

---

**[EXTERNAL] Testimony for BLNR Meeting April 10, 2026, Item K-4**

---

**From** Judy Myers <judyhmyers@me.com>

**Date** Thu 5/7/2026 1:49 PM

**To** DLNR.BLNR.Testimony <blnr.testimony@hawaii.gov>

**Cc** Randy Myers <randallmyers@mac.com>; Denise Antolini <antolinid@gmail.com>; Jim and Sue Blattau <jblattau@gmail.com>

K-4. Request for approval of Proposed Settlement Agreement in Conservation District Contested Case OA 24-01, relating to 59-181 Ke-Nui LLC and Eric and Moniza Freeman and alleged violations on State land located makai of 59-181D Ke Nui Road, TMK No. (1) 5-9-002:034

Aloha Acting Chair Kanaka'ole, and Board Members,

My family has lived in the Ke Nui Road neighborhood since 1979 and our house is situated directly behind a house that slid onto Sunset Beach a few years ago. I am a member of the beach cleanup crew, mostly retirees, that enter the shore break with ceramic knives to cut and remove sandbags, burritos, and tarps illegally installed on the public beach by homeowners during big wave driven erosion events.

I testified at the Freeman's initial BLNR meeting in 2023 and was assured by Mr. Freeman outside the hearing that the removal of the debris on the beach was a priority. It's all still on the beach and along the adjacent beach Right-of-Way access over two years later. It's sheer luck that we haven't had significant erosion during the past two winter seasons but the predicted El Niño forecast for this year greatly increases the risk. Act soon!

I applaud the Freemans for retreating the house from the shore and support the fine reduction to some degree but recommend that the Board deny acceptance of the settlement. The possible reduction in fines is much too lenient given that the beach has yet to be cleaned up. Also, the potential for a reduction to \$10,000 is a slap on the wrist and dilutes the consequences to the Freeman's and the many other beachfront owners along State beaches who choose rogue mitigation efforts.

Mahalo.

Randall Myers  
59-191 Ke Nui Road  
Haleiwa, HI 96712  
(808)295-8674