

Win rate- A win is anytime a client retained me after being arrested for DUI and ultimately was not convicted of DUI. This includes not guilty judgments, dismissals with prejudice, dismissals without prejudice, and when there has been no prosecution after I have taken steps to stop the initiation of a prosecution or drop a prosecution. There is one case in this document where a client does not have a DUI conviction, but because the client has a different alcohol related conviction I have counted it as a loss. There is one case in this document where a client was found not guilty of the crime of Refusal to provide a breath or blood sample, but was found guilty of DUI and rather than count it as a win and a loss, I count it as a loss. The raw data is available at my law office in redacted form to protect the privacy of my former clients. This includes DUI cases in Hawaii State Courts, United States Federal District Courts and any military case heard before a military judge during a Special or General Court-Martial. The win rate below represents cases from the opening of the Law Office of Kevin O'Grady, LLC on January 1, 2009 to December 31, 2019. The data is not in any chronological order but is assembled here for simplicity.

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ORIGINALLY A LOSS BUT REVERSED ON APPEAL- Although these cases were taken up on appeal, and are publicly available, it is best if the case names are not published so as to minimize attention to those clients who had their convictions reversed.

- 1 LOSS/Guilty REVERSED ON APPEAL**
- 2 LOSS/Guilty REVERSED ON APPEAL**
- 3 LOSS/Guilty REVERSED ON APPEAL**
- 4 LOSS/Guilty REVERSED ON APPEAL**
- 5 LOSS/Guilty REVERSED ON APPEAL**
- 6 LOSS/Guilty REVERSED ON APPEAL**
- 7 LOSS/Guilty REVERSED ON APPEAL**
- 8 LOSS/Guilty REVERSED ON APPEAL**

LOSS- Although the cases and the convictions are publicly available, it is best to not publish the client names so as to minimize any attention to their cases.

- 1 LOSS
- 2 LOSS
- 3 LOSS
- 4 LOSS
- 5 LOSS
- 6 LOSS
- 7 LOSS- Client was found not guilty of refusal but guilty of DUI- chose not to appeal.
- 8 LOSS- Client chose not to appeal.
- 9 LOSS
- 10 LOSS
- 11 LOSS (No DUI conviction, but open container conviction)

OTHER- A client's right to confidentiality extends to and after the client's death and I cannot publish the names of the deceased clients. Additionally, it is best to not publish the names of any clients who may have had an attorney-client relationship with me and then either sought other counsel or represented themselves.

- 1 DEATH- This client died before the case was concluded.
- 2 DEATH- This client died before the case was concluded.
- 3 WITHDRAW- I withdrew from representation.
- 4 DEATH-This client died before the case was concluded.
- 5 WITHDRAW- I withdrew from representation.
- 6 WITHDRAW- I withdrew from representation.
- 7 WITHDRAW- I withdrew from representation.
- 8 WITHDRAW- I withdrew from representation.
- 9 WITHDRAW- I withdrew from representation.
- 10 WITHDRAW- I withdrew from representation.
- 11 WITHDRAW- I withdrew from representation.
- 12 WITHDRAW- I withdrew from representation.
- 13 WITHDRAW- I withdrew from representation.
- 14 WITHDRAW- I withdrew from representation.
- 15 DEATH- This client died before the case was concluded.
- 16 WITHDRAW- I withdrew from representation.
- 17 DEATH- This client died before the case was concluded.
- 18 WITHDRAW- I withdrew from representation.
- 19 DEATH- This client died before the case was concluded.
- 20 WITHDRAW- I withdrew from representation.
- 21 WITHDRAW- I withdrew from representation.

APPEALS-Although these cases were taken up on appeal and the decisions are publicly available, it is best to not publish the client names so as to minimize any attention to the clients. Authorization is established in cases where the case name is published.

1	WIN
2	WIN
3	WIN
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9	WIN
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14	LOSS
15	LOSS
16	LOSS

SUBMITTED AMICUS brief (Friend of the Court)

1 State v Won-DUI-On behalf of the Hawaii Association of Criminal Defense Lawyers
2 State v Alkire-DUI-On behalf of the Hawaii Association of Criminal Defense Lawyers
3 Teter v Connors- Second Amendment- On Behalf of the Hawaii Firearms Coalition

DUI

425 straight wins + 8 loss converted to win after appeal +11 loss = 444 total cases

425/444 = 95.72% straight win

425+8= 433 433/444=97.52% adjusted wins

Appeals

13 win + 3 loss = 16 cases

13/15 = 81.25% win rate

Hawaii Supreme Court Case wins. Three cases accepted for review, three cases won.

State v Scott
State v Pitts
State v Amiral