

Electronically Filed
Intermediate Court of Appeals
CAAP-23-0000572
17-OCT-2023
12:05 PM
Dkt. 11 ORD

CAAP-23-0000572
Kalima vs. State

Pursuant to Order filed on October 17, 2023 in SCPW-23-0000571, proceedings in CAAP-23-0000572, are temporarily stayed until further order of the court.

Electronically Filed
Supreme Court
SCPW-23-0000571
17-OCT-2023
11:45 AM
Dkt. 16 ORD

SCPW-23-0000571

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

RICKEY T. RIVERA, JR., Petitioner,

vs.

THE HONORABLE LISA W. CATALDO,
Judge of the Circuit Court of the First Circuit,
State of Hawai'i, Respondent Judge,

and

LEONA KALIMA; DIANE BONER; RAYNETTE NALANI AH CHONG,
special administrator of the estate of JOSEPH CHING, deceased;
CAROLINE BRIGHT; DONNA KUEHU; and JAMES AKIONA, on behalf of
themselves and all others similarly situated,
Respondents/Plaintiffs,

and

STATE OF HAWAI'I; STATE OF HAWAI'I DEPARTMENT OF
HAWAIIAN HOME LANDS;
Respondents/Defendants.

ORIGINAL PROCEEDING
(CASE NO. 1CC990004771)

ORDER

(By: Recktenwald, C.J., Eddins, J., Circuit Judge Viola, in place of
McKenna, J., recused, Circuit Judge To'oto'o and Circuit Judge Ochiai,
assigned by reason of vacancies)

On October 10, 2023, Petitioner Rickey T. Rivera, Jr. filed a letter with this court that we construe as a petition for writ of mandamus or extraordinary relief. See Hawai'i Rules of Appellate Procedure (HRAP), Rule 21. This petition was docketed by the appellate clerk upon receipt of the filing fee. HRAP 21(a).

The specific relief requested by Petitioner is for this court to review whether he is eligible "to participate in the Kalima settlement."

It is ordered:

1. Within 5 business days from the date of this order, Respondents shall file an answer to the petition. Respondents' briefs shall not exceed 15 pages, exclusive of indexes and appendices (e.g., declarations or exhibits). Respondent Judge may file an answer to the petition within the same time. Any party may file a motion to adjust the briefing schedule based on good cause.

2. In submission, Respondents may reference documents on file in 1CC990004771 by citing the docket number, and are not required to submit copies of the documents on file in 1CC990004771 with this court.

3. The proceedings in CAAP-23-0000572 are temporarily stayed until further order of the court.

4. The appellate clerk shall serve a copy of this order on the Petitioner, Respondent Judge, the Attorney General, and Respondents. A copy of this order shall be filed in CAAP-23-0000572.

DATED: Honolulu, Hawai'i, October 17, 2023.

/s/ Mark E. Recktenwald

/s/ Todd W. Eddins

/s/ Fa'auuga L. To'oto'o

/s/ Dean E. Ochiai

/s/ Matthew J. Viola

