



His Majesty

Imaikalani Kalanianaʻolahaʻiʻoheʻe

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KSIL

September 3, 2000

Mr. John Berry
Assistant Secretary of the Interior
c/o Document Management Unit
1849 C Street, NW Mailstop - 7229
Washington, D.C. 20240

Dear Mr. Berry:

Once again I must write to you regarding the issue of Self-Determination vs. Hawaiian Independence.

I have read with great interest your drafted report regarding this issue of Self-determination by means of a government-to-government relationship.

I believe in my previous letters to you, I made it clear that this proposed option of yours is not a belief held by the Kanaka Maoli. Somehow, what you heard while in Hawaii, has made no impression on you or you are just blocking it out of memory. During the Aloha March in Washington, D.C. you once again met with severe retribution from the Hawaiians regarding this issue, and once again you heard the outcry to return the Hawaiian Kingdom back to its status before the **ILLEGAL** overthrow of the Hawaiian government.

The 80% of the oral testimonies island-wide called for Hawaiian **INDEPENDENCE** and **RESTORATION** of the Hawaiian Kingdom nation. Might one assume correctly that the 75 count under "Sovereignty" were testimonies given by supporters calling for Hawaiian **INDEPENDENCE** and **RESTORATION** of the Hawaiian Kingdom nation? It is obvious from the island-wide testimonies given that the "self" in self-determination is crying out for Hawaiian **INDEPENDENCE** and **RESTORATION** of the Hawaiian Kingdom nation. So how can you possibly make the following outrageous statement in "Recommendation 1": "As a matter of justice and equity, this report recommends that the Native Hawaiian people should have self-determination over their own affairs within the framework of Federal law, as do Native American tribes".

Here in typical colonial fashion, you are **IMPOSING** your will in what **YOU** think would be best for Native Hawaiians out of **YOUR OWN** self interest. This is the same patronizing attitude your first Supreme Court Chief Justice, John Marshall, rendered in 1831 in the landmark decision, **CHEROKEE v. GEORGIA**. This is when Marshall coined or rather **INVENTED** the concept of "domestic dependent nation" status, which **IMPOSED** absolute dominion (Congressional plenary power) over Native American Indian nations who had been **INDEPENDENT** and **SOVEREIGN** since time immemorial! This decision has "plagued everyone ever since." The "west was won" through policies of genocide and violations of treaties, just like the five bilateral treaties the U.S. violated with the Kingdom of Hawaii, and the imposition of blood quantum measurements on Native Hawaiians in 1920, an act of genocide under the 1948 Genocide Convention. Your government had supposedly entered into these treaties in good faith and trust, but has been all **LIES** and **MANIPULATION** ever since.

Over one-hundred years has passed since the **ILLEGAL** occupation of the Hawaiian islands and during those years the Federal Government has failed to live up to its bargain with the Kanaka Maoli.

Your report is also making the following recommendations, the establishment of an office in the Interior to address Native Hawaiian issues, within the Office of the Assistant Secretary for Indian Affairs, following approval by the Office of Management and Budget and with appropriate Congressional notification. Your report also recommends the creation of a Native Hawaiian Advisory Commission to consult with all bureaus within Interior that manage land in Hawai'i regarding land management, resource, and cultural issues affecting Native Hawaiians.

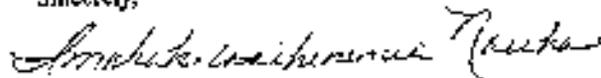
The Native Americans currently have this status, but they are not sovereign. They still cannot move or do anything without the approval of the Supreme Court. Now you want to put the Kanaka Maoli in the same category as that of the Native Americans. Remember, this, we are not Native Americans. There is no definition for the term, Native Hawaiians. Hawai'i is made up of a multitude of national groups. So how are going to group the Hawaiian Nation into your recommendations?

The United States has never lived up to its promises, why will they live up their promise now even after the formation of an office in Interior to address Native Hawaiian issue, the creation of a Native Hawaiian Advisory Commission to consult with all bureaus within Interior?

However, these recommendations cannot take place until the **LEGAL** issue as to whether the United States Government has the legal right to remain in the Hawaiian Islands to enforce its rule on the subjects of the Hawaiian Kingdom. This legal issue has not been settled. The Constitutionality of the overthrow of the Hawaiian Kingdom has not been settled.

Really, Mr. Berry, I think you are putting "the cart before horse." The issue of legality must first be settled before anything else can take place. The United States Federal government keeps avoiding this issue. Yet under Public Law 103-150, the United States admits to its role of the illegal overthrow of the Hawaiian Kingdom. This act, was an act of international treason committed by the United States against a friendly nation. This issue of treason must be addressed and settled.

Sincerely,



Imakokofoaihenenui Nauha