

FIRST CIRCUIT COURT NOTICE

T. No. 1CTR-23-0000142

IN THE MATTER OF THE KALIMA CLASS ACTION SETTLEMENT TRUST  
DATED JUNE 23, 2023

FILED, a Petition by Scott C. Suzuki, Esq., Probate  
Special Counsel, whose address is 1013 Poha Lane, Honolulu, Hawaii  
96826, seeking instructions relating to the administration THE  
KALIMA CLASS ACTION SETTLEMENT TRUST DATED JUNE 23, 2023, a copy  
of which is available at [www.kalima-lawsuit.com](http://www.kalima-lawsuit.com), specifically  
relating to:

EVANGELINE ROSE LOKE KALEIOHI EVANS, Deceased

IRVIN KEALOHA EWALIKO, Deceased

LYDIA K. FAHILGA, Deceased

JAMES ROLAND FARM, Deceased

LLOYD KAUEAHU FAULKNER, Deceased

ROSE KEOHOULAIKALANI FERNANDEZ, Deceased

GLENWOOD ALFRED FERREIRA, Deceased

RUBY KUUIPO FIELD, Deceased

STEPHEN K. HAO, JR., Deceased

SWEETHEART K. HARRIS, Deceased

EVERETT IPOALOHA HAUMEA, Deceased

HAROLD HAUPU, JR., Deceased

DENNIS MERVIN JOAO, Deceased

GERTRUDE KAHELE NAMAUU, Deceased

RITCHIE ALICE KALAHIKI RAMSEYER, Deceased

JANICE KUULEI AUKAI, Deceased

MYRA HAULANI RIVERA, Deceased

HELEN K. TAYAMEN, Deceased

STEPHEN ANGEL MARDONADA, Deceased

MANUEL KAIALELEPA FERNANDEZ, Deceased

The date, time and place for hearing said Petition shall be Friday, MAY 17 2024, at 10:00 a.m. in the courtroom of the Judge of the above-entitled Court who shall be sitting in probate, in Ka'ahumanu Hale, 777 Punchbowl Street, Honolulu, Hawaii 96813.

The outcome of this hearing may determine how the above-named Decedents' proceeds of the judgment in Kalima et al. v. Hawaii, Civil No. 99-4771-12 LWC, filed in the Circuit Court of the First Circuit, State of Hawaii, will be distributed. Parties interested in this Petition have the right to be represented by a private attorney, at said party's own expense.

DATED: Honolulu, Hawaii, FEB 14 2024.

**S. ADAMS**

Clerk of the Above-Entitled Court

SCOTT C. SUZUKI  
Attorney for Petitioner  
(808) 983-3850

**SCOTT C. SUZUKI, ATTORNEY AT LAW**

SCOTT C. SUZUKI #8181  
NICOLE C. EDWARDS-MASUDA #10287  
1013 Poha Lane  
Honolulu, Hawaii 96826  
Telephone: (808) 983-3850  
Facsimile: (808) 983-3851

Probate Special Counsel

**Electronically Filed**  
**FIRST CIRCUIT**  
**1CTR-23-0000142**  
**14-FEB-2024**  
**03:20 PM**  
**Dkt. 60 OSTPH**

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT  
STATE OF HAWAII

IN THE MATTER

OF

THE KALIMA CLASS ACTION  
SETTLEMENT TRUST DATED JUNE  
23, 2023.

T. No. 1CTR-23-0000142  
(Trust Proceeding)

ORDER SETTING DATE, TIME AND  
PLACE OF HEARING ON PETITION FOR  
INSTRUCTIONS #4

HEARING: **MAY 17 2024**

DATE:

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.  
Castagnetti

ORDER SETTING DATE, TIME AND PLACE  
OF HEARING ON PETITION FOR INSTRUCTIONS #4

The PETITION FOR INSTRUCTIONS #4 having been filed on  
February 9, 2024, and good cause appearing therefor,

IT IS HEREBY ORDERED THAT the date, time and place for  
hearing said Petition shall be Friday,  
**MAY 17 2024**, at 10:00 a.m. in the courtroom of  
the Judge of the above-entitled Court who shall be sitting in  
probate, in Ka'ahumanu Hale, 777 Punchbowl Street, Honolulu,  
Hawaii 96813.

RECEIVED  
Estate & Probate Branch  
FEB 12 2024

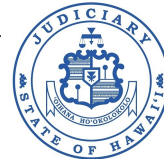
That Petitioner give notice of the hearing by email, via the website www.kalima-lawsuit.com, or as otherwise prescribed by H.R.S. § 560:1-401 to the persons enumerated in H.R.S. § 560:3-403 and upon payment by the demandant of the cost of reproducing copies, to any additional person who has filed a demand for notice under H.R.S. §560:3-204; and

That pursuant to Rule 10(c) of the Hawaii Probate Rules, any party wishing to object or respond to the petition shall file such objection or response with the Court or serve it on all interested persons within 30 days of service of the Petition and this Order or on the date of the scheduled hearing, whichever occurs earlier.

DATED: Honolulu, Hawaii, \_\_\_\_\_

FEB 14 2024

/s/ R. So



\_\_\_\_\_  
Clerk of the Above-Entitled Court

\_\_\_\_\_  
T. No. 1CTR-23-0000142; IN THE MATTER OF THE KALIMA CLASS ACTION SETTLEMENT TRUST DATED JUNE 23, 2023; ORDER SETTING DATE, TIME AND PLACE OF HEARING ON PETITION FOR INSTRUCTIONS #4.

**SCOTT C. SUZUKI, ATTORNEY AT LAW**

SCOTT C. SUZUKI #8181  
NICOLE C. EDWARDS-MASUDA #10287  
1013 Poha Lane  
Honolulu, Hawaii 96826  
Telephone: (808) 983-3850  
Facsimile: (808) 983-3851

**Electronically Filed  
FIRST CIRCUIT  
1CTR-23-0000142  
09-FEB-2024  
12:54 PM  
Dkt. 51 PET**

Probate Special Counsel

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

IN THE MATTER

OF

THE KALIMA CLASS ACTION  
SETTLEMENT TRUST DATED JUNE  
23, 2023.

T. No. 1CTR-23-0000142  
(Trust Proceeding)

PETITION FOR INSTRUCTIONS #4;  
EXHIBITS "A" - "D"

HEARING:

DATE: \_\_\_\_\_

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.  
Castagnetti

PETITION FOR INSTRUCTIONS #4

COMES NOW PETITIONER, SCOTT C. SUZUKI, ESQ., Probate Special Counsel in Kalima v. Hawaii, Civil No. 99-4771-12 LWC filed in the Circuit Court of the First Circuit, State of Hawaii (hereinafter "*Kalima*")<sup>1</sup>, and hereby petitions this Court pursuant to H.R.S. §554D-201 and Hawaii Probate Rules 28, 29 and 126, for instructions as follows:

---

<sup>1</sup> Petitioner was appointed as Probate Special Counsel *Kalima* by that certain Joint Order Adopting Settlement Special Master's Findings and Recommendations and Appointing Probate Special Counsel filed therein on or about March 24, 2023.

1. Petitioner's name is SCOTT C. SUZUKI, ESQ., in his capacity as Probate Special Counsel in *Kalima*.

2. The KALIMA CLASS ACTION SETTLEMENT TRUST DATED JUNE 23, 2023 (hereinafter the "Trust") was established by the Circuit Court of the First Circuit, State of Hawaii, pursuant to the FIRST AMENDED JOINT ORDER APPROVING PROBATE PLAN AND QUALIFIED SETTLEMENT TRUST filed in *Kalima* on or about June 23, 2023 (hereinafter the "Joint Order Approving Probate Plan").

3. This Honorable Court has jurisdiction in this matter pursuant to H.R.S. §554D-202.

4. Venue before this Honorable Court is appropriate pursuant to H.R.S. § 554D-204(a), as the principal place of administration is in this Judicial Circuit.

5. A true and correct copy of the Trust is available online at [kalima-lawsuit.com](http://kalima-lawsuit.com).<sup>2</sup>

6. The Trustee of the Trust is SYLVIUS H. VON SAUCKEN, General Manager - Mass Torts, Epiq Class Action & Claims Solutions, Inc. (hereinafter "Trustee"), who submits to the jurisdiction of this Honorable Court. The Trustee's address is 10300 SW Allen Boulevard, Beaverton, Oregon 97055

7. Article 1-2 of the Trust provides as follows:

"The Beneficiaries of the Trust are those parties who have a valid claim and/or interest in the proceeds of the settlement funds

---

<sup>2</sup> The Trust is also Exhibit "A" of FIRST AMENDED JOINT ORDER APPROVING PROBATE PLAN AND QUALIFIED SETTLEMENT TRUST filed in *Kalima* on or about June 23, 2023.

derived from the Civil Matter, including parties who are entitled to the estates of deceased Class Members"

8. Petitioner has identified multiple class members who are deceased.

9. In fulfilment of Petitioner's duties established under the Joint Order Approving Probate Plan, Petitioner will be bringing multiple petitions in this matter to identify the parties who are legally entitled to receive the deceased claimants' shares of the *Kalima* settlement funds. This Petition seeks to identify certain parties who are Beneficiaries of this Trust, and to calculate their respective beneficial interests.

10. The following deceased class members' shares of the *Kalima* settlement proceeds should be identified and disbursed as follows:

(A) **EVANGELINE ROSE LOKE KALEIOHI EVANS**  
(Date of Death: November 25, 2017)  
(Place of Death: Lihue, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

**DOROTHEA L. EVANS**  
1283 Ulu Street  
Kapaa, Hawaii 96746

(3) **OTHER INTESTATE HEIRS:** NONE

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **DOROTHEA L. EVANS.**

(B) **IRVIN KEALOHA EWALIKO**  
(Date of Death: September 19, 2015)  
(Place of Death: Wailuku, Hawaii)

(1) **SURVIVING SPOUSE:**

**CATALINA K. EWALIKO**  
c/o Daniel C. Vermillion, Esq.  
1000 Bishop Street, Suite 1200  
Honolulu, Hawaii 96813

(2) **CHILDREN:**

**ANISSA KIM KAEHUKAIOPIAENA EWALIKO BRAN**  
7 Koiula Lane #117  
Kahului, Hawaii 96732

**ALIA MOANILEI EWALIKO VELLINA**  
795 Kawanānākoa Street  
Wailuku, Hawaii 96793

**ALEINA CHRISTY-ANN HAAHEO EWALIKO BAISA**  
795 Kawanānākoa Street  
Wailuku, Hawaii 96793

(3) **OTHER INTESTATE HEIRS:** NONE

(4) **PROBATE PROCEEDINGS:**

The deceased class member's surviving spouse, **CATALINA K. EWALIKO** was appointed Personal Representative in P.



No. 2CLP-20-0000136. A true and correct copy of the Letters of Administration appointing CATALINA K. EWALIKO as Personal Representative is attached hereto as Exhibit "A".

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE**

Pursuant to Article 1-5.1(B)(2) of the Trust, "If the Estate of the deceased Class Member has previously been subject to a probate proceeding, the Trustee shall distribute the share of such deceased Class Member to the heirs/devisees in the proportions as adjudicated in such deceased Class Member's probate proceeding". It appears from the probate record that the deceased class member's probate proceeding is still active.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **CATALINA K. EWALIKO**, as Personal Representative of the Estate of **IRVIN KEALOHA EWALIKO**.

- (C) **LYDIA K. FAHILGA**  
(Date of Death: October 13, 2017)  
(Place of Death: Orange County, California)

(1) SURVIVING SPOUSE: NONE

(2) CHILDREN:

**RICKY K. FAHILGA**  
2892 Mackinac Drive  
Lincoln, California 95648

**RENEE K. ROTH**  
2892 Mackinac Drive  
Lincoln, California 95648

**RONALD K. FAHILGA**  
11518 Carlisle Place  
Rancho Cucamonga, California 91730

**RANDY K. FAHILGA**  
4202 E. Waltann Lane  
Phoenix, Arizona 85053

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE: NONE

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed in equal proportions to her children, **RICKY K. FAHILGA, RENEE K. ROTH, RONALD FAHILGA, and RANDY K. FAHILGA.**

(D) **JAMES ROLAND FARM**  
(Date of Death: May 27, 2005)  
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE: NONE

(2) CHILDREN:

**KRISTOPHER K.K. FARM**  
15 Kawela Way 588  
Kaunakakai, Hawaii 96748

**KAWIKA K.E. FARM**  
P.O. Box 1721  
Kaunakakai, Hawaii 96784

- (3) **OTHER INTESTATE HEIRS:** NONE
- (4) **PROBATE PROCEEDINGS:** NONE
- (5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed in equal proportions to his children, **KRISTOPHER K.K. FARM** and **KAWIKA K.E. FARM**.

- (E) **LLOYD KAUEAHU FAULKNER**  
(Date of Death: September 27, 2016)  
(Place of Death: Kaneohe, Hawaii)

- (1) **SURVIVING SPOUSE:**

**STEPHANIE FAULKNER**  
116 Ainoni Street  
Kailua, Hawaii 96734

- (2) **CHILDREN:**

**LLOYD K. FAULKNER, JR.**  
17-191 Meaulu Street  
Hilo, Hawaii 96749

**NELSON K. FAULKNER**  
636 Halela Street  
Kailua, Hawaii 96734

- (3) OTHER INTESTATE HEIRS: NONE
- (4) PROBATE PROCEEDINGS: NONE
- (5) LAST WILL NOT ADMITTED TO PROBATE:

Decedent left a Last Will, but it has not been admitted to probate. Decedent's Last Will is a pour-over will that directs his estate to his revocable living trust dated October 10, 1995. True and correct copies of Decedent's Last Will and short form trust are attached hereto as Exhibit "B".

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to the Trustee of the deceased class member's self-trusted Trust dated October 10, 1995.

- (F) ROSE KEOHOULAICALANI FERNANDEZ  
(Date of Death: January 1, 2000)  
(Place of Death: Hilo, Hawaii)

- (1) SURVIVING SPOUSE: NONE
- (2) CHILDREN:

CHERRILYNN H. FERNANDEZ  
12-475 Ipuaiwaha Street  
Keaau, Hawaii 96749

LOU-ANN N. TOLENTINO  
P.O. Box 190  
Hilo, Hawaii 96721

**LEA-FRANCINE K. FERREIRA**

17-492 Volcano Road  
Kurtistown, Hawaii 96760

- (3) **OTHER INTESTATE HEIRS:** NONE
- (4) **PROBATE PROCEEDINGS:** NONE
- (5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed in equal proportions to her children, **CHERRILYNN H. FERNANDEZ**, **LOU-ANN N. TOLENTINO**, and **LEA-FRANCINE K. FERREIRA**.

- (G) **GLENWOOD ALFRED FERREIRA**  
(Date of Death: May 3, 2011)  
(Place of Death: Honolulu, Hawaii)

- (1) **SURVIVING SPOUSE:** NONE
- (2) **CHILDREN:**

**AUDREY P. DOWSETT**  
c/o Patrick K. Wong, Esq.  
75-5722 Kuakini Highway #208  
Kailua-Kona, Hawaii 96740

**LOUIS FERREIRA**  
75-5517 B Keke Street  
Holualoa, Hawaii 96725

**HIRAM ALFRED FERREIRA**  
75-5517 B Keke Street  
Holualoa, Hawaii 96725

**GLENDIA JEAN IWALANI FERREIRA** (Post-Deceased)  
Date of Death: August 8, 2019

(Verified by Certificate of Death filed under seal herein)

**(3) OTHER INTESTATE HEIRS:**

**BRANDY KUUIPO GOUVEIA** (Descendant of **GLEND A JEAN FERREIRA**)  
14 Lakeview Circle #D1  
Wahiawa, Hawaii 96786

**JESSE KEALOHA HERNANDEZ** (Descendant of **GLEND A JEAN FERREIRA**)  
14 Lakeview Circle #D1  
Wahiawa, Hawaii 96786

**ANDREW KALEO OKALANI HERNANDEZ** (Descendant of **GLEND A JEAN FERREIRA**)  
14 Lakeview Circle #D1  
Wahiawa, Hawaii 96786

**DAVID RAYMOND KALANIKOA HERNANDEZ III** (Descendant of **GLEND A JEAN FERREIRA**)  
14 Lakeview Circle #D1  
Wahiawa, Hawaii 96786

**(4) PROBATE PROCEEDINGS:**

Petitioner has been informed that AUDREY P. DOWSETT has retained attorney Patrick K. Wong, Esq. of Carlsmith Ball LLP to assist with a probate for the deceased class member. As of the date of this filing, said probate has not been initiated.

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE**

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **AUDREY DOWSETT**, Personal Representative of the Estate of **GLENWOOD ALFRED FERREIRA**.

Alternatively, if a Personal Representative is not appointed by the time of hearing on this Petition, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed as follows:

**AUDREY P. DOWSETT - 1/4**

**LOUIS FERREIRA - 1/4**

**HIRAM ALFRED FERREIRA - 1/4**

**BRANDY KUUIPO GOUVEIA - 1/16**

**JESSE KEALOHA HERNANDEZ - 1/16**

**ANDREW KALEO OKALANI HERNANDEZ - 1/16**

**DAVID RAYMOND KALANIKOA HERNANDEZ III - 1/16**

(H) **RUBY KUUIPO FIELD**  
(Date of Death: July 28, 2004)  
(Place of Death: Kailua, Hawaii)

(1) **SURVIVING SPOUSE:**

**HARRY VICTOR FIELD III** (Post-Deceased)  
Date of Death: August 5, 2007

(Verified by a Certificate of Death filed under seal herein)

**(2) CHILDREN:**

**ULRICH FIELD**

644 West Princeton Court  
Visalia, California 93277

**CYRUS FIELD**

P.O. Box 6837  
Kamuela, Hawaii 96743

**JANICE WAKAMATSU**

1143 Lauhoa Street  
Kailua, Hawaii 96734

**HARRILYN BELLUCHE**

94-535 Pilimai Street  
Waipahu, Hawaii 96797

**(3) OTHER INTESTATE HEIRS: NONE**

**(4) PROBATE PROCEEDINGS: NONE**

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE**

Had **HARRY VICTOR FIELD III** survived to completion of the settlement, his estate would have controlled the distribution of the settlement proceeds. Upon review of the public record, it does not appear that probate has been initiated for the Estate of **HARRY VICTOR FIELD III**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to the



intestate heirs of **HARRY VICTOR FIELD III**. These  
intestate heirs are the same parties who would be the  
deceased class member's intestate heirs. Petitioner  
believes that said proceeds should be distributed in  
equal proportions to **ULRICH FIELD, CYRUS FIELD, JANICE  
WAKAMATSU, and HARRILYN BELLUCHE**.

- (I) **STEPHEN K. HAO, JR.**  
(Date of Death: April 24, 2008)  
(Place of Death: Wailuku, Hawaii)

(1) **SURVIVING SPOUSE:**

**FLORA M. HAO**  
324 Alalani Street  
Makawao, Hawaii 96768

(2) **CHILDREN:**

**STEPHEN HAO III**  
470 Maalo Street  
Kahului, Hawaii 96732

**SHELDON HAO**  
46-364 Kumoo Loop  
Kaneohe, Hawaii 96744

**FLORA MORA**  
P.O. Box 1731  
Kahului, Hawaii 96733

**JODI HAO**  
1265 Russell Drive  
Coupeville, Washington 98239

**SHELLY GINES**  
326 Hale Kai Street  
Kihei, Hawaii 96753

- (3) OTHER INTESTATE HEIRS: NONE
- (4) PROBATE PROCEEDINGS: NONE
- (5) LAST WILL NOT ADMITTED TO PROBATE: NONE

Decedent left a Last Will, but it has not been admitted to probate. Decedent's Last Will pours over to his revocable living trust. True and correct copies of the Decedent's Last Will and the Declaration of Revocable Trust of Stephen K. Hao, Jr. dated August 31, 1995 are collectively attached hereto as Exhibit "C".

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **FLORA M. HAO, Trustee of the Revocable Trust of Stephen K. Hao, Jr. dated August 31, 1995.**

(J) **SWEETHEART K. HARRIS**  
(Date of Death: November 9, 2002)  
(Place of Death: Wahiawa, Hawaii)

- (1) SURVIVING SPOUSE: NONE
- (2) CHILDREN:

**DIMPLES K. HARRIS**  
94-541 Makohilani Street #1039  
Mililani, Hawaii 96789

**GARY C. HARRIS**  
936 Pure County Way  
Hamilton, Montana 59840

**SWEETHEART K. SALSED**  
95-2035 Waikalani Place B202  
Mililani, Hawaii 96789

**MARGUERITE L. CARVALHO**  
94-344 Pupumomi Street Apt. 306  
Waipahu, Hawaii 96792

**HENRY R. HARRIS**  
7308 Cindy Ct.  
North Richland Hills, Texas 76182

**DANETTE K. HARRIS**  
98-150 Lipoa Place #408  
Aiea, Hawaii 96701

**MARCELLA H. HARRIS** (Post-Deceased Child)  
Date of Death: May 4, 2015

(Verified by online obituary published by the Honolulu  
Star-Advertiser)

(No Descendants)

- (3) **OTHER INTESTATE HEIRS: NONE**
- (4) **PROBATE PROCEEDINGS: NONE**
- (5) **LAST WILL NOT ADMITTED TO PROBATE: NONE**

On the basis of the foregoing, Petitioner believes that  
the deceased class member's share of the *Kalima*  
settlement proceeds should be distributed in equal  
proportions to **DIMPLES K. HARRIS, GARY C. HARRIS,**  
**SWEETHEART K. SALSED, MARGUERITE L. CARVALHO, HENRY R.**  
**HARRIS, and DANETTE K. HARRIS.**

(K) **EVERETT IPOALOHA HAUMEA**  
(Date of Death: July 8, 2005)  
(Place of Death: Waimea, Hawaii)

**(1) SURVIVING SPOUSE:**

**CARMELITA I. HAUMEA**  
P.O. Box 487  
Kekaha, Hawaii 96752

**(2) CHILDREN:**

**EVERETT K. HAUMEA**  
P.O. Box 453  
Kekaha, Hawaii 96752

**CLARISSE K. KANAHELE**  
P.O. Box 690104  
Makaweli, Hawaii 96769

**JASON A. HAUMEA**  
P.O. Box 487  
Kekaha, Hawaii 96752

**(3) OTHER INTESTATE HEIRS: NONE**

**(4) PROBATE PROCEEDINGS: NONE**

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE**

Based on the information provided by the deceased class member's family, Petitioner has confirmed that all of the deceased class member's children are also children of his surviving spouse, who has no other descendants. On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima*

settlement proceeds should be distributed to **CARMELITA**

**I. HAUMEA:**

(L) **HAROLD HAUPU, JR.**  
**(Date of Death: October 4, 2017)**  
**(Place of Death: Wailuku, Hawaii)**

**(1) SURVIVING SPOUSE:**

**GAIL K. HAUPU**  
38 Hoehaili Way  
Wailuku, Hawaii 96793

**(2) CHILDREN:**

**MALIA N. HAUPU-WAIOHU**  
643 Meakanu Lane 405  
Wailuku, Hawaii 96793

**SHANE K. HAUPU**  
38 Hoehaili Way  
Wailuku, Hawaii 96793

**SHERMAN K. HAUPU**  
P.O. Box 881055  
Pukalani, Hawaii 96768

**SHELDON P. HAUPU**  
38 Hoehaili Way  
Wailuku, Hawaii 96793

**(3) OTHER INTESTATE HEIRS: NONE**

**(4) PROBATE PROCEEDINGS: NONE**

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE**

On the basis of the foregoing, Petitioner believes that  
the deceased class member's share of the *Kalima*

settlement proceeds should be distributed to the deceased class member's surviving spouse, **GAIL K. HAUPU**.

(M) **DENNIS MERVIN JOAO**  
(Date of Death: July 30, 1997)  
(Place of Death: Wahiawa, Hawaii)

**(1) SURVIVING SPOUSE:**

**MARY F. JOAO**  
45-535 Luluku Road  
Kaneohe, Hawaii 96744

**(2) CHILDREN:**

**JILL ANN H. GARCIA**  
1449 Ala Naupaka Street  
Honolulu, Hawaii 96818

**DENNIS K. JOAO**  
1226 Hele Street  
Kailua, Hawaii 96734

**(3) OTHER INTESTATE HEIRS: NONE**

**(4) PROBATE PROCEEDINGS:**

Pursuant to Article 1-5.1(B)(2) of the Trust, "If the Estate of the deceased Class Member has previously been subject to a probate proceeding, the Trustee shall distribute the share of such deceased Class Member to the heirs/devisees in the proportions as adjudicated in such deceased Class Member's probate proceeding".

**MARY F. JOAO** was appointed as Personal Representative of the Estate in Probate No. 1LP970000606, filed in the Circuit Court of the First Circuit, State of Hawaii. The Ex Parte Order Approving Final Accounts and Distributing and Settlement Estate provides that the Estate should be distributed to **MARY F. JOAO**. A true and correct copy of the Ex-Parte Petition for Approval of Final Accounts and Distribution and Complete Settlement of Estate; Exhibit "A"; Schedules "A"- "C-2"; Affidavit of Counsel; Affidavit of Mary F. Joao; Ex-Parte Order Approving Final Accounts and Distributing and Settling Estate; Certificate of Service filed in Probate No. 1LP970000606 is attached hereto as **Exhibit "D"**.

(5) **LAST WILL NOT ADMITTED TO PROBATE: NONE**

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **MARY F. JOAO**.

(N) **GERTRUDE KAHELE NAMAUU**  
(Date of Death: September 23, 2012)  
(Place of Death: Wailuku, Hawaii)

**(1) SURVIVING SPOUSE:**

**GEORGE K. NAMAUU SR.**  
840 Akulikuli Way  
Wailuku, Hawaii 96793

**(2) CHILDREN:**

**GEORGE K. NAMAUU JR.**  
840 Akulikuli Way  
Wailuku, Hawaii 96793

**JEFFREY NAMAUU SR.**  
840 Akulikuli Way  
Wailuku, Hawaii 96793

**JUSTIN P. NAMAUU**  
P.O. Box 592  
Kula, Hawaii 96790

**VALERIE H. NAMAUU**  
P.O. Box 592  
Kula, Hawaii 96790

**(3) OTHER INTESTATE HEIRS: NONE**

**(4) PROBATE PROCEEDINGS: NONE**

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE PRESENTED**

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to the surviving spouse, **GEORGE K. NAMAUU SR.**

- (O) **RITCHIE ALICE KALAHIKI RAMSEYER**  
**(Date of Death: April 9, 2016)**  
**(Place of Death: Kailua, Hawaii)**



(1) **SURVIVING SPOUSE:**

**CLIFFORD S.K. RAMSEYER** (Post-Deceased)

Date of Death: July 23, 2022

(Verified by Certificate of Death filed under seal herein)

(2) **CHILDREN:**

**RICHARD I. RAMSEYER**

P.O. Box 396

Hauula, Hawaii 96717

**SHERRAN K. KINILAN**

PO Box 229

Waimanalo, Hawaii 96795

**SHEILA N. RAMSEYER-MAO**

41-719 Bell St

Waimanalo, Hawaii 96795

(3) **OTHER INTESTATE HEIRS: NONE**

(4) **PROBATE PROCEEDINGS: NONE**

(5) **LAST WILL NOT ADMITTED TO PROBATE: NONE**

Had **CLIFFORD S.K. RAMSEYER** survived to completion of the settlement, his estate would have controlled the distribution of the settlement proceeds. Upon review of the public record, it does not appear that probate has been initiated for the Estate of **CLIFFORD S.K. RAMSEYER**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to the

intestate heirs of **CLIFFORD S.K. RAMSEYER**. These  
intestate heirs are the same parties who would be the  
deceased class member's intestate heirs. Petitioner  
believes that said proceeds should be distributed in  
equal proportions to **RICHARD I. RAMSEYER, SHERRAN K.  
KINILAN, and SHEILA N. RAMSEYER-MAO**.

(P) **JANICE KUULEI AUKAI**  
(Date of Death: February 22, 2016)  
(Place of Death: Honolulu, Hawaii)

**(1) SURVIVING SPOUSE:**

**WALLACE AUKAI** (Post-Deceased)  
Date of Death: April 18, 2022

(Verified by Certificate of Death filed under seal  
herein)

**(2) CHILDREN:**

**CHERYL A. PADEKEN**  
P.O. Box 730  
Kaneohe, Hawaii 96744

**BRANDON W.K. AUKAI**  
47-1704 Kumuniu Street  
Waimanalo, Hawaii 96795

**(3) OTHER INTESTATE HEIRS: NONE**

**(4) PROBATE PROCEEDINGS: NONE**

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE**

Had **WALLACE AUKAI** survived to completion of the  
settlement, his estate would have controlled the

distribution of the settlement proceeds. Upon review of the public record, it does not appear that probate has been initiated for the Estate of **WALLACE AUKAI**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to the intestate heirs of **WALLACE AUKAI**. These intestate heirs are the same parties who would be the deceased class member's intestate heirs. Petitioner believes that said proceeds should be distributed in equal proportions to **CHERYL A. PADEKEN** and **BRANDON W.K. AUKAI**.

(Q) **MYRA HAULANI RIVERA**  
(Date of Death: October 18, 2019)  
(Place of Death: Kailua, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

**LURLYNNE M. SOUZA**  
45-233 Namoku Street  
Kaneohe, Hawaii 96744

**KEITH S. ALPICH**  
45-233 Namoku Street  
Kaneohe, Hawaii 96744

**KEVIN S. ALPICH**  
45-233 Namoku Street  
Kaneohe, Hawaii 96744

**DONNA A. ALPICH LOPEZ**

45-233 Namoku Street  
Kaneohe, Hawaii 96744

- (3) **OTHER INTESTATE HEIRS:** NONE
- (4) **PROBATE PROCEEDINGS:** NONE
- (5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed in equal proportions to **LURLYNNE M. SOUZA, KEITH S. ALPICHI, KEVIN S. ALPICHI, and DONNA A. ALPICHI-LOPEZ.**

- (R) **HELEN K. TAYAMEN**  
(Date of Death: October 27, 2017)  
(Place of Death: Kailua-Kona, Hawaii)

(Verified by an online obituary published by Dodo Mortuary, Inc.)

- (1) **SURVIVING SPOUSE:**

**PRUDENCIO TAYAMEN** (Post-Deceased)  
Date of Death: April 24, 2022

(Verified by an online obituary published by Dodo Mortuary, Inc.)

- (2) **CHILDREN:**

**HARLAN TAYAMEN**  
92-8422 Jasmine Drive  
Ocean View, Hawaii 96737

**CLAYTON TAYAMEN**  
18-7889 North Kulani Road  
Mountain View, Hawaii 96771

**AFTON TAYAMEN**

76 Hualalai Street  
Holualoa, Hawaii 96725

**GALEN CAJIGAL**

92-555 Ualehei Street  
Kapolei, Hawaii 96707

**TESSIE PAEYERNEERS**

7270 Whitehouse Drive #36  
Anderson, California 96007

**ADELE TAYAMEN**

P.O. Box 390296  
Keauhou, Hawaii 96739

**THELMA BACXA**

P.O. Box 390296  
Keauhou, Hawaii 96739

**JANELLE COSTA**

755804 Melelina Street  
Kailua-Kona, Hawaii 96740

- (3) **OTHER INTESTATE HEIRS:** NONE
- (4) **PROBATE PROCEEDINGS:** NONE
- (5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE

Had **PRUDENCIO TAYAMEN** survived to completion of the settlement, his estate would have controlled the distribution of the settlement proceeds. Upon review of the public record, it does not appear that probate has been initiated for the Estate of **PRUDENCIO TAYAMEN**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima*

settlement proceeds should be distributed to the intestate heirs of **PRUDENCIO TAYAMEN**. These intestate heirs are the same parties who would be the deceased class member's intestate heirs. Petitioner believes that said proceeds should be distributed in equal proportions to **HARLAN TAYAMEN, CLAYTON TAYAMEN, AFTON TAYAMEN, GALEN CAJIGAL, TESSIE PAEYERNEERS, ADELE TAYAMEN, THELMAN BACXA, and JANELLE COSTA**.

(S) **STEPHEN ANGEL MARDONADA**  
(Date of Death: November 17, 2012)  
(Place of Death: Lihue, Hawaii)

**(1) SURVIVING SPOUSE:**

**JANIS MARDONADA**  
5839 Waipouli Road  
Kapaa, Hawaii 96746

**(2) CHILDREN:**

**MAKANA MARDONADA**  
5839 Waipouli Road  
Kapaa, Hawaii 96746

**(3) OTHER INTESTATE HEIRS: NONE**

**(4) PROBATE PROCEEDINGS: NONE**

**(5) LAST WILL NOT ADMITTED TO PROBATE: NONE**

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to the

deceased class member's surviving spouse, **JANIS MARDONADA.**

(T) **MANUEL KAIALELEPA FERNANDEZ**  
(Date of Death: November 28, 2022)  
(Place of Death: Maricopa, Arizona)

(1) **SURVIVING SPOUSE:**

**BETTY JEAN FERNANDEZ**  
14721 W Piccadilly Road  
Goodyear, Maricopa, Arizona 85395

(2) **CHILDREN: NONE**

(3) **OTHER INTESTATE HEIRS: NONE**

(4) **PROBATE PROCEEDINGS: NONE**

(5) **LAST WILL NOT ADMITTED TO PROBATE: NONE**

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **BETTY JEAN FERNANDEZ.**

11. Petitioner is seeking instructions from this Honorable Court to make the disbursements as set forth above.

12. Notice of this Petition is concurrently being served on the parties named above and by publication. A Statement of Service documenting efforts to serve each of the parties named

hereinabove will be filed prior to the hearing to be scheduled for this Petition.

13. Pursuant to H.R.S. § 560:1-403, the interests of minors are adequately represented by their respective parents if there is no conflict of interest and no conservator or guardian has been appointed. There appears to be no conflict of interest as the relief requested herein would not result in any adult beneficiary receiving any interest to the detriment of a minor beneficiary.

14. Pursuant to H.R.S. §§ 554D-301 through 304, service by representation is authorized.

WHEREFORE, Petitioner prays that the Court:

- A. Find that jurisdiction and venue are proper;
- B. Set a date, time and place of hearing on this Petition;
- C. Appointment EMILY H. KAWASHIMA, ESQ., as Master, to review and report to this Honorable Court regarding the relief requested in this Petition;
- D. Find that a basis exists for instructions;
- E. Instruct the Trustee to make the distributions set forth hereinabove;
- F. Find that, upon filing proof that the distributions have been made, the beneficiaries' interests in this Trust shall



be fully satisfied and the Trustee shall have no further responsibility or liability with respect to such beneficiaries;

G. Award reasonable attorneys' fees and Master fees related to the filing of this Petition, as supported by affidavit or declaration; and

H. Grant such other relief as may be appropriate.

[REMAINDER OF THE PAGE INTENTIONALLY LEFT BLANK  
SIGNATURE(S) TO FOLLOW]

PETITIONER UNDERSTANDS THAT THIS DOCUMENT IS DEEMED TO INCLUDE AN OATH, AFFIRMATION, OR STATEMENT TO THE EFFECT THAT (1) ITS REPRESENTATIONS ARE TRUE AS FAR AS PETITIONER KNOWS OR IS INFORMED, (2) IT IS NOT BEING PRESENTED FOR AN IMPROPER PURPOSE, SUCH AS TO HARASS OR TO CAUSE UNNECESSARY DELAY OR NEEDLESS INCREASE IN THE COST OF LITIGATION, AND (3) THAT PENALTIES FOR PERJURY MAY FOLLOW DELIBERATE FALSIFICATION.

DATED: Honolulu, Hawaii, February 9, 2024.

/s/ Scott C. Suzuki  
SCOTT C. SUZUKI, ESQ., Probate  
Special Counsel

Hawaii Probate Rule 5(b) Certification

/s/ Scott C. Suzuki  
Scott C. Suzuki

Attorney for Petitioner