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**Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
24-AUG-2026
10:44 AM
Dkt. 1576 ORDG**

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 #28

HEARING:

DATE: July 17, 2026

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.
Castagnetti

ORDER GRANTING PETITION FOR INSTRUCTIONS #28

The PETITION FOR INSTRUCTIONS #28 filed herein on March 31 16th, 2026 (the "Petition"), came on for hearing on Friday, July 17, 2026, 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 #28 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 #28 filed herein on or about June 22, 2026, and as supplemented on July 2, 2026 and August 12, 2026.

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 #28 filed herein on March 31 16th, 2026, from THE KALIMA CLASS ACTION SETTLEMENT TRUST DATED JUNE 23, 2023, as recommended by the Probate Special Master, as follows:

(A) CURTISS WEHILANI KIHUI

CURTISS WEHILANI KAHIKINA KIHUI - All (100%)
P.O. Box 6372
Hilo, Hawaii 96720

(B) FRANCES PUALANI SILVA UA

MARIAN MAGDATO - ONE-FOURTH (1/4)
MAYDEEN MAGDATO - ONE-FOURTH (1/4)
LANNY JR. - ONE-FOURTH (1/4)

HAUNANI AMINA - ONE-EIGHTH (1/8)
P.O. Box 494
Kamuela, Hawaii 96743

JAMIE SANTIAGO - ONE-EIGHTH (1/8)
16-2039 King Kamehameha Boulevard
Pahoa, Hawaii 96778

(C) BEATRICE LEINAALA WONG

At the hearing, the Court ordered that this deceased class member shall be removed from the Petition for Instructions #28 in accordance with Paragraph F of the *Omnibus Order Re: Kalima Class Qualified Settlement Trust Proceedings*, filed December 29, 2023 ("Omnibus Order") [Dkt. 12] and Provision XV of the *Probate Plan*, filed as Exhibit "A" to the Omnibus Order.

Subsequently, the heirs of the deceased class member reached an agreement to divide the settlement proceeds equally between themselves. Therefore, the settlement proceeds shall be distributed as follows:

LOVEY ANN AWAYA - ONE-SEVENTH (1/7)
HENRY AWONG - ONE-SEVENTH (1/7)
CARLYLE AWONG SR. - ONE-SEVENTH (1/7)
RICK AWANA - ONE-SEVENTH (1/7)
REBEL AWANA - ONE-SEVENTH (1/7)
HERMAN AWANA IV - ONE-SEVENTH (1/7)
CATHERINE AWONG - ONE-SEVENTH (1/7)

(D) JOHN WILLIAM KAMAKEA KEOHULOA SR.

MOANA K. KEOHULOA - ALL (100%)

(E) KUUALOHA L.M. CHING

ABRAHAM SAKAMOTO - ONE-HALF (1/2)
GARY MIURA - ONE-HALF (1/2)

(F) LILLIAN MAUNALOA ONAAHIENAENA AGABIN

RALPH B. AGABIN SR. - ALL (100%)

(G) NANCY KAMAKAONAONA NAEOLE

ERIC KALANI KAWAINUI - ONE-THIRD (1/3)

JOELLE K. NAEOLE - ONE-THIRD (1/3)

KAINOA K. NAEOLE - ONE-THIRD (1/3)

(H) NORMAN MOLOKINI LINDSEY

KEITH-NORMAN K. LINDSEY, Personal Representative of the Estate of Norman Molokini Lindsey, also known as Norman M. Lindsey - ALL (100%) to be distributed in accordance with the laws of intestacy

(I) CECELIA MALIA MARASCO

JOSEPH MARASCO - ONE-HALF (1/2)

NICHOLAS MARASCO - ONE-HALF (1/2)

(J) ANTHONY KELIIUHAUOLA NALIIELUA

ERRATA NO CLAIM

(K) JAMES WARREN APOLO

MARIA APOLO - ALL (100%)

(L) GLADYS K. NELSON

DUSTIE L. NELSON, Trustee of the Gladys K. Nelson Revocable Living Trust Agreement dated December 20, 2004, as amended - ALL (100%) to be distributed in accordance with the terms of the Trust

(M) CORRIE H. GALDEIRA-NIHOA

SHILOH GALDEIRA - ALL (100%)

(N) NORMAN KALEIMAMO MAUNAKEA

RUBY KALEI KAHAUOLOPUA - ALL (100%)

(O) HENRY PUULEI

This deceased class member shall be removed from the Petition for Instructions #28 in accordance with Paragraph F of the *Omnibus Order Re: Kalima Class Qualified Settlement Trust Proceedings*, filed December 29, 2023 ("Omnibus Order") [Dkt. 12] and Provision XV of the *Probate Plan*, filed as Exhibit "A" to the Omnibus Order.

The interested parties are ordered to go to the Mediation Center of the Pacific to seek resolution of their disputes. Upon resolution of the interested parties' dispute as it relates to the distribution of the Deceased Class Member's settlement proceeds, the interested parties shall notify the Probate Special Counsel to be included in a later Petition for Instructions.

(P) GLORIA WINONA HIPOLITO

BRIAN HIPOLITO SR. - ONE-FOURTH (1/4)
MELVIN E. HIPOLITO - ONE-FOURTH (1/4)
MERVIN HIPOLITO - ONE-FOURTH (1/4)
KEVIN HIPOLITO - ONE-FOURTH (1/4)

(Q) WILLIAM VIERNES

APRIL HAUNANI PHUA-VIERNES - ALL (100%)

(R) CALVIN KALEIALOHA LUM WON SR.

BRANDON LUM WON - ONE-HALF (1/2)
COREY LUM WON - ONE-HALF (1/2)

(S) LEROY HOOKANO KUAHULU

PILIALOHA KUAHULU - ONE-FOURTH (1/4)
VICTOR KUAHULU - ONE-FOURTH (1/4)
LILY SASAKI - ONE-FOURTH (1/4)
JAN LE RAE CHACO - ONE-FOURTH (1/4)

(T) THEODORE IAKOBO NUUANU

THEODORE I. NUUANU JR. - ONE-FOURTH (1/4)
DWAYNE K. NUUANU - ONE-FOURTH (1/4)
EDWARD P. NUUANU - ONE-FOURTH (1/4)

SHEENA K. NUUANU - ONE-FOURTH (1/4)

(U) HENRY HOPFE JR.

ANNA K. ROWLAND - ALL (100%)

(V) EDITH K. KONG

KENNAN J. KONG - ONE-THIRD (1/3)
KAREN K. MARTIN - ONE-THIRD (1/3)
SANDRA K. BOYER - ONE-THIRD (1/3)

(W) CLEGHORN P. MCKEE

This deceased class member shall be removed from the Petition for Instructions #28 in accordance with Paragraph F of the *Omnibus Order Re: Kalima Class Qualified Settlement Trust Proceedings*, filed December 29, 2023 ("Omnibus Order") [Dkt. 12] and Provision XV of the *Probate Plan*, filed as Exhibit "A" to the Omnibus Order.

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(X) SHERMAN TIM KONG

JOSHUA KONG - ALL (100%)

(Y) JOHN PHILIP KAILI

JESSICA K. KAILI-NIHOA - ONE-THIRD (1/3)
JOHNATHAN K. KAILI-NIHOA - ONE-THIRD (1/3)
JASMINE K. KAILI-NIHOA - ONE-THIRD (1/3)

(Z) HERBERT HAPAKI MAJAMAY

STEPHANIE MAJAMAY - ONE-THIRTEENTH (1/13)

ROSE L. MAJAMAY - ONE-THIRTEENTH (1/13)
MATTHEW M. MAJAMAY - ONE-THIRTEENTH (1/13)
MYRA K. DOMINGCIL - ONE-THIRTEENTH (1/13)
MARYANN RAMOS - ONE-THIRTEENTH (1/13)
HAROLD MAJAMAY - ONE-THIRTEENTH (1/13)
RONALD MAJAMAY - ONE-THIRTEENTH (1/13)
BERNADETTE L. DELOS-SANTOS - ONE-THIRTEENTH (1/13)
HERBERT MAJAMAY JR. - ONE-THIRTEENTH (1/13)
JOSEPH MAJAMAY SR. - ONE-THIRTEENTH (1/13)
LINDA BENANUA - ONE-THIRTEENTH (1/13)
SERAPIN MAJAMAY - ONE-THIRTEENTH (1/13)
JUSTIN KAEA MAJAMAY - ONE-THIRTEENTH (1/13)

As amended in the Second Supplement to Probate Special Master's report Re: Petition for Instructions #28, filed on August 12, 2026 [Dkt. No. 1556].

(AA) MILDRED K. KAIMIKAUA

CARL K. KAIMIKAUA - ONE-SEVENTH (1/7)
JAMES K. KAIMIKAUA - ONE-SEVENTH (1/7)
JERRI-LEE KAIMIKAUA - ONE-SEVENTH (1/7)
MICHAEL KAIMIKAUA - ONE-SEVENTH (1/7)
TERRI-LEE KAIMIKAUA - ONE-SEVENTH (1/7)
WILLIAM KAIMIKAUA - ONE-SEVENTH (1/7)
SHERRI-LEE KAIMIKAUA - ONE-SEVENTH (1/7)

As amended in the Second Supplement to Probate Special Master's report Re: Petition for Instructions #28, filed on August 12, 2026 [Dkt. No. 1556].

(BB) JOHN IOANE KEANAAINA SR.

JOHN IOANE KEANAAINA, JR. - ONE-EIGHTH (1/8)
VORNELL KALEIMOMI KEANAAINA - ONE-EIGHTH (1/8)
JACOB PUANE KEANAAINA - ONE-EIGHTH (1/8)
RACHEL LEINANI KEANAAINA - ONE-EIGHTH (1/8)
KARYL KEANAAINA - ONE-EIGHTH (1/8)
OBED KAPANA KEANAAINA - ONE-EIGHTH (1/8)
GAIL D. KEANAAINA - ONE-EIGHTH (1/8)
WILSAM JOHN KEANAAINA - ONE-EIGHTH (1/8)

(CC) ALETT KEAHI

SHAYE KEAHI REGO - ONE-HALF (1/2)
BLAINE K. KEAHI - ONE-HALF (1/2)

(DD) KAREN KANSANA

RANDALL NEIZMAN - ALL (100%), less the cost of Heir Search service in the amount of \$796.50.

(EE) HARRIET LEIONAONA KAWAAKOA

BOBBIN PUALEIHUA POAHA - ONE-ELEVENTH (1/11)
ROXANE ~~K.~~ E.^{JH} SPATZ - ONE-ELEVENTH (1/11)
MICHAEL K. GOOMAN - ONE-ELEVENTH (1/11)
PETER G. PIILANI - ONE-ELEVENTH (1/11)
KAISER H. PIILANI - ONE-ELEVENTH (1/11)
SONJA F. MIRANDA-RIVAS - ONE-ELEVENTH (1/11)
REUBEN L. PIILANI - ONE-ELEVENTH (1/11)
EMERALD MAKI - ONE-ELEVENTH (1/11)
HATTIE SEALS - ONE-ELEVENTH (1/11)
JAYLENE KAWAAKOA - ONE-TWENTYSECOND (1/22)
A.K.K., A MINOR - ONE-TWENTYSECOND (1/22)
WILLIAM JOHNSON - ONE-SIXTYSIXTH (1/66)
SHUNBRIKA JOHNSON - ONE-SIXTYSIXTH (1/66)
NICOLE AZIZI LEILANI RUSSELL - ONE-SIXTYSIXTH (1/66)
ANNA A. SMITH - ONE-SIXTYSIXTH (1/66)
LESTER HANAIE WALKER - ONE-SIXTYSIXTH (1/66)
JULIA MARIE LEINAALA VALDEZ - ONE-SIXTYSIXTH (1/66)

As amended in the Second Supplement to Probate Special Master's report Re: Petition for Instructions #28, filed on August 12, 2026 [Dkt. No. 1556]. ^{JH}

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;

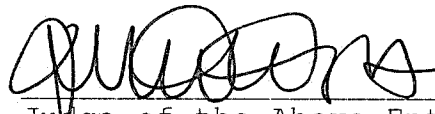
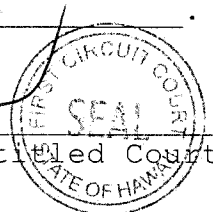
F. Fees to Probate Special Counsel, SCOTT C. SUZUKI, ESQ., in the amount of \$38,932.50, plus general excise tax (4.712%) thereon in the amount of \$1,834.50, plus costs in the amount of \$5,142.40, for a grand total of **\$45,909.40** are approved, and shall

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 \$23,525.00, plus general excise tax (4.712%) thereon in the amount of \$1,004.58, plus costs in the amount of \$2,433.53, which were advanced by the Claims Administrator, for a grand total of \$26,963.11, are approved, and the total amount of **\$24,529.58** shall be paid to Probate Special Master, EMILY H. KAWASHIMA, ESQ., in the manner set forth in the Probate Plan; and

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, AUG 24 2026


Judge of the Above-Entitled Court  JH

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 #28.