



July 29, 2018

RE: Notice of Libel and Demand for Retraction/Apology

Andrew Walden
Hawai'i Free Press, Inc.
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Editor Walden:

On July 29, 2018 you published an article in the *Hawai'i Free Press* titled "Foreclosure Hour? ODC Investigation Targets Attorney Gary V. Dubin," in which you misrepresented a material fact and libeled me as a "well known Punatic." Your publication reads:

A search of the Hawaii Judiciary 'Ho'ohiki' and Federal PACER databases reveals:

Malia Arciero, the former '[Portlock Madam](#)', (case #1:18-cv-00090), represented by attorney Thomas Otake, filed a March 12, 2018 appeal of her conviction on four counts of methamphetamines trafficking based on "a single ground for relief ... a claim of ineffective assistance of counsel against Gary Victor Dubin...."

Rodney Y Sato, February 3, 2016, (case #16-1-0215-02), represented by attorneys Eric Seitz, Della Au Bellati, and Sarah Rose Devine, suing Dubin for legal malpractice in a contract dispute with Wahiawa Hospital.

Dubin is also accused of wrongdoing by former mortgage foreclosure clients Robert and Carmelita Andia (case #16-1-0483-03) and separately by well-known [Punatic Len Horowitz](#).

The material misrepresentation in your publication misstates your source of intelligence as the "Hawaii Judiciary 'Ho'ohiki' and Federal PACER databases," which you falsely state "reveals" my accusation(s) against Dubin for "wrongdoing" as a "former mortgage foreclosure client." In fact, neither of those government publications detail my accusations of wrongdoing against Dubin that you learned about elsewhere. Your misrepresentation conceals the fact that you learned of my accusations against Dubin, as well as journalist Sherri Kane's accusations against Dubin, from our personal/professional correspondence with you. You abuse your Facebook "friendship" with Kane to gather our intelligence, but

conceal this fact from your readers. You also conceal your “discriminatory animus” and aversion to publish any consumer warnings we have published over the many years we have been communicating with you and sending you press releases and Facebook postings.

The libel you published is as clear as your political bias and journalistic animus. You smear me a “Punatic” with a link to a Dubin expose’ published more than a year ago in JudicialCorruptionNews.com—a competing source of independent news covering Hawaii judicial corruption which you have repeatedly and purposely neglected. That JudicialCorruptionNews.com article refers to me as a “celebrity author.” It doesn’t use your defamatory descriptive.

Your libel expressed your “discriminatory animus.” It was no simple “mistake,” but willful. Nor was it “hyperbole.” You could have simply described me as a previous “resident of Puna,” or “Big Island citizen,” which I was prior to losing my property to Dubin’s criminal enterprise with Third Circuit Court lawyers Paul J. Sulla, Jr. and Gary Zamber. But instead, you willfully and knowingly chose to libel me.

The derogatory term “Punatic,” as you well know, or should know as the editor of your press, is defined in the *Urban Dictionary* as:

A deadbeat person living in Puna (An area in Hawaii) Often living on welfare and stoned into oblivion. Most punatics are unemployed caucasian jungle dwellers with open relationships.

Accordingly, by this Notice, I Demand that you **publish an *immediate* apology and retraction**; along with striking the libelous statement, or otherwise you will be sued for libel.

Sincerely yours,



Leonard G. Horowitz,
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