuesday, June 5, 2007, was a school day.

117. Respondent was absent during all of the school hours on Tuesday, June 5, 2007.

118. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 14

119. The allegations contained in paragraphs 1 through 118 herein are repeated and realleged.

120. On Thursday, June 7, 2007, as a non-revenue passenger, Respondent flew HAL flight 126 from Honolulu to Kahului, which departed at 11:00 a.m.

121. Thursday, June 7, 2007, was a school day.

122. Respondent was absent for more than one-half of the school hours on June 7, 2007.

123. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

124. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 15

125. The allegations contained in paragraphs 1 through 124 herein are repeated and realleged.

126. On Thursday, June 7, 2007, as a non-revenue passenger, Respondent flew HAL flight 126 from Honolulu to Kahului, and HAL flight 180 from Kahului to Kona.

127. On Friday, June 8, 2007, as a non-revenue passenger, Respondent flew HAL flight 159 from Kona to Honolulu, which arrived at approximately 4:22 p.m.

128. Friday, June 8, 2007, was a school day.

129. Respondent was absent during all of the school hours on Friday, June 8, 2007.

130. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

131. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

B. SCHOOL YEAR 2007-2008 ABSENCES (Counts 16-43)

COUNT 16

132. The allegations contained in paragraphs 1 through 131 herein are repeated and realleged.

133. On Wednesday, August 15, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 1465 from Honolulu to Pago Pago, American Samoa, which departed at 8:05 a.m.

134. On Wednesday, August 15, 2007, Respondent returned to Honolulu, working HAL flight 1466, which arrived at 8:34 p.m.

135. Wednesday, August 15, 2007, was a school day.

136. Respondent was absent during all of the school hours on Wednesday, August 15, 2007.

137. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for

herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 17

138. The allegations contained in paragraphs 1 through 137 herein are repeated and realleged.

139. On Wednesday, September 5, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 1:40 p.m.

140. Wednesday, September 5, 2007, was a school day.

141. Respondent was absent for more than one-half of the school hours on September 5, 2007.

142. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 18

143. The allegations contained in paragraphs 1 through 142 herein are repeated and realleged.

144. On Thursday, September 6, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from

Seattle, Washington, to Honolulu, which arrived at 11:56 a.m.

145. Thursday, September 6, 2007, was a school day.

146. Respondent was absent for more than one-half of the school hours on September 6, 2007.

147. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

#### COUNT 19

148. The allegations contained in paragraphs 1 through 147 herein are repeated and realleged.

149. On Wednesday, September 26, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 1:22 p.m.

150. Wednesday, September 26, 2007, was a school day.

151. Respondent was absent for more than one-half of the school hours on September 26, 2007.

152. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 20

153. The allegations contained in paragraphs 1 through 152 herein are repeated and realleged.

154. On Thursday, September 27, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:28 p.m.

155. On Thursday, September 27, 2007, as a non-revenue passenger, Respondent flew HAL flight 260 from Honolulu to Hilo, which departed at 2:38 p.m.

156. On Thursday, September 27, 2007, as a non-revenue passenger, Respondent flew HAL flight 261 from Hilo to Honolulu, which arrived at approximately 6:30 p.m.

157. Thursday, September 27, 2007, was a school day.

158. Respondent was absent during all of the school hours on Thursday, September 27, 2007.

159. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

160. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 21

161. The allegations contained in paragraphs 1 through 160 herein are repeated and realleged.

162. On Wednesday, October 10, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 1:22 p.m.

163. Wednesday, October 10, 2007, was a school day.

164. Respondent was absent for more than one-half of the school hours on October 10, 2007.

165. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 22

166. The allegations contained in paragraphs 1 through 165 herein are repeated and realleged.

167. On Thursday, October 11, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:03 p.m.

168. Thursday, October 11, 2007, was a school day.

169. Respondent was absent for more than one-half of the



school hours on October 11, 2007.

170. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 23

171. The allegations contained in paragraphs 1 through 170 herein are repeated and realleged.

172. On Wednesday, October 17, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 1:20 p.m.

173. Wednesday, October 17, 2007, was a school day.

174. Respondent was absent for more than one-half of the school hours on October 17, 2007.

175. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 24

176. The allegations contained in paragraphs 1 through 175

herein are repeated and realleged.

177. On Thursday, October 18, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:49 p.m.

178. Thursday, October 18, 2007, was a school day.

179. Respondent was absent for more than one-half of the school hours on October 18, 2007.

180. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 25

181. The allegations contained in paragraphs 1 through 180 herein are repeated and realleged.

182. On Friday, November 2, 2007, as a non-revenue passenger, Respondent flew HAL flight 348 from Honolulu to Kona, which departed at 1:44 p.m.

183. Friday, November 2, 2007, was a school day.

184. Respondent was absent for two or more school hours on November 2, 2007.

185. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for

personal travel and not for MBTA-related business.

186. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 26

187. The allegations contained in paragraphs 1 through 186 herein are repeated and realleged.

188. On Thursday, November 8, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 2:36 p.m.

189. Thursday, November 8, 2007, was a school day.

190. Respondent was absent for two or more school hours on November 8, 2007.

191. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 27

192. The allegations contained in paragraphs 1 through 191

herein are repeated and realleged.

193. On Friday, November 9, 2007, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:55 p.m.

194. Friday, November 9, 2007, was a school day.

195. Respondent was absent for more than one-half of the school hours on November 9, 2007.

196. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 28

197. The allegations contained in paragraphs 1 through 196 herein are repeated and realleged.

198. On Wednesday, December 19, 2007, as a non-revenue passenger, Respondent flew HAL flight 4 from Honolulu to Los Angeles, California, which departed at 10:45 p.m.

199. On Monday, December 24, 2007, Respondent returned to Honolulu as a non-revenue passenger on HAL flight 1.

200. Thursday, December 20, 2007, was a school day.

201. Respondent was absent during all of the school hours on Thursday, December 20, 2007.

202. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

203. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 29

204. The allegations contained in paragraphs 1 through 203 herein are repeated and realleged.

205. On Wednesday, January 23, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 2:55 p.m.

206. Wednesday, January 23, 2008, was a school day.

207. Respondent was absent for two or more school hours on January 23, 2008.

208. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 30

209. The allegations contained in paragraphs 1 through 208 herein are repeated and realleged.

210. On Thursday, January 24, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:40 p.m.

211. Thursday, January 24, 2008, was a school day.

212. Respondent was absent for more than one-half of the school hours on January 24, 2008.

213. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 31

214. The allegations contained in paragraphs 1 through 213 herein are repeated and realleged.

215. On Wednesday, January 30, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 2:35 p.m.

216. Wednesday, January 30, 2008, was a school day.

217. Respondent was absent for two or more school hours on January 30, 2008.

218. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 32

219. The allegations contained in paragraphs 1 through 218 herein are repeated and realleged.

220. On Thursday, January 31, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:47 p.m.

221. Thursday, January 31, 2008, was a school day.

222. Respondent was absent for more than one-half of the school hours on January 31, 2008.

223. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 33

224. The allegations contained in paragraphs 1 through 223 herein are repeated and realleged.

225. On Wednesday, February 6, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

226. On Thursday, February 7, 2008, Respondent returned to Honolulu, working HAL flight 9, which arrived at 11:17 p.m.

227. Thursday, February 7, 2008, was a school day.

228. Respondent was absent during all of the school hours on Thursday, February 7, 2008.

229. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

#### COUNT 34

230. The allegations contained in paragraphs 1 through 229 herein are repeated and realleged.

231. On Monday, February 25, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

232. On Tuesday, February 26, 2008, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:40 p.m.

233. Tuesday, February 26, 2008, was a school day.

234. Respondent was absent during all of the school hours



on Tuesday, February 26, 2008.

235. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 35

236. The allegations contained in paragraphs 1 through 235 herein are repeated and realleged.

237. On Wednesday, March 12, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 1:35 p.m.

238. Wednesday, March 12, 2008, was a school day.

239. Respondent was absent for more than one-half of the school hours on March 12, 2008.

240. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 36

241. The allegations contained in paragraphs 1 through 240

herein are repeated and realleged.

242. On Thursday, March 13, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:39 p.m.

243. Thursday, March 13, 2008, was a school day.

244. Respondent was absent for more than one-half of the school hours on March 13, 2008.

245. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 37

246. The allegations contained in paragraphs 1 through 245 herein are repeated and realleged.

247. On Wednesday, April 16, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 1:38 p.m.

248. Wednesday, April 16, 2008, was a school day.

249. Respondent was absent for more than one-half of the school hours on April 16, 2008.

250. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for

herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 38

251. The allegations contained in paragraphs 1 through 250 herein are repeated and realleged.

252. On Thursday, April 17, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:09 p.m.

253. Thursday, April 17, 2008, was a school day.

254. Respondent was absent for more than one-half of the school hours on April 17, 2008.

255. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 39

256. The allegations contained in paragraphs 1 through 255 herein are repeated and realleged.

257. On Wednesday, April 30, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu

to Seattle, Washington, which departed at 2:18 p.m.

258. Wednesday, April 30, 2008, was a school day.

259. Respondent was absent for two or more school hours on April 30, 2008.

260. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 40

261. The allegations contained in paragraphs 1 through 260 herein are repeated and realleged.

262. On Thursday, May 1, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 21 from Seattle, Washington, to Honolulu, which arrived at 12:03 p.m.

263. Thursday, May 1, 2008, was a school day.

264. Respondent was absent for more than one-half of the school hours on May 1, 2008.

265. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 41

266. The allegations contained in paragraphs 1 through 265 herein are repeated and realleged.

267. On Thursday, May 29, 2008, as a non-revenue passenger, Respondent flew HAL flight 1108 from Honolulu to Kona, which departed at 5:50 a.m.

268. On Thursday, May 29, 2008, Respondent returned to Honolulu as a non-revenue passenger on HAL flight 363, which arrived at approximately 8:30 p.m.

269. Thursday, May 29, 2008, was a school day.

270. Respondent was absent during all of the school hours on Thursday, May 29, 2008.

271. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

272. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 42

273. The allegations contained in paragraphs 1 through 272

herein are repeated and realleged.

274. On Sunday, June 1, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

275. On Tuesday, June 3, 2008, Respondent returned to Honolulu, working HAL flight 456, which arrived at 11:40 a.m.

276. Monday, June 2, 2008, was a school day.

277. Respondent was absent during all of the school hours on Monday, June 2, 2008.

278. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 43

279. The allegations contained in paragraphs 1 through 278 herein are repeated and realleged.

280. On Tuesday, June 3, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:40 a.m.

281. Tuesday, June 3, 2008, was a school day.

282. Respondent was absent for more than one-half of the

school hours on June 3, 2008.

283. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

C. SCHOOL YEAR 2008-2009 ABSENCES (Counts 44-93)

COUNT 44

284. The allegations contained in paragraphs 1 through 283 herein are repeated and realleged.

285. On Sunday, August 3, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

286. On Tuesday, August 5, 2008, Respondent returned to Honolulu, working HAL flight 456, which arrived at 11:39 a.m.

287. Monday, August 4, 2008, was a school day.

288. Respondent was absent during all of the school hours on Monday, August 4, 2008.

289. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 45

290. The allegations contained in paragraphs 1 through 289 herein are repeated and realleged.

291. On Tuesday, August 5, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:39 a.m.

292. Tuesday, August 5, 2008, was a school day.

293. Respondent was absent for more than one-half of the school hours on August 5, 2008.

294. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 46

295. The allegations contained in paragraphs 1 through 294 herein are repeated and realleged.

296. On Wednesday, September 10, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 12 from Honolulu to San Francisco, California, which departed at 1:19 p.m.



297. Wednesday, September 10, 2008, was a school day.

298. Respondent was absent for more than one-half of the school hours on September 10, 2008.

299. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 47

300. The allegations contained in paragraphs 1 through 299 herein are repeated and realleged.

301. On Thursday, September 11, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 11 from San Francisco, California, to Honolulu, which arrived at 11:21 a.m.

302. Thursday, September 11, 2008, was a school day.

303. Respondent was absent for more than one-half of the school hours on September 11, 2008.

304. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 48

305. The allegations contained in paragraphs 1 through 304 herein are repeated and realleged.

306. On Wednesday, September 17, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 16 from Honolulu to San Diego, California, which departed at 1:41 p.m.

307. Wednesday, September 17, 2008, was a school day.

308. Respondent was absent for more than one-half of the school hours on September 17, 2008.

309. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 49

310. The allegations contained in paragraphs 1 through 309 herein are repeated and realleged.

311. On Thursday, September 18, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 15 from San Diego, California, to Honolulu, which arrived at 1:17 p.m.

312. Thursday, September 18, 2008, was a school day.

313. Respondent was absent for more than one-half of the

school hours on September 18, 2008.

314. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 50

315. The allegations contained in paragraphs 1 through 314 herein are repeated and realleged.

316. On Sunday, September 21, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 8 from Honolulu to Las Vegas, Nevada.

317. On Tuesday, September 23, 2008, Respondent returned to Honolulu, working HAL flight 17, which arrived at 5:12 a.m.

318. Monday, September 22, 2008, was a school day.

319. Respondent was absent during all of the school hours on Monday, September 22, 2008.

320. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 51

321. The allegations contained in paragraphs 1 through 320 herein are repeated and realleged.

322. On Wednesday, September 24, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 16 from Honolulu to San Diego, California, which departed at 1:37 p.m.

323. Wednesday, September 24, 2008, was a school day.

324. Respondent was absent for more than one-half of the school hours on September 24, 2008.

325. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 52

326. The allegations contained in paragraphs 1 through 325 herein are repeated and realleged.

327. On Thursday, September 25, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 15 from San Diego, California, to Honolulu, which arrived at 1:27 p.m.

328. Thursday, September 25, 2008, was a school day.

329. Respondent was absent for more than one-half of the school hours on September 25, 2008.

330. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 53

331. The allegations contained in paragraphs 1 through 330 herein are repeated and realleged.

332. On Wednesday, October 15, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 12 from Honolulu to San Francisco, California, which departed at 1:34 p.m.

333. Wednesday, October 15, 2008, was a school day.

334. Respondent was absent for more than one-half of the school hours on October 15, 2008.

335. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 54

336. The allegations contained in paragraphs 1 through 335

herein are repeated and realleged.

337. On Thursday, October 16, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 11 from San Francisco, California, to Honolulu, which arrived at 11:49 a.m.

338. Thursday, October 16, 2008, was a school day.

339. Respondent was absent for more than one-half of the school hours on October 16, 2008.

340. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 55

341. The allegations contained in paragraphs 1 through 340 herein are repeated and realleged.

342. On Wednesday, October 22, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 18 from Honolulu to Las Vegas, Nevada, which departed at 3:05 p.m.

343. Wednesday, October 22, 2008, was a school day.

344. Respondent was absent for two or more school hours on October 22, 2008.

345. Respondent violated sections 84-13 and/or 84-13(3),

HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 56

346. The allegations contained in paragraphs 1 through 345 herein are repeated and realleged.

347. On Thursday, October 23, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 7 from Las Vegas, Nevada, to Honolulu, which arrived at 1:39 p.m.

348. Thursday, October 23, 2008, was a school day.

349. Respondent was absent for more than one-half of the school hours on October 23, 2008.

350. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 57

351. The allegations contained in paragraphs 1 through 350 herein are repeated and realleged.

352. On Monday, November 10, 2008, in her capacity as a HAL

flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines, which departed at 1:24 p.m.

353. Monday, November 10, 2008, was a school day.

354. Respondent was absent for more than one-half of the school hours on November 10, 2008.

355. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 58

356. The allegations contained in paragraphs 1 through 355 herein are repeated and realleged.

357. On Monday, November 10, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

358. On Thursday, November 13, 2008, Respondent returned to Honolulu, working HAL flight 456, which arrived at 12:01 p.m.

359. Wednesday, November 12, 2008, was a school day.

360. Respondent was absent during all of the school hours on Wednesday, November 12, 2008.

361. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for



herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 59

362. The allegations contained in paragraphs 1 through 361 herein are repeated and realleged.

363. On Thursday, November 13, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 12:01 p.m.

364. Thursday, November 13, 2008, was a school day.

365. Respondent was absent for more than one-half of the school hours on November 13, 2008.

366. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 60

367. The allegations contained in paragraphs 1 through 366 herein are repeated and realleged.

368. On Wednesday, December 3, 2008, in her capacity as a

HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines, which departed at 1:39 p.m.

369. Wednesday, December 3, 2008, was a school day.

370. Respondent was absent for more than one-half of the school hours on December 3, 2008.

371. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 61

372. The allegations contained in paragraphs 1 through 371 herein are repeated and realleged.

373. On Wednesday, December 3, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

374. On Saturday, December 6, 2008, Respondent returned to Honolulu, working HAL flight 456, which arrived at 12:33 p.m.

375. Thursday, December 4, 2008, was a school day.

376. Respondent was absent during all of the school hours on Thursday, December 4, 2008.

377. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for

herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 62

378. The allegations contained in paragraphs 1 through 377 herein are repeated and realleged.

379. On Wednesday, December 3, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

380. On Saturday, December 6, 2008, Respondent returned to Honolulu, working HAL flight 456, which arrived at 12:33 p.m.

381. Friday, December 5, 2008, was a school day.

382. Respondent was absent during all of the school hours on Friday, December 5, 2008.

383. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 63

384. The allegations contained in paragraphs 1 through 383 herein are repeated and realleged.

385. On Friday, December 12, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 28 from Honolulu to Seattle, Washington, which departed at 1:39 p.m.

386. Friday, December 12, 2008, was a school day.

387. Respondent was absent for more than one-half of the school hours on December 12, 2008.

388. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 64

389. The allegations contained in paragraphs 1 through 388 herein are repeated and realleged.

390. On Sunday, December 14, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 28 from Honolulu to Seattle, Washington.

391. On Tuesday, December 16, 2008, Respondent returned to Honolulu, working HAL flight 27, which arrived at 12:16 p.m.

392. Monday, December 15, 2008, was a school day.

393. Respondent was absent during all of the school hours on Monday, December 15, 2008.

394. Respondent violated sections 84-13 and/or 84-13(3),

HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 65

395. The allegations contained in paragraphs 1 through 394 herein are repeated and realleged.

396. On Tuesday, December 16, 2008, in her capacity as a HAL flight attendant, Respondent worked HAL flight 27 from Seattle, Washington, to Honolulu, which arrived at 12:16 p.m.

397. Tuesday, December 16, 2008, was a school day.

398. Respondent was absent for more than one-half of the school hours on December 16, 2008.

399. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 66

400. The allegations contained in paragraphs 1 through 399 herein are repeated and realleged.

401. On Wednesday, January 21, 2009, in her capacity as a

HAL flight attendant, Respondent worked HAL flight 16 from Honolulu to San Diego, California, which departed at 2:02 p.m.

402. Wednesday, January 21, 2009, was a school day.

403. Respondent was absent for two or more school hours on January 21, 2009.

404. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 67

405. The allegations contained in paragraphs 1 through 404 herein are repeated and realleged.

406. On Thursday, January 22, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 15 from San Diego, California, to Honolulu, which arrived at 1:42 p.m.

407. Thursday, January 22, 2009, was a school day.

408. Respondent was absent for more than one-half of the school hours on January 22, 2009.

409. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or

otherwise be absent during school hours without accounting for those absences.

COUNT 68

410. The allegations contained in paragraphs 1 through 409 herein are repeated and realleged.

411. On Sunday, January 25, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

412. On Tuesday, January 27, 2009, Respondent returned to Honolulu, working HAL flight 456, which arrived at 12:06 p.m.

413. Monday, January 26, 2009, was a school day.

414. Respondent was absent during all of the school hours on Monday, January 26, 2009.

415. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 69

416. The allegations contained in paragraphs 1 through 415 herein are repeated and realleged.

417. On Tuesday, January 27, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from

Manila, the Philippines, to Honolulu, which arrived at 12:06 p.m.

418. Tuesday, January 27, 2009, was a school day.

419. Respondent was absent for more than one-half of the school hours on January 27, 2009.

420. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 70

421. The allegations contained in paragraphs 1 through 420 herein are repeated and realleged.

422. On Thursday, January 29, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 12 from Honolulu to San Francisco, California, which departed at 2:09 p.m.

423. Thursday, January 29, 2009, was a school day.

424. Respondent was absent for two or more school hours on January 29, 2009.

425. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and



treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 71

426. The allegations contained in paragraphs 1 through 425 herein are repeated and realleged.

427. On Friday, January 30, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 11 from San Francisco, California, to Honolulu, which arrived at 11:44 a.m.

428. Friday, January 30, 2009, was a school day.

429. Respondent was absent for more than one-half of the school hours on January 30, 2009.

430. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 72

431. The allegations contained in paragraphs 1 through 430 herein are repeated and realleged.

432. On Wednesday, February 4, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 16 from

Honolulu to San Diego, California, which departed at 1:30 p.m.

433. Wednesday, February 4, 2009, was a school day.

434. Respondent was absent for more than one-half of the school hours on February 4, 2009.

435. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 73

436. The allegations contained in paragraphs 1 through 435 herein are repeated and realleged.

437. On Thursday, February 5, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 15 from San Diego, California, to Honolulu, which arrived at 1:23 p.m.

438. Thursday, February 5, 2009, was a school day.

439. Respondent was absent for more than one-half of the school hours on February 5, 2009.

440. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 74

441. The allegations contained in paragraphs 1 through 440 herein are repeated and realleged.

442. On Wednesday, February 11, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 16 from Honolulu to San Diego, California, which departed at 2:15 p.m.

443. Wednesday, February 11, 2009, was a school day.

444. Respondent was absent for two or more school hours on February 11, 2009.

445. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 75

446. The allegations contained in paragraphs 1 through 445 herein are repeated and realleged.

447. On Thursday, February 12, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 15 from San Diego, California, to Honolulu, which arrived at 1:26 p.m.

448. Thursday, February 12, 2009, was a school day.

449. Respondent was absent for more than one-half of the

school hours on February 12, 2009.

450. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 76

451. The allegations contained in paragraphs 1 through 450 herein are repeated and realleged.

452. On Wednesday, February 25, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 16 from Honolulu to San Diego, California, which departed at 1:18 p.m.

453. Wednesday, February 25, 2009, was a school day.

454. Respondent was absent for more than one-half of the school hours on February 25, 2009.

455. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 77

456. The allegations contained in paragraphs 1 through 455

herein are repeated and realleged.

457. On Thursday, February 26, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 15 from San Diego, California, to Honolulu, which arrived at 1:55 p.m.

458. Thursday, February 26, 2009, was a school day.

459. Respondent was absent for more than one-half of the school hours on February 26, 2009.

460. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

#### COUNT 78

461. The allegations contained in paragraphs 1 through 460 herein are repeated and realleged.

462. On Wednesday, March 4, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 12 from Honolulu to San Francisco, California, which departed at 2:01 p.m.

463. Wednesday, March 4, 2009, was a school day.

464. Respondent was absent for two or more school hours on March 4, 2009.

465. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for

herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 79

466. The allegations contained in paragraphs 1 through 465 herein are repeated and realleged.

467. On Thursday, March 5, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 11 from San Francisco, California, to Honolulu, which arrived at 12:09 p.m.

468. Thursday, March 5, 2009, was a school day.

469. Respondent was absent for more than one-half of the school hours on March 5, 2009.

470. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 80

471. The allegations contained in paragraphs 1 through 470 herein are repeated and realleged.

472. On Sunday, March 8, 2009, in her capacity as a HAL

flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

473. On Tuesday, March 10, 2009, Respondent returned to Honolulu, working HAL flight 456, which arrived at 11:09 a.m.

474. Monday, March 9, 2009, was a school day.

475. Respondent was absent during all of the school hours on Monday, March 9, 2009.

476. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 81

477. The allegations contained in paragraphs 1 through 476 herein are repeated and realleged.

478. On Tuesday, March 10, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:09 a.m.

479. Tuesday, March 10, 2009, was a school day.

480. Respondent was absent for more than one-half of the school hours on March 10, 2009.

481. Respondent violated sections 84-13 and/or 84-13(3),

HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 82

482. The allegations contained in paragraphs 1 through 481 herein are repeated and realleged.

483. On Wednesday, March 18, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 12 from Honolulu to San Francisco, California, which departed at 1:30 p.m.

484. Wednesday, March 18, 2009, was a school day.

485. Respondent was absent for more than one-half of the school hours March 18, 2009.

486. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 83

487. The allegations contained in paragraphs 1 through 486 herein are repeated and realleged.

488. On Thursday, March 19, 2009, in her capacity as a



HAL flight attendant, Respondent worked HAL flight 11 from San Francisco, California, to Honolulu, which arrived at 11:16 a.m.

489. Thursday, March 19, 2009, was a school day.

490. Respondent was absent for more than one-half of the school hours on March 19, 2009.

491. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 84

492. The allegations contained in paragraphs 1 through 491 herein are repeated and realleged.

493. On Monday, April 27, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 11:33 a.m.

494. Monday, April 27, 2009, was a school day.

495. Respondent was absent for more than one-half of the school hours on April 27, 2009.

496. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and

treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 85

497. The allegations contained in paragraphs 1 through 496 herein are repeated and realleged.

498. On Wednesday, April 29, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 26 from Honolulu to Portland, Oregon, which departed at 1:22 p.m.

499. Wednesday, April 29, 2009, was a school day.

500. Respondent was absent for more than one-half of the school hours on April 29, 2009.

501. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 86

502. The allegations contained in paragraphs 1 through 501 herein are repeated and realleged.

503. On Thursday, April 30, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 11:36 a.m.

504. Thursday, April 30, 2009, was a school day.

505. Respondent was absent for more than one-half of the school hours on April 30, 2009.

506. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 87

507. The allegations contained in paragraphs 1 through 506 herein are repeated and realleged.

508. On Tuesday, May 5, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 27 from Seattle, Washington, to Honolulu, which arrived at 11:26 a.m.

509. Tuesday, May 5, 2009, was a school day.

510. Respondent was absent for more than one-half of the school hours on May 5, 2009.

511. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 88

512. The allegations contained in paragraphs 1 through 511 herein are repeated and realleged.

513. On Sunday, May 10, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

514. On Tuesday, May 12, 2009, Respondent returned to Honolulu, working HAL flight 456, which arrived at 11:41 a.m.

515. Monday, May 11, 2009, was a school day.

516. Respondent was absent during all of the school hours on Monday, May 11, 2009.

517. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 89

518. The allegations contained in paragraphs 1 through 517 herein are repeated and realleged.

519. On Tuesday, May 12, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:41 a.m.

520. Tuesday, May 12, 2009, was a school day.

521. Respondent was absent for more than one-half of the school hours on May 12, 2009.

522. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 90

523. The allegations contained in paragraphs 1 through 522 herein are repeated and realleged.

524. On Sunday, May 17, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

525. On Tuesday, May 19, 2009, Respondent returned to Honolulu, working HAL flight 456, which arrived at 11:29 a.m.

526. Monday, May 18, 2009, was a school day.

527. Respondent was absent during all of the school hours on Monday, May 18, 2009.

528. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or

otherwise be absent during school hours without accounting for those absences.

COUNT 91

529. The allegations contained in paragraphs 1 through 528 herein are repeated and realleged.

530. On Tuesday, May 19, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:29 a.m.

531. Tuesday, May 19, 2009, was a school day.

532. Respondent was absent for more than one-half of the school hours on May 19, 2009.

533. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 92

534. The allegations contained in paragraphs 1 through 533 herein are repeated and realleged.

535. On Tuesday, May 26, 2009, as a non-revenue passenger, Respondent flew HAL flight 27 from Seattle, Washington, to Honolulu, which arrived at 10:50 a.m.

536. Tuesday, May 26, 2009, was a school day.

537. Respondent was absent for two or more school hours on May 26, 2009.

538. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

539. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 93

540. The allegations contained in paragraphs 1 through 539 herein are repeated and realleged.

541. On Friday, June 5, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 26 from Honolulu to Portland, Oregon, which departed at 1:17 p.m.

542. Friday, June 5, 2009, was a school day.

543. Respondent was absent for more than one-half of the school hours on June 5, 2009.

544. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and

treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

D. SCHOOL YEAR 2009-2010 ABSENCES (Counts 94-118)

COUNT 94

545. The allegations contained in paragraphs 1 through 544 herein are repeated and realleged.

546. On Monday, August 3, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 11:12 a.m.

547. Monday, August 3, 2009, was a school day.

548. Respondent was absent for more than one-half of the school hours on August 3, 2009.

549. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 95

550. The allegations contained in paragraphs 1 through 549 herein are repeated and realleged.

551. On Monday, August 10, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from



Portland, Oregon, to Honolulu, which arrived at 11:31 a.m.

552. Monday, August 10, 2009, was a school day.

553. Respondent was absent for more than one-half of the school hours August 10, 2009.

554. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 96

555. The allegations contained in paragraphs 1 through 554 herein are repeated and realleged.

556. On Monday, August 24, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 11:24 a.m.

557. Monday, August 24, 2009, was a school day.

558. Respondent was absent for more than one-half of the school hours on August 24, 2009.

559. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 97

560. The allegations contained in paragraphs 1 through 559 herein are repeated and realleged.

561. On Sunday, August 30, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

562. On Tuesday, September 1, 2009, Respondent returned to Honolulu, working HAL flight 456, which arrived at 11:33 a.m.

563. Monday, August 31, 2009, was a school day.

564. Respondent was absent during all of the school hours on Monday, August 31, 2009.

565. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 98

566. The allegations contained in paragraphs 1 through 565 herein are repeated and realleged.

567. On Tuesday, September 1, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at

11:33 a.m.

568. Tuesday, September 1, 2009, was a school day.

569. Respondent was absent for more than one-half of the school hours on September 1, 2009.

570. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 99

571. The allegations contained in paragraphs 1 through 570 herein are repeated and realleged.

572. On Tuesday, September 8, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:14 a.m.

573. Tuesday, September 8, 2009, was a school day.

574. Respondent was absent for more than one-half of the school hours on September 8, 2009.

575. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or

otherwise be absent during school hours without accounting for those absences.

COUNT 100

576. The allegations contained in paragraphs 1 through 575 herein are repeated and realleged.

577. On Thursday, September 10, 2009, as a non-revenue passenger, Respondent flew HAL flight 7 from Las Vegas, Nevada, to Honolulu, which arrived at 1:35 p.m.

578. Thursday, September 10, 2009, was a school day.

579. Respondent was absent for more than one-half of the school hours on September 10, 2009.

580. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

581. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 101

582. The allegations contained in paragraphs 1 through 581 herein are repeated and realleged.

583. On Monday, September 14, 2009, in her capacity as a

HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 11:33 a.m.

584. Monday, September 14, 2009, was a school day.

585. Respondent was absent for more than one-half of the school hours on September 14, 2009.

586. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 102

587. The allegations contained in paragraphs 1 through 586 herein are repeated and realleged.

588. On Monday, September 21, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 11:20 a.m.

589. Monday, September 21, 2009, was a school day.

590. Respondent was absent for more than one-half of the school hours on September 21, 2009.

591. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or

otherwise be absent during school hours without accounting for those absences.

COUNT 103

592. The allegations contained in paragraphs 1 through 591 herein are repeated and realleged.

593. On Friday, October 2, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines, which departed at 12:43 p.m.

594. Friday, October 2, 2009, was a school day.

595. Respondent was absent for more than one-half of the school hours on October 2, 2009.

596. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 104

597. The allegations contained in paragraphs 1 through 596 herein are repeated and realleged.

598. On Monday, October 12, 2009, in her capacity as a flight attendant, Respondent worked HAL flight 1007 from Las Vegas, Nevada, to Honolulu, which arrived at 3:43 p.m.

599. Monday, October 12, 2009, was a school day.

600. Respondent was absent during all of the school hours on Monday, October 12, 2009.

601. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 105

602. The allegations contained in paragraphs 1 through 601 herein are repeated and realleged.

603. On Tuesday, November 10, 2009, as a non-revenue passenger, Respondent flew HAL flight 16 from Honolulu to San Diego, California, which departed at 1:20 p.m.

604. Tuesday, November 10, 2009, was a school day.

605. Respondent was absent for two or more school hours on November 10, 2009.

606. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

607. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or

otherwise be absent during school hours without accounting for those absences.

COUNT 106

608. The allegations contained in paragraphs 1 through 607 herein are repeated and realleged.

609. On Tuesday, November 10, 2009, as a non-revenue passenger, Respondent flew HAL flight 16 from Honolulu to San Diego, California, which departed at 1:20 p.m.

610. On Friday, November 13, 2009, Respondent returned to Honolulu as a non-revenue passenger on HAL flight 15.

611. Thursday, November 12, 2009, was a school day.

612. Respondent was absent during all of the school hours on Thursday, November 12, 2009.

613. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

614. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 107

615. The allegations contained in paragraphs 1 through 614



herein are repeated and realleged.

616. On Friday, November 13, 2009, as a non-revenue passenger, Respondent flew HAL flight 15 from San Diego, California, to Honolulu, which arrived at 1:00 p.m.

617. Friday, November 13, 2009, was a school day.

618. Respondent was absent for more than one-half of the school hours on November 13, 2009.

619. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

620. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 108

621. The allegations contained in paragraphs 1 through 620 herein are repeated and realleged.

622. On Monday, November 16, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 12:38 p.m.

623. Monday, November 16, 2009, was a school day.

624. Respondent was absent for more than one-half of the

school hours on November 16, 2009.

625. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 109

626. The allegations contained in paragraphs 1 through 625 herein are repeated and realleged.

627. On Thursday, December 3, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 26 from Honolulu to Portland, Oregon, which departed at 2:08 p.m.

628. Thursday, December 3, 2009, was a school day.

629. Respondent was absent for two or more school hours on December 3, 2009.

630. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 110

631. The allegations contained in paragraphs 1 through 630

herein are repeated and realleged.

632. On Friday, December 4, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 25 from Portland, Oregon, to Honolulu, which arrived at 1:12 p.m.

633. Friday, December 4, 2009, was a school day.

634. Respondent was absent for more than one-half of the school hours on December 4, 2009.

635. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 111

636. The allegations contained in paragraphs 1 through 635 herein are repeated and realleged.

637. On Friday, December 18, 2009, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines, which departed at 2:10 p.m.

638. Friday, December 18, 2009, was a school day.

639. Respondent was absent for two or more school hours on December 18, 2009.

640. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for

herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 112

641. The allegations contained in paragraphs 1 through 640 herein are repeated and realleged.

642. On Sunday, January 3, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

643. On Tuesday, January 5, 2010, Respondent returned to Honolulu, working HAL flight 456, which arrived at 11:38 a.m.

644. Monday, January 4, 2010, was a school day.

645. Respondent was absent during all of the school hours on Monday, January 4, 2010.

646. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 113

647. The allegations contained in paragraphs 1 through 646 herein are repeated and realleged.

648. On Tuesday, January 5, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:38 a.m.

649. Tuesday, January 5, 2010, was a school day.

650. Respondent was absent for more than one-half of the school hours on January 5, 2010.

651. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 114

652. The allegations contained in paragraphs 1 through 651 herein are repeated and realleged.

653. On Sunday, January 10, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

654. On Tuesday, January 12, 2010, Respondent returned to Honolulu, working HAL flight 456, which arrived at 12:22 p.m.

655. Monday, January 11, 2010, was a school day.

656. Respondent was absent during all of the school hours on Monday, January 11, 2010.

657. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 115

658. The allegations contained in paragraphs 1 through 657 herein are repeated and realleged.

659. On Tuesday, January 12, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 12:22 p.m.

660. Tuesday, January 12, 2010, was a school day.

661. Respondent was absent for more than one-half of the school hours on January 12, 2010.

662. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 116

663. The allegations contained in paragraphs 1 through 662 herein are repeated and realleged.

664. On Sunday, May 2, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines.

665. On Tuesday, May 4, 2010, Respondent returned to Honolulu, working HAL flight 456, which arrived at 10:43 a.m.

666. Monday, May 3, 2010, was a school day.

667. Respondent was absent during all of the school hours on Monday, May 3, 2010.

668. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 117

669. The allegations contained in paragraphs 1 through 668 herein are repeated and realleged.

670. On Tuesday, May 4, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at

10:43 a.m.

671. Tuesday, May 4, 2010, was a school day.

672. Respondent was absent for two or more school hours on May 4, 2010.

673. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 118

674. The allegations contained in paragraphs 1 through 673 herein are repeated and realleged.

675. On Tuesday, June 1, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:48 a.m.

676. Tuesday, June 1, 2010, was a school day.

677. Respondent was absent for more than one-half of the school hours on June 1, 2010.

678. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or



otherwise be absent during school hours without accounting for those absences.

E. SCHOOL YEAR 2010-2011 ABSENCES (Counts 119-135)

COUNT 119

679. The allegations contained in paragraphs 1 through 678 herein are repeated and realleged.

680. On Tuesday, August 3, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 4 from Honolulu to Los Angeles, California.

681. On Wednesday, August 4, 2010, Respondent returned to Honolulu, working HAL flight 9, which arrived at 8:34 p.m.

682. Wednesday, August 4, 2010, was a school day.

683. Respondent was absent during all of the school hours on Wednesday, August 4, 2010.

684. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 120

685. The allegations contained in paragraphs 1 through 684 herein are repeated and realleged.

686. On Sunday, October 10, 2010, in her capacity as a HAL

flight attendant, Respondent worked HAL flight 8 from Honolulu to Las Vegas, Nevada.

687. On Tuesday, October 12, 2010, Respondent returned to Honolulu, working HAL flight 17, which arrived at 5:38 a.m.

688. Monday, October 11, 2010, was a school day.

689. Respondent was absent during all of the school hours on Monday, October 11, 2010.

690. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 121

691. The allegations contained in paragraphs 1 through 690 herein are repeated and realleged.

692. On Wednesday, October 27, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 18 from Honolulu to Las Vegas, Nevada, which departed at 2:26 p.m.

693. Wednesday, October 27, 2010, was a school day.

694. Respondent was absent for two or more school hours on October 27, 2010.

695. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for

herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 122

696. The allegations contained in paragraphs 1 through 695 herein are repeated and realleged.

697. On Wednesday, October 27, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 18 from Honolulu to Las Vegas, Nevada.

698. On Friday, October 29, 2010, Respondent returned to Honolulu, working HAL flight 7, which arrived at 12:15 p.m.

699. Thursday, October 28, 2010, was a school day.

700. Respondent was absent during all of the school hours on Thursday, October 28, 2010.

701. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 123

702. The allegations contained in paragraphs 1 through 701 herein are repeated and realleged.

703. On Friday, October 29, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 7 from Las Vegas, Nevada, to Honolulu, which arrived at 12:15 p.m.

704. Friday, October 29, 2010, was a school day.

705. Respondent was absent for more than one-half of the school hours on October 29, 2010.

706. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

#### COUNT 124

707. The allegations contained in paragraphs 1 through 706 herein are repeated and realleged.

708. On Monday, November 1, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 1:40 p.m.

709. Monday, November 1, 2010, was a school day.

710. Respondent was absent for more than one-half of the school hours on November 1, 2010.

711. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and

treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 125

712. The allegations contained in paragraphs 1 through 711 herein are repeated and realleged.

713. On Wednesday, November 3, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 48 from Honolulu to Oakland, California, which departed at 12:40 p.m.

714. Wednesday, November 3, 2010, was a school day.

715. Respondent was absent for more than one-half of the school hours on November 3, 2010.

716. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 126

717. The allegations contained in paragraphs 1 through 716 herein are repeated and realleged.

718. On Thursday, November 4, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 47 from Oakland, California, to Honolulu, which arrived at 11:43 a.m.

719. Thursday, November 4, 2010, was a school day.

720. Respondent was absent for more than one-half of the school hours on November 4, 2010.

721. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 127

722. The allegations contained in paragraphs 1 through 721 herein are repeated and realleged.

723. On Tuesday, November 9, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 11:41 a.m.

724. Tuesday, November 9, 2010, was a school day.

725. Respondent was absent for more than one-half of the school hours on November 9, 2010.

726. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for

those absences.

COUNT 128

727. The allegations contained in paragraphs 1 through 726 herein are repeated and realleged.

728. On Friday, November 19, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 12 from Honolulu to San Francisco, California, which departed at 2:23 p.m.

729. Friday, November 19, 2010, was a school day.

730. Respondent was absent for two or more school hours on November 19, 2010.

731. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 129

732. The allegations contained in paragraphs 1 through 731 herein are repeated and realleged.

733. On Tuesday, November 23, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 12:06 p.m.

734. Tuesday, November 23, 2010, was a school day.

735. Respondent was absent for more than one-half of the school hours on November 23, 2010.

736. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 130

737. The allegations contained in paragraphs 1 through 736 herein are repeated and realleged.

738. On Monday, November 29, 2010, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 12:24 p.m.

739. Monday, November 29, 2010, was a school day.

740. Respondent was absent for more than one-half of the school hours on November 29, 2010.

741. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.



COUNT 131

742. The allegations contained in paragraphs 1 through 741 herein are repeated and realleged.

743. On Thursday, January 6, 2011, as a non-revenue passenger, Respondent flew HAL flight 10 from Honolulu to Los Angeles, California, which departed at 8:00 a.m.

744. On Monday, January 10, 2011, Respondent returned to Honolulu as a non-revenue passenger on HAL flight 1, which arrived at 12:55 p.m.

745. Thursday, January 6, 2011, was a school day.

746. Respondent was absent during all of the school hours on Thursday, January 6, 2011.

747. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

748. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 132

749. The allegations contained in paragraphs 1 through 748 herein are repeated and realleged.

750. On Thursday, January 6, 2011, as a non-revenue passenger, Respondent flew HAL flight 10 from Honolulu to Los Angeles, California, which departed at 8:00 a.m.

751. On Monday, January 10, 2011, Respondent returned to Honolulu as a non-revenue passenger on HAL flight 1, which arrived at 12:55 p.m.

752. Friday, January 7, 2011, was a school day.

753. Respondent was absent during all of the school hours on Friday, January 7, 2011.

754. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

755. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 133

756. The allegations contained in paragraphs 1 through 755 herein are repeated and realleged.

757. On Monday, January 10, 2011, as a non-revenue passenger, Respondent flew HAL flight 1 from Los Angeles, California, to Honolulu, which arrived at 12:55 p.m.

758. Monday, January 10, 2011, was a school day.

759. Respondent was absent for more than one-half of the school hours on January 10, 2011.

760. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

761. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 134

762. The allegations contained in paragraphs 1 through 761 herein are repeated and realleged.

763. On Thursday, January 13, 2011, as a non-revenue passenger, Respondent flew HAL flight 22 from Honolulu to Seattle, Washington, which departed at 2:45 p.m.

764. Thursday, January 13, 2011, was a school day.

765. Respondent was absent for two or more school hours on January 13, 2011.

766. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

767. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 135

768. The allegations contained in paragraphs 1 through 767 herein are repeated and realleged.

769. On Friday, January 21, 2011, in her capacity as a HAL flight attendant, Respondent worked HAL flight 22 from Honolulu to Seattle, Washington, which departed at 2:41 p.m.

770. Friday, January 21, 2011, was a school day.

771. Respondent was absent for two or more school hours on January 21, 2011.

772. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

F. SCHOOL YEAR 2011-2012 ABSENCES (Counts 136-144)

COUNT 136

773. The allegations contained in paragraphs 1 through 772

herein are repeated and realleged.

774. On Friday, September 2, 2011, in her capacity as a HAL flight attendant, Respondent worked HAL flight 455 from Honolulu to Manila, the Philippines, which departed at 12:51 p.m.

775. Friday, September 2, 2011, was a school day.

776. Respondent was absent for more than one-half of the school hours on September 2, 2011.

777. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 137

778. The allegations contained in paragraphs 1 through 777 herein are repeated and realleged.

779. On Wednesday, September 21, 2011, as a non-revenue passenger, Respondent flew HAL flight 2 from Honolulu to Los Angeles, California, which departed at 2:20 p.m.

780. Wednesday, September 21, 2011, was a school day.

781. Respondent was absent for two or more school hours on September 21, 2011.

782. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for

personal travel and not for MBTA-related business.

783. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 138

784. The allegations contained in paragraphs 1 through 783 herein are repeated and realleged.

785. On Thursday, September 22, 2011, as a non-revenue passenger, Respondent flew HAL flight 1 from Los Angeles, California, to Honolulu, which arrived at 11:30 a.m.

786. Thursday, September 22, 2011, was a school day.

787. Respondent was absent for two or more school hours on September 22, 2011.

788. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

789. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or

otherwise be absent during school hours without accounting for those absences.

COUNT 139

790. The allegations contained in paragraphs 1 through 789 herein are repeated and realleged.

791. On Monday, November 14, 2011, in her capacity as a HAL flight attendant, Respondent worked HAL flight 456 from Manila, the Philippines, to Honolulu, which arrived at 12:20 p.m.

792. Monday, November 14, 2011, was a school day.

793. Respondent was absent for more than one-half of the school hours on November 14, 2011.

794. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 140

795. The allegations contained in paragraphs 1 through 794 herein are repeated and realleged.

796. On Friday, January 13, 2012, in her capacity as a HAL flight attendant, Respondent worked HAL flight 466 from Pago Pago, American Samoa, to Honolulu, which arrived at

12:07 p.m.

797. Friday, January 13, 2012, was a school day.

798. Respondent was absent for more than one-half of the school hours on January 13, 2012.

799. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 141

800. The allegations contained in paragraphs 1 through 799 herein are repeated and realleged.

801. On Friday, February 10, 2012, as a non-revenue passenger, Respondent flew HAL flight 36 from Honolulu to Phoenix, Arizona, which departed at 3:10 p.m.

802. Friday, February 10, 2012, was a school day.

803. Respondent was absent for two or more school hours on February 10, 2012.

804. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

805. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for



herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 142

806. The allegations contained in paragraphs 1 through 805 herein are repeated and realleged.

807. On Tuesday, February 14, 2012, as a non-revenue passenger, Respondent flew HAL flight 35 from Phoenix, Arizona, to Honolulu, which arrived at 11:50 a.m.

808. Tuesday, February 14, 2012, was a school day.

809. Respondent was absent for more than one-half of the school hours on February 14, 2012.

810. In light of HAL's policy governing employees' non-revenue travel privileges, Respondent's absence was for personal travel and not for MBTA-related business.

811. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 143

812. The allegations contained in paragraphs 1 through 811

herein are repeated and realleged.

813. On Monday, April 23, 2012, in her capacity as a HAL flight attendant, Respondent worked HAL flight 454 from Fukuoka, Japan, to Honolulu, which arrived at 10:16 a.m.

814. Monday, April 23, 2012, was a school day.

815. Respondent was absent for two or more school hours on April 23, 2012.

816. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

COUNT 144

817. The allegations contained in paragraphs 1 through 816 herein are repeated and realleged.

818. On Monday, April 30, 2012, in her capacity as a HAL flight attendant, Respondent worked HAL flight 454 from Fukuoka, Japan, to Honolulu, which arrived at 10:04 a.m.

819. Monday, April 30, 2012, was a school day.

820. Respondent was absent for two or more school hours on April 30, 2012.

821. Respondent violated sections 84-13 and/or 84-13(3), HRS, by using her position, as Vice Principal, to secure for

herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant or otherwise be absent during school hours without accounting for those absences.

Creation of Application for Leave of Absence Forms  
In Response to Charges

822. MBTA employees requesting leaves of absences must complete, sign, and submit a Department of Education ("DOE"), State of Hawaii, "Application for Leave of Absence" form ("Leave Form") to MBTA Principal Oshiro for approval.

823. MBTA employees must indicate on the Leave Form, among other things, the effective date or dates the employee desires a leave of absence from work, the length of leave (in days and/or hours), and the reason for the leave request, e.g., sick leave, personal leave, vacation, etc.

824. MBTA policy and the collective bargaining agreements applicable to MBTA employees required that MBTA employees submit their Leave Forms at least 48 hours prior to the date on which the employee wishes to be absent, except in cases of emergencies.

825. Upon receipt, Oshiro signs the Leave Form, indicating her approval or disapproval of the MBTA employee's request.

826. On or about February 27, 2013, Respondent was served with Charge No. 13-Cg-3 ("the Kaapana-Aki Charge"), which

identified numerous dates that Respondent was allegedly absent from her job at the MBTA for all or part of the school day without accounting for her absences.

827. The Kaapana-Aki Charge further alleged that Respondent misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3).

828. On or about February 27, 2013, Oshiro was served with Charge No. 13-Cg-2 ("the Oshiro Charge"), which -- like the Kaapana-Aki Charge -- identified numerous dates that Respondent was allegedly absent from her job at the MBTA for all or part of the school day without accounting for her absences.

829. Between February 27, 2013, and March 27, 2013, Respondent submitted eighteen (18) Leave Forms to Oshiro, seeking Oshiro's approval of Respondent's "personal leave" request for certain dates identified in the Kaapana-Aki Charge and the Oshiro Charge as dates upon which Respondent was allegedly absent from MBTA without accounting for her absences and which are more specifically described in Counts 145 through 162 below.

G. COUNTS RELATING TO NEWLY CREATED LEAVE FORMS  
(Counts 145-162)

COUNT 145

830. The allegations contained in paragraphs 1 through 829 herein are repeated and realleged.

831. As alleged in Count 11 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on May 22, 2007, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See §§ 105 & 106 of the Kaapana-Aki Charge.

832. Respondent did not submit a Leave Form prior to, on, or around May 22, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for May 22, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on May 22, 2007.

833. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and

submitted a Leave Form to Oshiro, requesting personal leave for May 22, 2007.

834. The date reflected on the Leave Form next to Respondent's signature is "5/18/07" or May 18, 2007.

835. Oshiro signed and dated the Leave Form, approving Respondent's "5/18/07" request for personal leave.

836. The date reflected on the Leave Form next to Oshiro's signature is "5/21/07" or May 21, 2007.

837. The submission of the Leave Form for May 22, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on May 22, 2007.

838. By "backdating" her request to "5/18/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

839. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 11 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in

Count 11 of the Oshiro Charge.

COUNT 146

840. The allegations contained in paragraphs 1 through 839 herein are repeated and realleged.

841. As alleged in Count 12 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on May 29, 2007, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 111 & 112 of the Kaapana-Aki Charge.

842. Respondent did not submit a Leave Form prior to, on, or around May 29, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for May 29, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on May 29, 2007.

843. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for

May 29, 2007.

844. The date reflected on the Leave Form next to Respondent's signature is "5/21/07" or May 21, 2007.

845. Oshiro signed and dated the Leave Form, approving Respondent's "5/21/07" request for personal leave.

846. The date reflected on the Leave Form next to Oshiro's signature is "5/22/07" or May 22, 2007.

847. The submission of the Leave Form for May 29, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on May 29, 2007.

848. By "backdating" her request to "5/21/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

849. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 12 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 12 of the Oshiro Charge.



COUNT 147

850. The allegations contained in paragraphs 1 through 849 herein are repeated and realleged.

851. As alleged in Count 13 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on June 5, 2007, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 117 & 118 of the Kaapana-Aki Charge.

852. Respondent did not submit a Leave Form prior to, on, or around June 5, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for June 5, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on June 5, 2007.

853. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for June 5, 2007.

854. The date reflected on the Leave Form next to Respondent's signature is "5/30/07" or May 30, 2007.

855. Oshiro signed and dated the Leave Form, approving Respondent's "5/30/07" request for personal leave.

856. The date reflected on the Leave Form next to Oshiro's signature is "5/31/07" or May 31, 2007.

857. The submission of the Leave Form for June 5, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on June 5, 2007.

858. By "backdating" her request to "5/30/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

859. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 13 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 13 of the Oshiro Charge.

COUNT 148

860. The allegations contained in paragraphs 1 through 859 herein are repeated and realleged.

861. As alleged in Count 17 of the Kaapana-Aki Charge, Respondent: (1) was absent more than one-half of the school hours on September 5, 2007, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 141 & 142 of the Kaapana-Aki Charge.

862. Respondent did not submit a Leave Form prior to, on, or around September 5, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for September 5, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on September 5, 2007.

863. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for September 5, 2007.

864. The date reflected on the Leave Form next to Respondent's signature is "8/26/07" or August 26, 2007.

865. Oshiro signed and dated the Leave Form, approving Respondent's "8/26/07" request for personal leave.

866. The date reflected on the Leave Form next to Oshiro's signature is "8/26/07" or August 26, 2007.

867. The submission of the Leave Form for September 5, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on September 5, 2007.

868. By "backdating" her request to "8/26/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

869. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 17 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 17 of the Oshiro Charge.

COUNT 149

870. The allegations contained in paragraphs 1 through 869 herein are repeated and realleged.

871. As alleged in Count 19 of the Kaapana-Aki Charge, Respondent: (1) was absent more than one-half of the school hours on September 26, 2007, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 151 & 152 of the Kaapana-Aki Charge.

872. Respondent did not submit a Leave Form prior to, on, or around September 26, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for September 26, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on September 26, 2007.

873. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for September 26, 2007.

874. The date reflected on the Leave Form next to Respondent's signature is "8/26/07" or August 26, 2007.

875. Oshiro signed and dated the Leave Form, approving Respondent's "8/26/07" request for personal leave.

876. The date reflected on the Leave Form next to Oshiro's signature is "8/26/2007" or August 26, 2007.

877. The submission of the Leave Form for September 26, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on September 26, 2007.

878. By "backdating" her request to "8/26/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

879. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 19 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 19 of the Oshiro Charge.

COUNT 150

880. The allegations contained in paragraphs 1 through 879 herein are repeated and realleged.

881. As alleged in Count 21 of the Kaapana-Aki Charge, Respondent: (1) was absent more than one-half of the school hours on October 10, 2007, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 164 & 165 of the Kaapana-Aki Charge.

882. Respondent did not submit a Leave Form prior to, on, or around October 10, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for October 10, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on October 10, 2007.

883. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for October 10, 2007.

884. The date reflected on the Leave Form next to Respondent's signature is "8/26/07" or August 26, 2007.

885. Oshiro signed and dated the Leave Form, approving Respondent's "8/26/07" request for personal leave.

886. The date reflected on the Leave Form next to Oshiro's signature is "8/26/07" or August 26, 2007.

887. The submission of the Leave Form for October 10, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on October 10, 2007.

888. By "backdating" her request to "8/26/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

889. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 21 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 21 of the Oshiro Charge.



COUNT 151

890. The allegations contained in paragraphs 1 through 889 herein are repeated and realleged.

891. As alleged in Count 23 of the Kaapana-Aki Charge, Respondent: (1) was absent more than one-half of the school hours on October 17, 2007, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 174 & 175 of the Kaapana-Aki Charge.

892. Respondent did not submit a Leave Form prior to, on, or around October 17, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for October 17, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on October 17, 2007.

893. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for October 17, 2007.

894. The date reflected on the Leave Form next to Respondent's signature is "8/26/07" or August 26, 2007.

895. Oshiro signed and dated the Leave Form, approving Respondent's "8/26/07" request for personal leave.

896. The date reflected on the Leave Form next to Oshiro's signature is "8/26/07" or August 26, 2007.

897. The submission of the Leave Form for October 17, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on October 17, 2007.

898. By "backdating" her request to "8/26/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

899. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 23 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 23 of the Oshiro Charge.

COUNT 152

900. The allegations contained in paragraphs 1 through 899 herein are repeated and realleged.

901. As alleged in Count 28 of the Kaapana-Aki Charge, Respondent: (1) traveled as a non-revenue passenger to Los Angeles, California, on December 19, 2007, returning to Honolulu on December 24, 2007; and (2) was absent during all of the school hours on December 20, 2007, without approved leave or otherwise accounting for her absence. See ¶¶198-201 of the Kaapana-Aki Charge.

902. As further alleged in Count 28, Respondent's absence on December 20, 2007, was -- in light of HAL's policy governing employees' non-revenue travel privileges -- for personal travel and not for MBTA-related business. See ¶202 of the Kaapana-Aki Charge.

903. Respondent misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to be absent during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶ 203 of the Kaapana-Aki Charge.

904. Respondent did not submit a Leave Form prior to, on, or around December 20, 2007, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of

absence for December 20, 2007. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on December 20, 2007.

905. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for December 20, 2007.

906. The date reflected on the Leave Form next to Respondent's signature is "12/3/07" or December 3, 2007.

907. Oshiro signed and dated the Leave Form, approving Respondent's "12/3/07" request for personal leave.

908. The date reflected on the Leave Form next to Oshiro's signature is "12/5/2007" or December 5, 2007.

909. The submission of the Leave Form for December 20, 2007, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on December 20, 2007.

910. By "backdating" her request to "12/3/07," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

911. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 28 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 28 of the Oshiro Charge.

COUNT 153

912. The allegations contained in paragraphs 1 through 911 herein are repeated and realleged.

913. As alleged in Count 42 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on June 2, 2008, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 277 & 278 of the Kaapana-Aki Charge.

914. Respondent did not submit a Leave Form prior to, on, or around June 2, 2008, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of

absence for June 2, 2008. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on June 2, 2008.

915. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for June 2, 2008.

916. The date reflected on the Leave Form next to Respondent's signature is "5/29/08" or May 29, 2008.

917. Oshiro signed and dated the Leave Form, approving Respondent's "5/29/08" request for personal leave.

918. The date reflected on the Leave Form next to Oshiro's signature is "5/29/2008" or May 29, 2008.

919. The submission of the Leave Form for June 2, 2008, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on June 2, 2008.

920. By "backdating" her request to "5/29/08," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

921. Respondent violated HRS section 84-13 by using her

position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 42 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 42 of the Oshiro Charge.

COUNT 154

922. The allegations contained in paragraphs 1 through 921 herein are repeated and realleged.

923. As alleged in Count 44 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on August 4, 2008, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 288 & 289 of the Kaapana-Aki Charge.

924. Respondent did not submit a Leave Form prior to, on, or around August 4, 2008, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for August 4, 2008. Consequently, none of the records

maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on August 4, 2008.

925. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for August 4, 2008.

926. The date reflected on the Leave Form next to Respondent's signature is "7/25/2008" or July 25, 2008.

927. Oshiro signed and dated the Leave Form, approving Respondent's "7/25/2008" request for personal leave.

928. The date reflected on the Leave Form next to Oshiro's signature is "7/28/2008" or July 28, 2008.

929. The submission of the Leave Form for August 4, 2008, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on August 4, 2008.

930. By "backdating" her request to "7/25/2008," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

931. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively



account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 44 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 44 of the Oshiro Charge.

COUNT 155

932. The allegations contained in paragraphs 1 through 931 herein are repeated and realleged.

933. As alleged in Count 48 of the Kaapana-Aki Charge, Respondent: (1) was absent more than one-half of the school hours on September 17, 2008, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 308 & 309 of the Kaapana-Aki Charge.

934. Respondent did not submit a Leave Form prior to, on, or around September 17, 2008, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for September 17, 2008. Consequently, none of the records maintained by the MBTA and the DOE that reflects

Respondent's cumulative hours of unused leave were adjusted to account for her absence on September 17, 2008.

935. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for September 17, 2008.

936. The date reflected on the Leave Form next to Respondent's signature is "8/25/08" or August 25, 2008.

937. Oshiro signed and dated the Leave Form, approving Respondent's "8/25/08" request for personal leave.

938. The date reflected on the Leave Form next to Oshiro's signature is "8/25/08" or August 25, 2008.

939. The submission of the Leave Form for September 17, 2008, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on September 17, 2008.

940. By "backdating" her request to "8/25/08," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

941. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively

account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 48 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 48 of the Oshiro Charge.

COUNT 156

942. The allegations contained in paragraphs 1 through 941 herein are repeated and realleged.

943. As alleged in Count 51 of the Kaapana-Aki Charge, Respondent: (1) was absent more than one-half of the school hours on September 24, 2008, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 324 & 325 of the Kaapana-Aki Charge.

944. Respondent did not submit a Leave Form prior to, on, or around September 24, 2008, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for September 24, 2008. Consequently, none of the records maintained by the MBTA and the DOE that reflects

Respondent's cumulative hours of unused leave were adjusted to account for her absence on September 24, 2008.

945. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for September 24, 2008.

946. The date reflected on the Leave Form next to Respondent's signature is "8/25/08" or August 25, 2008.

947. Oshiro signed and dated the Leave Form, approving Respondent's "8/25/08" request for personal leave.

948. The date reflected on the Leave Form next to Oshiro's signature is "8/25/08" or August 25, 2008.

949. The submission of the Leave Form for September 24, 2008, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on September 24, 2008.

950. By "backdating" her request to "8/25/08," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

951. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively

account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 51 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 51 of the Oshiro Charge.

COUNT 157

952. The allegations contained in paragraphs 1 through 951 herein are repeated and realleged.

953. As alleged in Counts 61 and 62 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on December 4, and 5, 2008, without approved leave or otherwise accounting for her absences; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 376, 377, 382 & 383 of the Kaapana-Aki Charge.

954. Respondent did not submit a Leave Form prior to, on, or around December 4, and 5, 2008, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for December 4, and 5, 2008. Consequently, none of the records maintained by the MBTA and the DOE that reflects

Respondent's cumulative hours of unused leave were adjusted to account for her absences on December 4, and 5, 2008.

955. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for December 4, and 5, 2008.

956. The date reflected on the Leave Form next to Respondent's signature is "12/1/08" or December 1, 2008.

957. Oshiro signed and dated the Leave Form, approving Respondent's "12/1/08" request for personal leave.

958. The date reflected on the Leave Form next to Oshiro's signature is "12/1/08" or December 1, 2008.

959. The submission of the Leave Form for December 4, and 5, 2008, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absences on December 4, and 5, 2008.

960. By "backdating" her request to "12/1/08," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

961. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively

account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Counts 61 and 62 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Counts 61 and 62 of the Oshiro Charge.

COUNT 158

962. The allegations contained in paragraphs 1 through 961 herein are repeated and realleged.

963. As alleged in Count 68 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on January 26, 2009, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 414 & 415 of the Kaapana-Aki Charge.

964. Respondent did not submit a Leave Form prior to, on, or around January 26, 2009, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for January 26, 2009. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's

cumulative hours of unused leave were adjusted to account for her absence on January 26, 2009.

965. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for January 26, 2009.

966. The date reflected on the Leave Form next to Respondent's signature is "1/13/09" or January 13, 2009.

967. Oshiro signed and dated the Leave Form, approving Respondent's "1/13/09" request for personal leave.

968. The date reflected on the Leave Form next to Oshiro's signature is "1/14/09" or January 14, 2009.

969. The submission of the Leave Form for January 26, 2009, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on January 26, 2009.

970. By "backdating" her request to "1/13/09," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

971. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression



that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Count 68 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 68 of the Oshiro Charge.

COUNT 159

972. The allegations contained in paragraphs 1 through 971 herein are repeated and realleged.

973. As alleged in Count 103 of the Kaapana-Aki Charge, Respondent: (1) was absent more than one-half of the school hours on October 2, 2009, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 595 & 596 of the Kaapana-Aki Charge.

974. Respondent did not submit a Leave Form prior to, on, or around October 2, 2009, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for October 2, 2009. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for

her absence on October 2, 2009.

975. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for October 2, 2009.

976. The date reflected on the Leave Form next to Respondent's signature is "9/28/09" or September 28, 2009.

977. Oshiro signed and dated the Leave Form, approving Respondent's "9/28/09" request for personal leave.

978. The date reflected on the Leave Form next to Oshiro's signature is "9/28/09" or September 28, 2009.

979. The submission of the Leave Form for October 2, 2009, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on October 2, 2009.

980. By "backdating" her request to "9/28/09," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

981. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved

before the leave was taken, and (c) provide a defense to the allegations in Count 103 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 103 of the Oshiro Charge.

COUNT 160

982. The allegations contained in paragraphs 1 through 981 herein are repeated and realleged.

983. As alleged in Counts 112 and 113 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on January 4, 2010, and more than one-half of the school hours on January 5, 2010, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 645, 646, 650 & 651 of the Kaapana-Aki Charge.

984. Respondent did not submit a Leave Form prior to, on, or around January 4, and 5, 2010, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for January 4, and 5, 2010. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to

account for her absences on January 4, and 5, 2010.

985. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for January 4, and 5, 2010.

986. The date reflected on the Leave Form next to Respondent's signature is "12/15/09" or December 15, 2009.

987. Oshiro signed and dated the Leave Form, approving Respondent's "12/15/09" request for personal leave.

988. The date reflected on the Leave Form next to Oshiro's signature is "12/15/09" or December 15, 2009.

989. The submission of the Leave Form for January 4, and 5, 2010, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absences on January 4, and 5, 2010.

990. By "backdating" her request to "12/15/09," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

991. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression

that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the allegations in Counts 112 and 113 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Counts 112 and 113 of the Oshiro Charge.

COUNT 161

992. The allegations contained in paragraphs 1 through 991 herein are repeated and realleged.

993. As alleged in Count 114 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on January 11, 2010, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 656 & 657 of the Kaapana-Aki Charge.

994. Respondent did not submit a Leave Form prior to, on, or around January 11, 2010, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for January 11, 2010. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for

her absence on January 11, 2010.

995. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for January 11, 2010.

996. The date reflected on the Leave Form next to Respondent's signature is "1/8/10" or January 8, 2010.

997. Oshiro signed and dated the Leave Form, approving Respondent's "1/8/10" request for personal leave.

998. The date reflected on the Leave Form next to Oshiro's signature is "1/8/10" or January 8, 2010.

999. The submission of the Leave Form for January 11, 2010, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on January 11, 2010.

1000. By "backdating" her request to "1/8/10," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

1001. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved

before the leave was taken, and (c) provide a defense to the allegations in Count 114 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 114 of the Oshiro Charge.

COUNT 162

1002. The allegations contained in paragraphs 1 through 1001 herein are repeated and realleged.

1003. As alleged in Count 116 of the Kaapana-Aki Charge, Respondent: (1) was absent during all of the school hours on May 3, 2010, without approved leave or otherwise accounting for her absence; and (2) misused her position, as Vice Principal, to secure for herself unwarranted privileges, exemptions, advantages and treatment that enabled her to work as a HAL flight attendant, or to be otherwise absent, during school hours without accounting for those absences, thereby violating HRS sections 84-13 and/or 84-13(3). See ¶¶ 667 & 668 of the Kaapana-Aki Charge.

1004. Respondent did not submit a Leave Form prior to, on, or around May 3, 2010, requesting Oshiro's approval for personal leave, sick leave, or any other type of leave of absence for May 3, 2010. Consequently, none of the records maintained by the MBTA and the DOE that reflects Respondent's cumulative hours of unused leave were adjusted to account for her absence on May 3, 2010.

1005. After being served with the Kaapana-Aki Charge on February 27, 2013, Respondent completed, signed, dated, and submitted a Leave Form to Oshiro, requesting personal leave for May 3, 2010.

1006. The date reflected on the Leave Form next to Respondent's signature is "4/29/10" or April 29, 2010.

1007. Oshiro signed and dated the Leave Form, approving Respondent's "4/29/10" request for personal leave.

1008. The date reflected on the Leave Form next to Oshiro's signature is "4/29/2010" or April 29, 2010.

1009. The submission of the Leave Form for May 3, 2010, after service of the Kaapana-Aki Charge in February 2013, demonstrates Respondent's attempt to retroactively account for her unauthorized absence on May 3, 2010.

1010. By "backdating" her request to "4/29/10," Respondent attempted to create the misimpression that her request for leave was submitted and approved before the leave was taken, consistent with both MBTA policies and the applicable collective bargaining agreements.

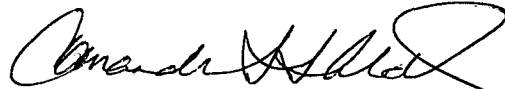
1011. Respondent violated HRS section 84-13 by using her position, as Vice Principal, to (a) attempt to retroactively account for her unauthorized leave, (b) create the misimpression that her request for personal leave was submitted and approved before the leave was taken, and (c) provide a defense to the



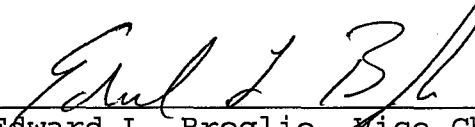
allegations in Count 116 of the Kaapana-Aki Charge, as well as to similarly provide Oshiro with a defense to the allegations in Count 116 of the Oshiro Charge.

Dated: Honolulu, Hawaii, September 18, 2013.

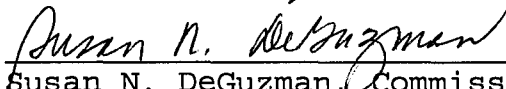
HAWAII STATE ETHICS COMMISSION



Cassandra J. Leolani Abdul, Chair



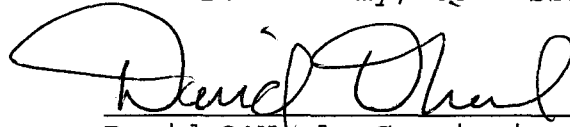
Edward L. Broglio, Vice Chair



Susan N. DeGuzman, Commissioner

RECUSED

Ruth D. Tschumy, Commissioner



David O'Neal, Commissioner