

Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
30-JAN-2024
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Dkt. 47 DISC

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAI'I

IN THE MATTER

OF

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

T. No. 1CTR-23-0000142

COURT'S DISCLOSURE

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This matter was assigned to Judge Castagnetti upon the retirement of Chief Judge R. Mark Browning and pursuant to the Supplemental Order of Assignment filed under SCMF-11-0000100, *In the Matter of the Assignment of the Judges of the Circuit Court of the First Circuit, State of Hawai'i* on December 18, 2023 [Dkt No. 383]. Judge Castagnetti makes the following disclosure to the parties:

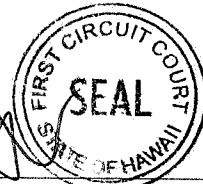
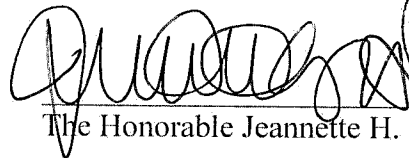
Judge Castagnetti is acquainted with the Probate Special Master, Emily Kawashima, Esq., appointed in *Kalima v. State of Hawai'i*, Civil No. 99-4771-12 LWC.

Judge Castagnetti does not have a personal bias or prejudice for or against any party or attorney in this matter and believes that she may fairly and impartially participate in this case. Other than one status conference held on January 25, 2024 to discuss scheduling the Petitions for Instructions with Ms. Kawashima and Scott Suzuki, Esq., Probate Special Counsel,

Judge Castagnetti has not discussed this case with Ms. Kawashima or her work as the Probate Special Master.

Accordingly, and pursuant to Rule 2.11(c) of the Hawai'i Code of Judicial Conduct, the Court requests that (1) each party and their respective counsel, if any, consider (outside the presence of the judge and court personnel) whether to waive disqualification or recusal; and thereafter (2) notify the court in writing whether the party objects to the Court presiding over this matter, or whether the party waives disqualification or recusal. The Court requests that each party's notice be filed within 14 days after service of the Petition for Instructions and Notice of Hearing.

DATED: Honolulu, Hawai'i, January 30, 2024.



The Honorable Jeannette H. Castagnetti