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**Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
28-OCT-2025
10:51 AM
Dkt. 1260 OGP**

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)

ORDER GRANTING PETITION FOR
INSTRUCTIONS #23

HEARING:

DATE: October 17, 2025

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.
Castagnetti

PLEASE NOTE CHANGES

ORDER GRANTING PETITION FOR INSTRUCTIONS #23

The PETITION FOR INSTRUCTIONS #23 filed herein on August 14, 2025 (the "Petition"), came on for hearing on Friday, October 17, 2025, at 10:00 a.m., before the Honorable Jeannette H. Castagnetti, Judge of the above-entitled Court. 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*") appeared. EMILY H. KAWASHIMA, ESQ., Probate Special Master in *Kalima*, appeared.

The Court having reviewed the documents filed herein and having considered the representations of the parties, counsel, and good basis appearing therefor,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

A. Jurisdiction and venue are proper;

B. The PETITION FOR INSTRUCTIONS #23 is hereby granted, subject to the findings and recommendations of the Probate Special Master in the Probate Special Master's Report Re: PETITION FOR INSTRUCTIONS #23 filed herein on or about September 10, 2025, and as supplemented on October 2, 2025 and October 17, 2025.

C. A basis exists for instructions regarding the administration of THE KALIMA CLASS ACTION SETTLEMENT TRUST DATED JUNE 23, 2023;

D. The Trustee shall distribute the settlement proceeds derived from the Deceased Class Members' interests in *Kalima*, as described in the PETITION FOR INSTRUCTIONS #23 filed herein on August 14, 2025, from THE KALIMA CLASS ACTION SETTLEMENT TRUST DATED JUNE 23, 2023, as recommended by the Probate Special Master, as follows:

(A) ELIZABETH P.K. GALINDO

DANIEL GALINDO - ONE-FOURTH (1/4)
DONALD J. GALINDO - ONE-FOURTH (1/4)
RICHARD F.T. GALINDO - ONE-TWELFTH (1/12)
RONALD D.K. GALINDO - ONE-TWELFTH (1/12)
JACIE S.M. KELIIHOLOKAI - ONE-TWELFTH (1/12)
DANNE GALINDO SEE - ONE-FOURTH (1/4)

(B) EDWARD GARCIA

PEGGY GARCIA - FIRST \$100,000, PLUS ONE-HALF (1/2)
BALANCE
DARRYL GARCIA - ONE-FOURTH (1/4) BALANCE
DARRELYN GARCIA - ONE-FOURTH (1/4) BALANCE

(C) LURLINE GENEVIEVE MAHEALANI HENRY

MARSHALL D. CHINEN, ESQ., as Personal Representative of
the deceased class member's estate - ALL (100%) to be
distributed in accordance with the applicable provisions
of the Hawaii Uniform Probate Code, Chapter 560, with
regard to said estate.

(D) LYLAC K. BAKER HIGA

KENROCK K.S. HIGA, Trustee of the Lylac K. Higa Revocable
Living Trust dated December 23, 1993 - ALL (100%) to be
distributed in accordance with the provisions of the
Trust.

(E) WALTER SCOTT ADAMS

SYLVIA AU ADAMS - ALL (100%)

(F) LAVERNE MAHEALANI KANAKANUI

NORMAN JIM KANAKANUI - ALL (100%)

**(G) KATHLEEN KAPULE KAHUI HOLDEN (also known as KATHLEEN KAPULE
HOLDEN)**

LEE ANN M. BANKHEAD - ONE-THIRD (1/3)
KEONI COOPER - ONE-THIRD (1/3)
KEOKI COOPER - ONE-THIRD (1/3)

(H) BENJAMIN ALAMANI

LINDA ALAMANI - ALL (100%)

(I) JAMES PIWAI AKIONA SR.

SHERILYN WAHINEKAPU, Trustee of the James P. Akiona Sr.
Trust Agreement dated November 17, 1994 - ALL (100%) to

be distributed in accordance with the provisions of the Trust.

(J) MATHILDA M. ADOLPHO

ALOMA EUSTAQUIO - ONE-FIFTH (1/5)
WARREN ADOLPHO - ONE-FIFTH (1/5)
RITA JAEGAR - ONE-FIFTH (1/5)†DMP
KEALA PENROSE - ONE-FIFTH (1/5)
KERRIE DIXON - ONE-TENTH (1/10)
STEPHANIE ADOLPHO - ONE-TENTH (1/10)

(K) ABIGAIL MARY ANN STEWART

MARNEY K. MORISHIGE - ONE SIXTH (1/6)
AGNES S. FERREIRA - ONE SIXTH (1/6)
WILLIAM W. STEWART - ONE SIXTH (1/6)
SUZANNE W. TASAKA - ONE SIXTH (1/6)
CARY LEE GIFFORD - ONE SIXTH (1/6)
CHRISTOPHER A. MEYER - ONE TWELFTH (1/12)
GRETCHEN SIMS - ONE TWELFTH (1/12)

(L) HYENIE EYLLENE SATO

SANFORD SATO - ONE-FOURTH (1/4)
KARL SATO - ONE-FOURTH (1/4)
MARAELLEN EMANUELLO - ONE-FOURTH (1/4)
ROBLLYN SATO - ONE-SIXTEENTH (1/16)
RIDGE SATO - ONE-SIXTEENTH (1/16)
ROBYNN SATO - ONE-SIXTEENTH (1/16)
RONNIELYN SATO - ONE-SIXTEENTH (1/16)

(M) JUDITH P. NAUMU-STEWART

VINCENT B. NAUMU - ONE-THIRD (1/3)
SEAN STEWART - ONE-THIRD (1/3)
BRYAN W. BOTT - ONE-THIRD (1/3)

(N) PEARL ALICIA KUULEIMOMIKAI PERRY

MAHEALANI P. WENDT - ONE-SEVENTH (1/7)
WARREN C. PERRY - ONE-SEVENTH (1/7)
DARRYL D. PERRY - ONE-SEVENTH (1/7)
DAVE A. PEREZ - ONE-SEVENTH (1/7)
MOSES J. MARTINEZ - ONE-SEVENTH (1/7)
ALEXIS M. KING - ONE-SEVENTH (1/7)
JAKE KAAUWAI - ONE-SEVENTH (1/7)

(O) WILLARD ANDRE KALIMA JR.

SHEILAH KALIMA - ALL (100%)

(P) CLEMENT KAHELE KALUNA

DAVID KALUNA - ONE-HALF (1/2)
HEATHER KALUNA - ONE-HALF (1/2)

(Q) JOHN HERMAN KEHALENANI KAMA

KUKANA KAMA-TOTH - ALL (100%)

(R) NORMA LEE KAWAILANI KAMA

ELIZABETH H. K. K. HALAHUNI - ONE-ELEVENTH (1/11) or 9%

RAPHAEL KAMA - ONE-ELEVENTH (1/11) or 9%

ODELIA K. KAUPU - ONE-ELEVENTH (1/11) or 9%

ELIJAH E. KAMA - ONE-ELEVENTH (1/11) or 9%

JAMIE P. K. FIELDS - ONE-ELEVENTH (1/11) or 9%

KEALOHILANI KAMA-HOSEA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVIANNE KAMA-VALDEZ - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVENAT FERNANDEZ - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVILEIGH NAEOLE - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVEANA KAMA-FISCHER - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVIDEANNE KAMA-SICKELS - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVID KAMA, JR. - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVERINE SASSAMAN - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or 2.27%

DAVILENE KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132)
or 2.27%

JEREMIAH KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132)
or 2.27%

DAVERRY KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132)
or 2.27%

JOSEPHINE BELTRAN - THREE ONE-HUNDRED-THIRTY-SECONDS
(3/132) or 2.27%

DAVID BELTRAN - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132)
or 2.27%

DOMINADOR BELTRAN - THREE ONE-HUNDRED-THIRTY-SECONDS
(3/132) or 2.27%

PETER KAMA, JR. - THREE ONE-HUNDRED-THIRTY-SECONDS
(3/132) or 2.27%

MARK KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or
2.27%

RUSSELL KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132)
or 2.27%

RENEE KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132) or
2.27%

DORCAS POULIVA'ATI - THREE ONE-HUNDRED-THIRTY-SECONDS
(3/132) or 2.27%

SANFORD K. KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS
(3/132) or 2.27%

SANDEE MOIHA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132)
or 2.27%

SAMANTHA KAMA - THREE ONE-HUNDRED-THIRTY-SECONDS (3/132)
or 2.27%

MAILE KAMA - ONE ONE-HUNDRED-THIRTY-SECONDS (1/132) or
0.75%

KALANI KAMA - ONE ONE-HUNDRED-THIRTY-SECONDS (1/132) or
0.75%

SHAUN-TE KAMA - ONE ONE-HUNDRED-THIRTY-SECONDS (1/132)
or 0.75%

SHEA-LAH KAMA - ONE ONE-HUNDRED-THIRTY-SECONDS (1/132)
or 0.75%

SAMSON KAMA, JR. - ONE ONE-HUNDRED-THIRTY-SECONDS
(1/132) or 0.75%

STYLON KAMA - ONE ONE-HUNDRED-THIRTY-SECONDS (1/132) or
0.75%

(S) BARBARA KAMAE (also known as BARBARA MAMO AQUINO)

Over the objection of ALEXANDER KAMAE:

GEORGE S. AQUINO - ALL (100%)

(T) WILLIAM KUAMOO HEALANI KAPUNI

CHRISTOPHER A. DIAS, AS CONSERVATOR FOR VICTORIA
GILLESPIE - ALL (100%)

(U) DOROTHY ELAINE KUULEI HANAPI

SHERRAN FERNANDEZ MARTINEZ - ONE-FIFTH (1/5)
LUANA FERNANDEZ DANG - ONE-FIFTH (1/5)
RENRIK FERNANDEZ - ONE-FIFTH (1/5)
BURMA FERNANDEZ PHELPS - ONE-FIFTH (1/5)
KUULEINANI KAINOA FERNANDEZ - ONE-TENTH (1/10)
EARL WILLIAM FERNANDEZ II - ONE-TENTH (1/10)

(V) JAMES KAHUANUI

KAIMANA J. KAHUANUI - ONE-THIRD (1/3)
PONO KAHUANUI - ONE-THIRD (1/3)
LOKAHI KAHUANUI - ONE-THIRD (1/3)

(W) ROBERT H. KAI (also known as ROBERT H. KAI SR.)

ROBERT HALONA KAI JR. - ONE-HALF (1/2)
PAMELA JANE CARMACK - ONE-HALF (1/2)

(X) MANUEL YONA KAAPANA JR.

SALLY KAAPANA - ALL (100%)

(Y) NAOMI KUULEIALOHA ALCOSIBA

ANTHONY A. ALCOSIBA JR. - ONE-FOURTH (1/4)
GALE CAMACHO - ONE-FOURTH (1/4)
ALISSA KASHIWADA - ONE-FOURTH (1/4)
SHANNON HISATAKE - ONE-EIGHTH (1/8)

CASSIE GALE MARCOS - ONE-EIGHTH (1/8)

(Z) HENRY KALEOALOHA KAAIHUE

LINDA KAAIHUE - ALL (100%)

(AA) BERNICE BERDON

ALFREIDA AKAU - ONE-FIFTH (1/5)
CHARMAINE PHILLIPS - ONE-FIFTH (1/5)
CORINNE WELLER - ONE-FIFTH (1/5)
KEHAULANI R. BERDON - ONE-TENTH (1/10)
ROSALINE L. RODRIGUES - ONE-TENTH (1/10)
CHAD TOLENTINO - ONE-FIFTEENTH (1/15)
ROBYN FUERTES - ONE-FIFTEENTH (1/15)
ALFRED BERDON, III - ONE-FIFTEENTH (1/15)

(BB) CHARLES KAULUWEHI MAXWELL SR.

SHERRIANN HINANO MAXWELL, Trustee of the Charles K. Maxwell, Sr. Revocable Trust dated April 2, 1991, as amended - ALL (100%) to be distributed in accordance with the provisions of the Trust.

(CC) REGINALD KAIKAPU KALUNA

MARIE LEIMOMI NIHI - ALL (100%)

(DD) HALEAKALA MILDRED SYLVESTER

BEVERLY K. STANICH, Trustee of the James E. and Haleakala M. Sylvester Trust dated November 27, 1990, as amended - ALL (100%) to be distributed in accordance with the provisions of the Trust.

E. Upon filing proof that the distributions set forth herein have been made, the aforesaid beneficiaries' interests in the Trust shall be fully satisfied and the Trustee shall have no further responsibility or liability with respect to such beneficiaries;

F. Fees to Probate Special Counsel, SCOTT C. SUZUKI, ESQ., in the amount of \$25,069.50, plus general excise tax (4.712%) thereon in the amount of \$1,181.27, plus costs in the amount of \$4,520.37, for a grand total of **\$30,771.14** are approved, and shall be paid to Probate Special Counsel, SCOTT C. SUZUKI, ESQ., in the manner set forth in the Probate Plan;

G. Fees to Probate Special Master, EMILY H. KAWASHIMA, ESQ., in the amount of \$24,965.00, plus general excise tax (4.712%) thereon in the amount of \$1,103.46, plus costs in the amount of \$11,649.03, which were advanced by the Claims Administrator, for a grand total of \$27,717.49, are approved, and the total amount of **\$26,068.46** shall be paid to Probate Special Master, EMILY H. KAWASHIMA, ESQ., in the manner set forth in the Probate Plan; and

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H. There being no just reason for delay, judgment shall be entered herein pursuant to Rule 34(a) of the Hawaii Probate Rules and in the manner provided by Rule 54(b) of the Hawaii Rules of Civil Procedure.

DATED: Honolulu, Hawaii, October 28, 2025 .

/s/ Jeannette H. Castagnetti
Judge of the Above-Entitled Court



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APPROVED BY:

/s/ Emily H. Kawashima
EMILY H. KAWASHIMA, ESQ.
Probate Special Master

T. No. 1CTR-23-0000142 (Trust Proceeding); IN THE MATTER OF THE KALIMA CLASS ACTION SETTLEMENT TRUST DATED JUNE 23, 2023; ORDER GRANTING PETITION FOR INSTRUCTIONS #23.