

FIRST CIRCUIT COURT NOTICE

T. No. 1CTR-23-0000142

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

FILED, Petition for Instructions #10 by Scott C. Suzuki, Esq., Probate Special Counsel, whose address is 1013 Poha Lane, Honolulu, Hawaii 96826 (808) 983-3850, 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, specifically relating to:

MARY K. AU, Deceased
GLENN GAYNE AU, Deceased
WILLIAM KUKAUA JR., Deceased
MARY LOUISE MAULIOLA, Deceased
LILLIAN MEHEULA FUKUDA, Deceased
LAWRENCE JAMES MUNDON, Deceased
SOLOMON KALIULA PAAKAULA SR., Deceased
ESTHER PUAKIELE PAAKAULA, Deceased
OLGA PUALANI KALI HOLI, Deceased
JOHN ALLEN KAHALE, Deceased
THOMAS MOSES YIN, Deceased
ANNIE KEKONA, Deceased
EVELYN ALOHA KAUMAEOLE WISE, Deceased
JOSEPH KALAHUOLE KAMAI, Deceased
MARGARET K. KAUWALE, Deceased
LINDA MAE LENCHANKO, Deceased
IWALANI LELING LEOPOLDO, Deceased
CHARLA ANN HAUNANI HUDDY LUM, Deceased
LANDIS KALEPAOKEKAIKUIHALA LUM, Deceased
LANIHAU WAI LIN LUM LABONTA, Deceased
HERMAN SOARES, Deceased
REBECCA K. YOUNG, Deceased
JOSEPH DAMIEN DELAGINTE SR., Deceased
ETHEL MAKAHALA CHRISTENSEN, Deceased
KWEN-LYNN KALEOONALANI KAMAE BRANDOW, Deceased
WILLIAM KAMAKAHOA KAHIKINA SR., Deceased

MARKS MALAKI KAHIKINA JR., Deceased
BERTHA KALAHAUOLI HUIHUI, Deceased
TRASK DWIGHT KIKAU HUDDY, Deceased
LEN-ERNA HOAKALEI COTTON, Deceased
WILDA NOELANI LEWIS DELORM, Deceased

The date, time and place for hearing said Petition shall be Friday, SEP 27 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, JUN 21 2024.

R. CAMPOS

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

**Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
21-JUN-2024
12:43 PM
Dkt. 331 OSTPH**

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 SETTING DATE, TIME AND
PLACE OF HEARING ON PETITION FOR
INSTRUCTIONS #10

HEARING:

DATE:

SEP 27 2024

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.
Castagnetti

ORDER SETTING DATE, TIME AND PLACE
OF HEARING ON PETITION FOR INSTRUCTIONS #10

The PETITION FOR INSTRUCTIONS #10 having been filed on
June 14, 2024, and good cause appearing therefor,

IT IS HEREBY ORDERED THAT the date, time and place for
hearing said Petition shall be Friday,

SEP 27 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.

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, June 21, 2024

/s/ S. Adams



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 #10.

NOTICE OF ELECTRONIC FILING

**Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
21-JUN-2024
12:43 PM
Dkt. 332 NEF**

An electronic filing was submitted in Case Number 1CTR-23-0000142. You may review the filing through the Judiciary Electronic Filing System. Please monitor your email for future notifications.

Case ID: 1CTR-23-0000142

Title: In the Matter of the Kalima Class Action Settlement Trust, Dated June 23, 2023

Filing Date / Time: FRIDAY, JUNE 21, 2024 12:43:01 PM

Filing Parties: Scott Suzuki

Case Type: Trust

Lead Document(s):

Supporting Document(s): 331-Order Set Date Time Hrg/Pet

Document Name: 331-Order Setting Date, Time and Place of Hearing on Petition for Instructions #10

If the filing noted above includes a document, this Notice of Electronic Filing is service of the document under the Hawai'i Electronic Filing and Service Rules.

This notification is being electronically mailed to:

First Circuit Court 5th Division (*5thdivision.1cc@courts.hawaii.gov*)

Scott C. Suzuki (*suzukiaaJEFS@gmail.com*)

Emily H. Kawashima (*emily@kawashimalaw.com*)

The following parties need to be conventionally served:

Kalima et al. v. State of Hawaii et al, (Civil No. 99-4771-1

SCOTT C. SUZUKI, ATTORNEY AT LAW

SCOTT C. SUZUKI #8181
NICOLE C. EDWARDS-MASUDA #10287
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**Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
14-JUN-2024
12:12 PM
Dkt. 305 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 #10;
EXHIBITS "A" - "W"

HEARING:

DATE: _____

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.
Castagnetti

PETITION FOR INSTRUCTIONS #10

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*")¹, and hereby petitions this Court pursuant to H.R.S. §554D-201 and Hawaii Probate Rules 28, 29 and 126, for instructions as follows:

¹ 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.²

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

² 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) **MARY K. AU**
(Date of Death: December 15, 2009)
(Place of Death: Kaneohe, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

MYRONNETTE N. AU-KALAMA
48-477 Kamehameha Highway, Apt. E1
Kaneohe, Hawaii 96744

RAYDEEN C. AU-THOMPSON
839 Great Plains Court
Grand Forks, North Dakota 58201

KENTON K. AU

48-477 Kamehameha Highway, Apt. E1
Kaneohe, Hawaii 96744

REAGAN W. AU

P.O. Box 224
Mountain View, Hawaii 96771

WAYSON N. AU

111 Lama Street
Hilo, Hawaii 96720

SHERLYNN M. AU-HELFRICH

P.O. Box 195
Hilo, Hawaii 96721

GLENN GAYNE AU (Post-Deceased)

Date of Death: July 12, 2020

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings

Survived by:

MAILE-JEAN RICHARDS-AU (Spouse)

1540 Lower Main Street
Wailuku, Hawaii 96793

WILLIAM-HENRY K. AU (Descendant)

1616 Partnership Way, Apt. 1316
Katy, Texas 77449

TURNER MELGUARD AU (Post-Deceased)

Date of Death: January 5, 2018

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings

Survived by:

TURNER KAIMANA AU (Descendant)
P.O. Box 2026
Waianae, Hawaii 96792

JAMES CONRAD AU-KAHEAKU (Pre-Deceased)
Date of Death: January 2, 2003

(Verified by Certificate of Death filed under seal
herein)

Survived by:

DANITA KAHEAKU (Spouse)
47-469 Kialua Street
Kaneohe, Hawaii 96744

KALEOMAU KAHEAKU (Descendant)
47-469 Kialua Street
Kaneohe, Hawaii 96744

JAMES KAHEAKU II (Descendant)
3209 Casitas Bonito
Sacramento, California 95825

JOHN KAHEAKU (Descendant)
47-469 Kialua Street
Kaneohe, Hawaii 96744

JERUSHA KAE0 (Descendant)
45-640 Anoi Road
Kaneohe, Hawaii 96744

JADAN LIILII (Descendant)
47-039 Lihikai Drive, Apt. 282
Kaneohe, Hawaii 96744

JACQUELINE KAHEAKU (Descendant)
3209 Casitas Bonito
Sacramento, California 95825

JENAI KAHEAKU (Descendant)
47-469 Kialua Street
Kaneohe, Hawaii 96744

(3) OTHER INTESTATE HEIRS: NONE

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:**

The deceased class member left a Last Will, but it has not been admitted to probate. The Last Will, dated October 5, 2006, appears to have been executed as a valid testamentary instrument.

Said Last Will, at Article Four, Section 4, devises the residuary probate estate to the deceased class member's spouse, who predeceased. Alternatively, said residuary estate is to be distributed to the "living descendants", including the children who are then surviving, BUT NOT to any pre-deceased children.

TURNER MELGUARD AU and **GLENN GAYNE AU** died after the deceased class member. **GLENN GAYNE AU** died with a Last Will, which directs the distribution of his residuary estate to his son, **WILLIAM-HENRY K. AU**. True and correct copies of the deceased class member's Last Will and the Last Will of **GLENN GAYNE AU** are collectively attached hereto as Exhibit "A". Petitioner is informed that **TURNER MELGUARD AU** did not have a will and/or trust when he died, but he was survived by a son, **TURNER KAIMANA AU**.

Pursuant to the terms of the deceased class member's Last Will, **JAMES CONRAD AU-KAHEAKU** and his descendants would not be entitled to a share of the deceased class member's estate. The anti-lapse statute at H.R.S. § 560:2-603 should not apply because **JAMES CONRAD AU-KAHEAKU** was deceased at the time the deceased class member executed her will, creating a presumption of her intent to omit him and his descendants. Further, the devise is a class gift to "living children". At the time of the will, he would have not been a member of the class and deceased children are expressly omitted pursuant to Section 4.b.2 of the Will.

On the basis of the foregoing, and considering the estimated value of the settlement proceeds, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed in the following proportions:

MYRONNETTE N. AU-KALAMA - ONE-EIGHTH (1/8)
RAYDEEN C. AU-THOMPSON - ONE-EIGHTH (1/8)
KENTON K. AU - ONE-EIGHTH (1/8)
REAGAN W. AU - ONE-EIGHTH (1/8)
WAYSON N. AU - ONE-EIGHTH (1/8)
SHERLYNN M. AU-HELFRICH - ONE-EIGHTH (1/8)
WILLIAM-HENRY K. AU - ONE-EIGHTH (1/8)
TURNER KAIMANA AU - ONE-EIGHTH (1/8)

(B) **GLENN GAYNE AU**
(Date of Death: July 12, 2020)
(Place of Death: Wailuku, Hawaii)

(1) **SURVIVING SPOUSE:**

MAILE-JEAN LOKELANI RICHARDS-AU
820 Pohala Street
Wailuku, Hawaii 96793

(2) **CHILDREN:**

WILLIAM-HENRY K. AU
1616 Partnership Way Apt 1316
Katy, Texas 77449

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

(4) **PROBATE PROCEEDINGS: NONE**

(5) **LAST WILL NOT ADMITTED TO PROBATE:**

The deceased class member left a Last Will dated October 8, 2015. Petitioner is unable to confirm that the Last Will was validly executed, as the signatures do not appear to have been completely executed. It does appear, however, that the Last Will reflects the testamentary intent of the deceased class member, as it was printed out, signed, notarized and at least partially witnessed. Any errors in execution are possibly harmless. Said Last Will devises the residuary estate to the deceased class member's son, **WILLIAM-HENRY K AU**. A true and correct copy of the Last Will is 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 **WILLIAM-HENRY K AU.**

(C) **WILLIAM KUKAUA JR.**
(Date of Death: October 27, 2016)
(Place of Death: Makawao, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:** NONE

(3) **OTHER INTESTATE HEIRS:**

LOUIS KUKAUA (Brother)
3370 Anuwanu Place
Pukalani, Hawaii 96768

PATSY N. PONCE (Sister)
2226 Lilikoi Road
Haiku, Hawaii 96708

NORA VIERRA (Sister)
521 Haawina Street
Paia, Hawaii 96779

LOUIS KANOA KUKAUA (Nephew/Devisee of Will)
3370 Anuwanu Place
Pukalani, Hawaii 96768

(4) **PROBATE PROCEEDINGS:**

The deceased class member left a Last Will, which was admitted to Probate in Probate No. 17-1-0048(2), filed in the Circuit Court of the Second Circuit, State of Hawaii. **LOUIS KUKAWA** was appointed Personal Representative of the deceased class member's estate.

On or about October 3, 2018, said Personal Representative obtained an Order Granting Personal Representative's Ex Parte Petition for Distribution of Estate Property, for a Closing of the Probate, and Final Judgment. True and correct copies of the deceased class member's Last Will and the Personal Representative's Ex Parte Petition for Distribution of Estate Property, for a Closing of the Probate, and Final Judgment; Declaration of Personal Representative; Order Granting Personal Representative's Ex Parte Petition for Distribution of Estate Property, for a Closing of the Probate, and Final Judgment are collectively attached hereto as Exhibit "C".

(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".

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed in accordance to the Order Granting Personal Representative's Ex Parte Petition for Distribution of Estate Property, for a Closing of the Probate, and Final Judgment filed on or about October 3, 2018 to **LOUIS KANOA KUKAUA**.

- (D) **MARY LOUISE MAULIOLA**
(Date of Death: December 3, 2016)
(Place of Death: Kailua, Hawaii)

(1) **SURVIVING SPOUSE:**

THEODORE YUEN MAULIOLA (Post-Deceased)
Date of Death: June 14, 2018
(Verified by Certificate of Death filed under seal herein)

No known probate proceedings

(2) **CHILDREN:**

CYNTHIA A. MAULIOLA
1218 Akupa Place
Kailua, Hawaii 96734

DAVID K. MAULIOLA
1524 Keolu Drive
Kailua, Hawaii 96734

JOHN K. MAULIOLA
2150 SE 80th Street
Ocala, Florida 34480

GINA L. MARTIN
282 Kahako Street
Kailua, Hawaii 96734

SOLOMON IKAIKA DAVID (formerly **TED MOKE MAULIOLA**)
1524 Keolu Drive
Kailua, Hawaii 96734

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

The deceased class member left a Last Will, but it has not been admitted to probate. Said Last Will appears to have been validly executed and pours over to the Theodore Y. and Mary L. Mauiola Living Trust dated February 22, 1995, of which **CYNTHIA A. MAULIOLA** is the current Trustee. The Last Will, "Removal, Written Notice and Acceptance of Appointment of Cynthia A. Mauiola" are collectively attached hereto as **Exhibit "D"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **CYNTHIA A. MAULIOLA, Trustee of the Theodore Y. and Mary L. Mauiola Living Trust dated February 22, 1995.**

(E) **LILLIAN MEHEULA FUKUDA**
(Date of Death: December 22, 1993)
(Place of Death: Honolulu, Hawaii)

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

(2) **CHILDREN:**

WANDA L. REWICK
2333 Liloa Rise
Honolulu, Hawaii 96822

SOLOMON K. KAUNANA (also known as **SOLOMON K.K. FUKUDA**)
92-554 Palailai Street
Kapolei, Hawaii 96707

GARY K.M. FUKUDA (Post-Deceased)
Date of Death: March 31, 2020

(Verified by Certificate of Death filed under seal herein)

Survived by:

VERNETTE NAPUA FUKUDA (Spouse)
618 12th Avenue, Apt. A
Honolulu, Hawaii 96816

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

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:**

The deceased class member left a Last Will, but it has not been admitted to probate. Said Last Will leaves the residuary estate to **JACK KAMEJI FUKUDA**, who predeceased her on or about September 16, 1990 in the State of Hawaii (as evidenced by a copy of his Certificate of Death filed under seal herein). The contingency in the Last Will provides that the residuary estate is to be distributed to **SOLOMON K.K. FUKUDA** and **WANDA Y.L. FUKUDA**. **GARY K.M.**

FUKUDA is specifically omitted. The deceased class member's Last Will is attached hereto as **Exhibit "E"**.

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

WANDA L. REWICK - ONE-HALF (1/2)
SOLOMON K. KAUIANANA - ONE-HALF (1/2)
(also known as **SOLOMON K.K. FUKUDA**)

(F) **LAWRENCE JAMES MUNDON**
(Date of Death: July 19, 1993)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE:

MAXINE ONAONA MUNDON (Post-Deceased)
Date of Death: July 15, 2011

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings

(2) CHILDREN:

GILLEN K. NEFF
47-464 Mapele Road
Kaneohe, Hawaii 96744

BONNY K. MONIZ
47-563 Hua Place
Kaneohe, Hawaii 96744

JODI K. BELIN
1453 Silver Falls Avenue
Las Vegas, Nevada 89123

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

The deceased class member left a Last Will, but it has not been admitted to probate. The Last Will appears to have been executed as a valid testamentary instrument and devises the deceased class member's residuary estate to his surviving spouse, **MAXINE ONAONA MUNDON**. Because **MAXINE ONAONA MUNDON** is now deceased, her estate would control the settlement proceeds.

MAXINE ONAONA MUNDON left a Last Will, which has not been admitted to probate. Said Last Will is a pour over will, which directs the residuary estate to the Maxine Onaona Mundon Revocable Living Trust dated September 30, 1993. The revocable living trust of **MAXINE ONAONA MUNDON** indicates that **GILLEN KAMOANI NEFF** is the next-acting Trustee. True and correct copies of the Last Will and Testament of Lawrence James Mundon, Last Will and Testament of Maxine Onaona Mundon, and the Short Form Trust Agreement for the Maxine Onaona Mundon Revocable Living Trust are collectively attached hereto as **Exhibit "F"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **GILLEN KAMOANI NEFF, Trustee of the Maxine Onaona Mundon Revocable Living Trust dated September 30, 1993.**

(G) **SOLOMON KALIULA PAAKAULA SR.**
(Date of Death: February 26, 2020)
(Place of Death: Kapolei, Hawaii)

(1) SURVIVING SPOUSE:

ESTHER PUAKIELE PAAKAULA (Post-Deceased)
Date of Death: September 22, 2020

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings

(2) CHILDREN:

LORI L. PAAKAULA
86-119 Hokuukali Street
Waianae, Hawaii 96792

THOMAS S. PAAKAULA
2313 Kapahu Street
Honolulu, Hawaii 96813

SOLOMAN KALIULA PAAKAULA
91-1016 Kahanalei Street
Kapolei, Hawaii 96707

PETER IGNATIUS PAAKAULA
91-200 Waikoloa Place
Kapolei, Hawaii 96707

MARIE M. MAKEPA
P.O. Box 205
Anahola, Hawaii 96703

JOACHIM ROCHE PAAKAULA
88-440 Jesse James Lane
Veneta, Oregon 97487

GERALD DAMIEN PAAKAULA
91-1284 Kaneoneo Street
Kapolei, Hawaii 96707

TRUDYLEI PAAKAULA
91-1016 Kahanalei Street
Kapolei, Hawaii 96707

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

The deceased class member left a Last Will, but it has not been admitted to probate. The Last Will appears to have been executed as a valid testamentary instrument and is a pour-over will, which devises the deceased class member's residuary estate to the Solomon K. Paakaula Trust dated August 9, 2008. Said Trust identifies the deceased class member's spouse, **ESTHER P. PAAKAULA** as first successor Trustee. **ESTHER P. PAAKAULA** died after the deceased class member, as evidenced by a copy of her Death Certificate filed under seal herein. **LORI L. PAAKAULA** is identified as the next successor Trustee.

True and correct copies of the Last Will and the Solomon K. Paakaula Trust are collectively attached hereto as **Exhibit "G"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **LORI L. PAAKAULA, Trustee of the Solomon K. Paakaula Trust dated August 9, 2008.**

(H) **ESTHER PUAKIELE PAAKAULA**
(Date of Death: September 22, 2020)
(Place of Death: Kapolei, Hawaii)

(1) **SURVIVING SPOUSE: NONE**

(2) **CHILDREN:**

LORI L. PAAKAULA
86-119 Hokuukali Street
Waianae, Hawaii 96792

THOMAS S. PAAKAULA
2313 Kapahu Street
Honolulu, Hawaii 96813

SOLOMAN KALIULA PAAKAULA
91-1016 Kahanalei Street
Kapolei, Hawaii 96707

PETER IGNATIUS PAAKAULA
91-200 Waikoloa Place
Kapolei, Hawaii 96707

MARIE M. MAKEPA
P.O. Box 205
Anahola, Hawaii 96703

JOACHIM ROCHE PAAKAULA
88-440 Jesse James Lane
Veneta, Oregon 97487

GERALD DAMIEN PAAKAULA
91-1284 Kaneoneo Street
Kapolei, Hawaii 96707

TRUDYLEI PAAKAULA
91-1016 Kahanalei Street
Kapolei, Hawaii 96707

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

The deceased class member left a Last Will, but it has not been admitted to probate. The Last Will appears to have been executed as a valid testamentary instrument and is a pour-over will, which devises the deceased class member's residuary estate to the Esther P. Paakaula Trust dated August 9, 2008. Said Trust identifies the deceased class member's spouse, **SOLOMON K. PAAKAULA** as first successor Trustee. **SOLOMON K. PAAKAULA** predeceased the deceased class member, as evidenced by a copy of his Death Certificate filed under seal herein. **LORI L. PAAKAULA** is identified as the next successor Trustee. True and correct copies of the Last Will and the Esther P. Paakaula Trust are collectively attached hereto as **Exhibit "H"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **LORI L. PAAKAULA, Trustee of the Esther P. Paakaula Trust dated August 9, 2008.**

(I) **OLGA PUALANI KALI HOLI**
(Date of Death: May 3, 2008)
(Place of Death: Waimea, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

MONA JOY MAPUANA HOLI
P.O. Box 519
Hanapepe, Hawaii 96716

HENRIETTA PAALUHI STUART HOLI HELM
P.O. Box 123
Kaunakakai, Hawaii 96748

GWENDOLYN PUALANI HOLI
4541 Uahi Road #H
Lihue, Hawaii 96766

BELLA NAPUAALA HOLI KAIWI
P.O. Box 13
Anahola, Hawaii 96703

NOLAN HANOHANO HOLI (Post-Deceased)
Date of Death: December 2017³

No Known Probate Proceedings

³ The family is unable to provide any death records for **NOLAN HANOHANO HOLI**. Petitioner is informed that he died in December 2017. The obituary filed herein for his sister, **WILMA HEALANI HOLI**, who died on January 16, 2018, indicates that she was preceded in death by her brother, **NOLAN**.

GAYLORD MOANALI`I HOLI (Post-Deceased)

Date of Death: May 23, 2016

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

No known probate proceedings

Survived by:

LILA HOLI (Spouse)

P.O. Box 1535

Papeete, French Polynesia 98713

TIARE HOLI TAZUT (Descendant)

P.O. Box 1535

Papeete, French Polynesia 98713

JOHANNA HOLI (Descendant)

BP 60664

Faaa, French Polynesia 97802

LORRIN HOLI (Pre-Deceased)

Date of Death: February 21, 1980

(Verified by Find-A-Grave.com)

No known probate proceedings

Survived by:

DENISE HOLI (Descendant)

1611 Frog Lane, Apt. 6

Honolulu, Hawaii 96817

JANICE HOLI (Descendant)

1634 Nuuanu Avenue, Apt. 316

Honolulu, Hawaii 96817

KAILIANU HOLI (Descendant)

P.O. Box 513

Wailuku, Hawaii 96793

WILMA HEALANI HOLI (Post-Deceased)

Date of Death: January 16, 2018

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

No spouse and no descendants

No known probate proceedings

(3) OTHER INTESTATE HEIRS:

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE:

The deceased class member left a Last Will dated October 29, 2004. Said Last Will appears to have been validly executed as a testamentary instrument and a true and correct copy is attached hereto as **Exhibit "I"**. Said Last Will devises the entire residuary estate to **MONA JOY MAPUANA HOLI**.

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

(J) JOHN ALLEN KAHALE
(Date of Death: February 18, 2023)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE: NONE

(2) CHILDREN:

SCOTT A. KAHALE (Post-Deceased)
Date of Death: July 1, 2023

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings

(3) OTHER INTESTATE HEIRS:

GEORGETTE LOA (Niece & Trustee)
41-047 Hihimanu Street
Waimanalo, Hawaii 96795

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE:

The deceased class member left a Last Will, but it has not been admitted to probate. The Last Will pours over to the John Allen Kahale Living Trust dated November 5, 1997. Said Last Will appears to have been validly executed as a testamentary instrument. True and correct copies of the Last Will and Short Form Trust Agreement of the John Allen Kahale Living Trust are collectively attached hereto as Exhibit "J".

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **GEORGETTE LOA, Trustee of the John Allen Kahale Living Trust dated November 5, 1997.**

(K) **THOMAS MOSES YIN**
(Date of Death: March 7, 2019)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

NICOLE P. KAAI
89-984 Haleakala Avenue
Waianae, Hawaii 96792

ROXANNE A. CULLEN
89-984 Haleakala Avenue
Waianae, Hawaii 96792

TOMALIN A. SUNIA
95-1044 Haalilo Street
Mililani, Hawaii 96789

DYETTE P. YIN (Pre-Deceased)
Date of Death: Unknown

(Verified by obituary for **THOMAS MOSES YIN** published
online by Borthwick Mortuary)

No spouse and no descendants

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

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:**

The deceased class member left a Last Will, but it has not been admitted to probate. Said will appears to be valid as a holographic will and a true and correct copy is attached hereto as Exhibit "K". Petitioner does not believe that the Will effectively disposes of the

deceased class member's entire probate estate because it only expresses an intent to devise specific assets. Petitioner therefore believes that the deceased class member remains intestate as to the residuary estate.

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

NICOLE P. KAAI - ONE-THIRD (1/3)
ROXANNE A. CULLEN - ONE-THIRD (1/3)
TOMALIN A. SUNIA - ONE-THIRD (1/3)

(L) **ANNIE KEKONA**
(Date of Death: July 6, 2011)
(Place of Death: Wailuku, Hawaii)

(1) SURVIVING SPOUSE:

ANTHONY K. KEKONA, SR. (Post-Deceased)
Date of Death: September 11, 2017

(Verified by Certificate of Death filed under seal herein)

(2) CHILDREN:

GRACE U. GOMES
822 Kuhio Place
Wailuku, Hawaii 96793

YOLANDA K. DUKES
58 Aipuni Street
Lahaina, Hawaii 96761

JAYNELL L. HUTCHINSON
40 Elm Street

Bradford, Pennsylvania 16701

ANTHONY K. KEKONA, JR. (Post-Deceased)

Date of Death: January 26, 2019

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings

Survived by:

ANTHONY K. KEKONA, III (Descendant)

113 Sidney Avenue
Port Orchard, Washington 98366

ADAM KEKONA (Pre-Deceased)

Date of Death: August 24, 1985

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings

Survived by:

AMANDA KEKONA (Descendant)

3494 Agate Meadows
White City, Oregon 97503

ANITA KEKONA (Descendant)

15025 NE Hoyt
Portland, Oregon 97230

ADAM KEKONA (Descendant)

3756 SE 85th Avenue
Portland, Oregon 97266

KELLY KEKONA (Descendant)

16326 SE Morrison Street
Portland, Oregon 97233

WILLIAM KEKONA (Pre-Deceased)

Date of Death: February 4, 2005

(Verified by Social Security Administration Death Record)

No known probate proceedings

Survived by:

JACQUELINE MAHOE KEKONA (Descendant)
5612 74th Avenue Ct W, Apt. B
University Place, Washington 98467

KALANI KEKONA (Descendant)
1205 Hollywood Drive Bldg. 28, Apt. 607
Anchorage, Alaska 99501

KEONE KEKONA (Descendant)
14918 13th Avenue So.
Spanaway, Washington 98387

SHAWN KEKONA (Pre-Deceased)
Date of Death: December 8, 1999

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings

Survived by:

HAUA KEKONA (Descendant)
1055 Alohikea Street, Unit 321
Kapolei, Hawaii 96707

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

Although certain parties submitted "Assignment of Expectancy" documents, the parties who submitted them are still alive and also did not have an interest to assign. **GRACE GOMES** submitted an affidavit to collect

the deceased class member's estate. This document does not accurately reflect the proper division of the deceased class member's estate and should be disregarded. True and correct copies of the Assignment of Expectancy and Affidavit are collectively attached hereto as **Exhibit "L"**.

Petitioner is informed that all of the deceased class member's children are also the children of her surviving spouse. 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 Decedent's intestate heirs, in the following proportions:

GRACE U. GOMES - 1/7
YOLANDA K. DUKES - 1/7
JAYNELL L. HUTCHINSON - 1/7
ANTHONY K. KEKONA, III - 1/7
AMANDA KEKONA - 1/28
ANITA KEKONA - 1/28
ADAM KEKONA - 1/28
KELLY KEKONA - 1/28
JACQUELINE MAHOE KEKONA - 1/21
KALANI KEKONA - 1/21
KEONE KEKONA - 1/21
HAUA KEKONA - 1/7

(M) **EVELYN ALOHA KAUMAEOLE WISE**
(Date of Death: December 2, 2006)
(Place of Death: Kaneohe, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

ANTHONY WISE (Post-Deceased)

Date of Death: December 1, 2017

(Verified by obituary published online by Homelani Memorial Park)

No known probate proceedings

Survived by:

ALICE WISE (Spouse)

P.O. Box 1542

Keeau, Hawaii 96749

NAPUA ROSEHILL (Descendant)

1784 Auwae Road

Hilo, Hawaii 96720

ANTHONY WISE, JR. (Descendant)

1784 Auwae Road

Hilo, Hawaii 96720

JEREMIAH WISE (Descendant)

1784 Auwae Road

Hilo, Hawaii 96720

EDWIN WISE

87-1698 Farrington Highway K

Waianae, Hawaii 96792

DAVID WISE

41-187 Huli street

Waimanalo, Hawaii 96795

TRAVIS WISE

87-206 Waiolu street

Waianae, Hawaii 96792

BERNADETTE KOVALSCK

108 Palmetto Drive

Edgewood, Maryland 21040

EDWINA KALAOLA
91-1238 Kaneono Street
Kapolei, Hawaii 96707

DELPHINE AGLIAM
P.O. Box 861096
Wahiawa, Hawaii 96786

SHANTEL WISE
P.O. Box 861096
Wahiawa, Hawaii 96786

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS:

Probate was opened for the deceased class member's estate in 2007, filed as Probate No. 1LP071000728. While the deceased class member's original Last Will was presented for probate on or about May 29, 2008, an order was never filed to admit the Last Will into probate. A Letters Testamentary was also never issued to an appointed Personal Representative.

Letters of Special Administration were subsequently issued to RANDALL M.L. YEE, ESQ., on or about March 29, 2021. Said Letters indicate that the Special Administrator's authority "shall terminate one (1) year from the date hereof or upon the appointment of a Personal Representative". A true and correct copy of said Letters is attached hereto as **Exhibit "M"**. A Personal Representative has not yet been appointed and

because it has been more than one (1) year since the issuance of the Letters of Special Administration, said Letters have expired.

(5) LAST WILL NOT ADMITTED TO PROBATE:

As noted above, the deceased class member left a Last Will, which was presented, but not admitted, to probate. Said Last Will appears to have been validly executed as a testamentary instrument. Said Last Will devises the deceased class member's residuary estate to her surviving children.

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

ALICE WISE - ONE-EIGHTH (1/8)
EDWIN WISE - ONE-EIGHTH (1/8)
DAVID WISE - ONE-EIGHTH (1/8)
TRAVIS WISE - ONE-EIGHTH (1/8)
BERNADETTE KOVALSCK - ONE-EIGHTH (1/8)
EDWINA KALAOLA - ONE-EIGHTH (1/8)
DELPHINE AGLIAM - ONE-EIGHTH (1/8)
SHANTEL WISE - ONE-EIGHTH (1/8)

(N) **JOSEPH KALAHUOLE KAMAI**
(Date of Death: June 11, 2021)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

JOSEPH K. KAMAI JR.
1326 Piikoi Street, Apt. 501
Honolulu, Hawaii 96814

LAURA PUCHERT
2284 Kapahu Street
Honolulu, Hawaii 96813

WILLIAM W. KAMAI
41-667 Puha Street
Waimanalo, Hawaii 96795

LILA LEI ALOHA KALAI
6270 Apua Place
Honolulu, Hawaii 96825

MCNEIL KAMAI
P.O. Box 161062
Honolulu, Hawaii 96816

DAVID BENNETT KAMAI (Pre-Deceased)
Date of Death: July 25, 2020

(Verified by Certificate of Death filed under seal
herein)

Survived by:

TAMARA KAMAI (Spouse)
1017 Long Lane
Honolulu, Hawaii 96817

KAINALU I. KAMAI
1515 Nuuanua Avenue, Apt. 2251
Honolulu, Hawaii 96817

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

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:**

The deceased class member left a Last Will, but it has not been admitted to probate. Said Last Will pours over to the **Kamai Family Revocable Living Trust dated April 6, 2005**. Said Last Will appears to have been validly executed as a testamentary instrument. True and correct copies of the Last Will and the Amended Short Form Trust Agreement to the Kamai Family Revocable Living Trust dated April 6, 2005 are collectively attached hereto as **Exhibit "N"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed **LAURA PUCHERT as Trustee of the Kamai Family Revocable Living Trust dated April 6, 2005**.

(0) **MARGARET K. KAUWALE**
(Date of Death: September 16, 2020)
(Place of Death: Waipahu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

JOSEPH KAUWALE III
47-532 Ipu Lepo Way
Kaneohe, Hawaii 96744

DENISE MEDEIROS

16-2064 Pikake Drive
Pahoa, Hawaii 96778

RENEE YASSO (Pre-Deceased)

Date of Death: November 13, 2008

(Verified by Certificate of Death filed under seal herein)

Survived by:

HENRY K. YASSO (Post-Deceased Spouse)

Date of Death: May 24, 2016

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

KOLEALONO K. YASSO (Descendant)

P.O. Box 115
Hoolehua, Hawaii 96729

KUMUKOA-POMAIKAI M. YASSO (Descendant)

41-1260 Kalaniana'ole Highway #405
Waimanalo, Hawaii 96795

HANAIEI K. YASSO JR. (Descendant)

142141 Rainbow Drive
Pahoa, Hawaii 96778

SHELDON YASSO (Descendant)

1653 Ua Drive
Honolulu, Hawaii 96816

MALIA SIEGMUND (Descendant)

91-1160 Kamakana Street, Unit 218
Ewa Beach, Hawaii 96706

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

(4) **PROBATE PROCEEDINGS:**

The deceased class member left a Last Will that pours over to the **Joseph Kauwale, Jr. and Margaret K. Kuawale Joint Trust dated September 4, 2005**. Said Last Will is

attached hereto as **Exhibit "O"**. Affiant is the trustee under said Trust.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **JOSEPH KAUWALE III, Trustee under the Joseph Kauwale, Jr. and Margaret K. Kuawale Joint Trust dated September 4, 2005.**

(P) **LINDA MAE LENCHANKO**
(Date of Death: November 1, 1998)
(Place of Death: Wahiawa, Hawaii)

(1) SURVIVING SPOUSE:

JOSEPH ALEXANDER LENCHANKO (Post-Deceased)
Date of Death: January 21, 2023
Place of Death: Mililani, Hawaii

(Verified by Certificate of Death filed under seal herein)

No Known Probate Proceedings

(2) CHILDREN:

JO-LIN L. KALIMAPAU
95-524 Wehewehe Loop
Mililani, Hawaii 96789

THOMAS JOSEPH LENCHANKO
931 Uakanikoo Street
Wahiawa, Hawaii 96786

RAYNETTE M. RAYMOND
95-202 Holokia Place
Mililani, Hawaii 96789

TRACY A. LENCHANKO
95-128 Wailawa Place
Mililani, Hawaii 96789

NEAL P. LENCHANKO
2143 Kauhana Street Apt. T
Honolulu, Hawaii 96816

GLENDA M. LENCHANKO
95-214 Waipono Place
Mililani, Hawaii 96789

- (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. The Last Will pours over to the Linda Mae Lenchanko Revocable Trust dated June 18, 1990. Said Last Will appears to have been validly executed as a Testamentary instrument. Said Trust identifies **JOSEPH ALEXANDER LENCHANKO** as the first successor Trustee. **JOSEPH ALEXANDER LENCHANKO** died after the deceased class member, as verified by a copy of his Death Certificate filed under seal herein. **JO-LIN P. COLBURN** (now known as **JO-LIN L. KALIMAPAU**) and **THOMAS J. LENCHANKO** are identified as the next successor Co-Trustees. True and correct copies of the Last Will and the Linda Mae Lenchanko Revocable Trust are collectively attached hereto as **Exhibit "P"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **JO-LIN L. KALIMAPAU** and **THOMAS J. LENCHANKO**, Co-Trustees of the **Linda Mae Lenchanko Revocable Trust** dated June 18, 1990.

(Q) **IWALANI LELING LEOPOLDO**
(Date of Death: January 1, 2016)
(Place of Death: Aiea, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

NORMAN E. LEOPOLDO, JR.
4170B Bougainville Circle
Kapolei, Hawaii 96707

BERTRAM C. LEOPOLDO
c/o 89-355 Mokiawe Street
Waianae, Hawaii 96792

MICHAEL J. ROQUE
c/o 81 Mikioi Street
Hilo, Hawaii 96720

ANTHONY D. ROQUE
87-138 Keliikipi Street
Waianae, Hawaii 96792

PATRICK M. ROQUE
85-142B Ala Walua Street
Waianae, Hawaii 96792

CONSTANCE L. MAHUKA
85-280 Ala Hema Street #C
Waianae, Hawaii 96792

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

(4) PROBATE PROCEEDINGS: NONE

(5) WILL NOT ADMITTED TO PROBATE:

The deceased class member left a Last Will, but it has not been admitted to probate. The Last Will is attached hereto as Exhibit "Q". Said Last Will appears to have been validly executed as a testamentary instrument, leaving the estate to the decedent's children listed above.

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

NORMAN E. LEOPOLDO, JR. - ONE-SIXTH (1/6)
BERTRAM C. LEOPOLDO - ONE-SIXTH (1/6)
MICHAEL J. ROQUE - ONE-SIXTH (1/6)
ANTHONY D. ROQUE - ONE-SIXTH (1/6)
PATRICK M. ROQUE - ONE-SIXTH (1/6)
CONSTANCE L. MAHUKA - ONE-SIXTH (1/6)

(R) CHARLA ANN HAUNANI HUDDY LUM
(Date of Death: July 4, 2007)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE:

LANDIS LUM, JR. (Post-Deceased)
Date of Death: April 15, 2016
Place of Death: Ewa Beach, Hawaii

(Verified by Certificate of Death filed under seal herein)

No Known Probate Proceedings

(2) CHILDREN:

KIHALANI M.L.L. PAYTON
81 Waterview Drive
Newport News, Virginia 23608

KILIWEHI K. HA'O
550 County Road 35500
Sumner, Texas 75486

CHARLES K. LUM
5797 W. 950 N.
Ogden, Utah 84404

LANIHAU W.L.L. LABONTA (Post-Deceased)
Date of Death: January 7, 2021

(Verified by Certificate of Death filed under seal herein)

Survived by:

LOEAU K. LABONTA
1 Teal Rising Way
Kansas City, Missouri 64150

MAILE L. GANDAULI
91-815 Puamaeole Street 13-D
Ewa Beach, Hawaii 96706

KUALII K. LUM
509 Prospect Street
Honolulu, Hawaii 96813

KALEPAOKEKAIKUIHALA H.M.S. LUM (Post-Deceased)
Date of Death: August 21, 2016

(Verified by Certificate of Death filed under seal herein)

Survived by:

WILETTE L. LUM (Spouse)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

DYLAN L. LUM (Descendant)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

SERENA L. LUM (Descendant)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

TYRA H. LUM (Descendant)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

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

The deceased class member left a Last Will, but it has not been admitted to probate. Said Last Will pours over to the **Landis K. Lum, Jr. and Charla Ann H. Lum Living Trust dated March 24, 2004**. The Last Will appears to have been validly executed as a Testamentary instrument.

Petitioner has been provided with an "Affidavit of Successor Trustee", affirming that **KIHALANI M.L.L. PAYTON** is the Trustee of the **Landis K. Lum, Jr. and Charla Ann H. Lum Living Trust dated March 24, 2004**. True and correct copies of the deceased class member's

Last Will and Affidavit of Successor Trustee are collectively attached hereto as Exhibit "R".

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **KIHALANI M.L.L. PAYTON, Trustee of the Landis K. Lum, Jr. and Charla Ann H. Lum Living Trust dated March 24, 2004.**

(S) **LANDIS KALEPAOKEKAIKUIHALA LUM**
(Date of Death: April 15, 2016)
(Place of Death: Ewa Beach, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

KIHALANI M.L.L. PAYTON
81 Waterview Drive
Newport News, Virginia 23608

KILIWEHI K. HA'O
550 County Road 35500
Sumner, Texas 75486

CHARLES K. LUM
5797 W. 950 N.
Ogden, Utah 84404

LANIHAU W.L.L. LABONTA (Post-Deceased)
Date of Death: January 7, 2021

(Verified by Certificate of Death filed under seal herein)

Survived by:

LOEAU K. LABONTA (Descendant)

1 Teal Rising Way
Kansas City, Missouri 64150

MAILE L. GANDAULI

91-815 Puamaeole Street 13-D
Ewa Beach, Hawaii 96706

KUALII K. LUM

509 Prospect Street
Honolulu, Hawaii 96813

KALEPAOKEKAIKUIHALA H.M.S. LUM (Post-Deceased)

Date of Death: August 21, 2016

(Verified by Certificate of Death filed under seal
herein)

Survived by:

WILETTE L. LUM (Spouse)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

DYLAN L. LUM (Descendant)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

SERENA L. LUM (Descendant)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

TYRA H. LUM (Descendant)
91-1007 Huluhulu Street
Ewa Beach, Hawaii 96706

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

The deceased class member left a Last Will, but it has not been admitted to probate. Said Last Will pours over to the **Landis K. Lum, Jr. and Charla Ann H. Lum Living**

Trust dated March 24, 2004. The Last Will appears to have been validly executed as a Testamentary instrument.

Petitioner has been provided with an "Affidavit of Successor Trustee", affirming that **KIHALANI M.L.L. PAYTON** is the Trustee of the **Landis K. Lum, Jr. and Charla Ann H. Lum Living Trust dated March 24, 2004.** True and correct copies of the deceased class member's Last Will and Affidavit of Successor Trustee are collectively attached hereto as **Exhibit "S"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **KIHALANI M.L.L. PAYTON, Trustee of the Landis K. Lum, Jr. and Charla Ann H. Lum Living Trust dated March 24, 2004.**

(T) **LANIHAU WAI LIN LUM LABONTA**
(Date of Death: January 7, 2021)
(Place of Death: Ewa Beach, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

LOEAU K. LABONTA
1 Teal Rising Way
Kansas City, Missouri 64150

KALAUKOA LABONTA (Pre-Deceased)

Date of Death: 2018

(Verified by article published online by The Salt Lake Tribune)

No Descendants

No Known Probate Proceedings

- (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 **LOEAU K. LABONTA.**

(U) **HERMAN SOARES**
(Date of Death: February 18, 2000)
(Place of Death: Ewa Beach, Hawaii)

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

KALEINANI A. SOARES
68-961 Farrington Highway
Waialua, Hawaii 96791

GORDON SOARES
2888 Ala Ilima Street, Apt. 2001
Honolulu, Hawaii 96818

- (3) **OTHER INTESTATE HEIRS:** NONE
- (4) **PROBATE PROCEEDINGS:**

KALEINANI SOARES was appointed Personal Representative of the deceased class member's estate in Probate No. 04-1-0221. Pursuant to the Ex-Parte Petition to Transfer from Informal to Formal Proceeding and for Approval of Final Accounts and Distribution and Complete Settlement of Estate and the Order Granting Ex-Parte Petition to Transfer from Informal to Formal Proceeding and for Approval of Final Accounts and Distribution and Complete Settlement of Estate, both filed on February 8, 2005, the deceased class member was adjudicated to have died intestate. His intestate heirs were identified as **KALEINANI SOARES** and **GORDON H. SOARES**, entitled to equal shares of the residuary estate. True and correct copies of the Ex Parte Petition and Order are collectively attached hereto as Exhibit "T".

(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".

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

KALEINANI SOARES - ONE-HALF (1/2)
GORDON H. SOARES - ONE-HALF (1/2)

(V) **REBECCA K. YOUNG**
(Date of Death: March 29, 1997)
(Place of Death: Kaneohe, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

LLOYD K. YOUNG, JR.
P.O. Box 196
Kaneohe, Hawaii 96744

EVANS N. YOUNG
47-070 Laenani Drive
Kaneohe, Hawaii 96744

GLADYS K. TODD
47-394 A Ahuimanu Place
Kaneohe, Hawaii 96744

SHARON L. YOUNG
47-070 Laenani Drive
Kaneohe, Hawaii 96744

REBECCA K. PHILLIPS (Post-Deceased)
Date of Death: July 13, 1999

(Verified by Certificate of Death filed under seal herein)

No Known Probate Proceedings

Survived by:

KENNETH PHILLIPS (Spouse)
P.O. Box 183
Kaneohe, Hawaii 96744

IVON E. OHELO (Post-Deceased)
Date of Death: April 28, 2020

(Verified by Certificate of Death filed under seal
herein)

No Known Probate Proceedings

Survived by:

AMBER UILANI OHELO (Descendant)
89-1032 Pohakupalena Street
Waianae, Hawaii 96792

ANGELA MOMILANI OHELO (Descendant)
89-1032 Pohakupalena Street
Waianae, Hawaii 96792

CHRIS K. YOUNG (Post-Deceased)
Date of Death: January 23, 2023

(Verified by Certificate of Death filed under seal
herein)

No Known Probate Proceedings

Survived by:

CATHY LYNN YOUNG (Spouse)
41-235 Huli Street
Waimanalo, Hawaii 96795

WARREN K. YOUNG (Post-Deceased)
Date of Death: March 12, 2017

(Verified by Certificate of Death filed under seal
herein)

No spouse and no descendants

No known probate proceedings

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

The deceased class member left a Last Will dated December 31, 1996, but it has not been admitted to probate. Said Last Will pours over to the **Rebecca K. Young Trust dated December 31, 1996** and it appears to have been validly executed as a Testamentary instrument. The Trust reflects that **LLOYD K. YOUNG, JR.** is the nominated successor Trustee. True and correct copies of the Last Will and the Rebecca K. Young Trust are collectively attached hereto as **Exhibit "U"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **LLOYD K. YOUNG, JR., Trustee of the Rebecca K. Young Trust dated December 31, 1996.**

- (W) **JOSEPH DAMIEN DELAGINTE SR.**
(Date of Death: March 19, 1996)
(Place of Death: Wailuku, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

CAROL ANN LANGLEY
108 Fairmont Drive
Williamsburg, Virginia 23188

INEZ TEIJEIRO
1383 A Manua Street
Wahiawa, Hawaii 96786

JOSEPH D. DELAGINTE JR.
380 Kama Street
Wailuku, Hawaii 96793

NADINE M. CHAI
General Delivery
Mountain View, Hawaii 96771

QUINTIN L. DELAGINTE
406 Kenui Circle
Lahaina, Hawaii 96761

(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 the following proportions:

CAROL ANN LANGLEY - ONE FIFTH (1/5)
INEZ TEIJEIRO - ONE FIFTH (1/5)
JOSEPH D. DELAGINTE JR. - ONE FIFTH (1/5)
NADINE M. CHAI - ONE FIFTH (1/5)
QUINTIN L. DELAGINTE - ONE FIFTH (1/5)

(X) **ETHEL MAKAHALA CHRISTENSEN**
(Date of Death: August 20, 1999)
(Place of Death: Ewa Beach, Hawaii)

(1) SURVIVING SPOUSE:

HAROLD CHRISTENSEN (Post-Deceased)
Date of Death: December 12, 2010

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

No Known Probate Proceedings

(2) CHILDREN:

GEORGE KUAMOO, JR. (Post-Deceased)
Date of Death: August 28, 2009

(Verified by obituary published online by Legacy
Remembers)

No known probate proceedings

Survived by:

BOJAC KUAMOO (Descendant)
91-1273 Onohiula Street, Unit 1006
Ewa Beach, Hawaii 96706

AJAX KUAMOO (Descendant)
95-447 Awiki Street
Mililani, Hawaii 96789

WANDA GRACE KUAMOO (Descendant)
91-0681 Wehelani Street
Ewa Beach, Hawaii 96706

NOEL KUAMOO (Descendant)
98-256 Hekaha Street
Aiea, Hawaii 96701

NICHOLE KUAMOO (Descendant)
98-256 Hekaha Street
Aiea, Hawaii 96701

CALVIN KUAMOO (Post-Deceased)

Date of Death: December 3, 2018

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

No Known Probate Proceedings

No spouse and no descendants

CHARLES KUAMOO (Post-Deceased)

Date of Death: December 31, 2020

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

No known probate proceedings

Survived by:

CHADWICK KUAMOO (Descendant)

5051 Lightning Street, Unit D
Kapolei, Hawaii 96707

KEALI`I KUAMOO (Descendant)

5051 Lightning Street, Unit D
Kapolei, Hawaii 96707

MARGARET VALLANGCA (Post-Deceased)

Date of Death: May 13, 2023

(Verified by obituary published online by Ballard Family Mortuary)

No known probate proceedings

Survived by:

RUSSELL P. KUAMOO (Descendant)

500 Kahakuloa Bridge Road
Wailuku, Hawaii 96793

GENEVIEVE S. LANGFORD
110 Loi Pohaku Place
Wailuku, Hawaii 96793

DEBBIE KUAMOO
2049 Holowai Place
Wailuku, Hawaii 96793

GERALDINE SOUZA
91-952 Ololani Street
Ewa Beach, Hawaii

SANGRIA LANGFORD-CHRISTENSEN
1859 Piihana Road, Apt. 4
Wailuku, Hawaii 96793

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

Petitioner has been informed that certain of the deceased class member's children, **GEORGE KUAMOO, JR., CALVIN KUAMOO, CHARLES KUAMOO, MARGARET VALLANGCA, GENEVIEVE S. LANGFORD, DEBBIE KUAMOO,** and **GERALDINE SOUZA** are not also the children of her surviving spouse, **HAROLD CHRISTENSEN**. However, the value of the deceased class member's claim, as can be verified by the Probate Special Master, is within the range to which a surviving spouse would be entitled to inherit pursuant to H.R.S. § 560:2-102.

Had the deceased class member's spouse, **HAROLD CHRISTENSEN**, survived to the completion of the settlement, his estate would have controlled the distribution of the settlement proceeds. Petitioner has been informed that **SANGRIA LANGFORD-CHRISTENSEN** is the legally adopted child of the deceased class member and **HAROLD CHRISTENSEN** and that **HAROLD CHRISTENSEN** was not survived by any other children or descendants. A true and correct copy of **SANGRIA LANGFORD-CHRISTENSEN's** Certification of Live Birth, reflecting that she is the daughter of the deceased class member and **HAROLD CHRISTENSEN**, shall be filed under seal herein.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **SANGRIA LANGFORD-CHRISTENSEN** as the sole heir of **HAROLD CHRISTENSEN**.

(Y) **KWEN-LYNN KALEONALANI KAMAE BRANDOW**
(Date of Death: May 3, 2009)
(Place of Death: Phoenix, Arizona)⁴

(1) **SURVIVING SPOUSE:**

⁴ The family did not provide a death certificate for this deceased class member. An obituary verifying the death of the deceased class member is being concurrently submitted herewith.

CRAIG T. BRANDOW
74-2726 Ohelokai
Kailua-Kona, Hawaii 96740

(2) CHILDREN:

KEAWE BRANDOW
2356 W Concho Avenue
Mesa, Arizona 85202

TEARIKI BRANDOW
3720 Canary Creek Avenue
N. Las Vegas, Nevada 89031

BOBBY BRANDOW
6404 West Loreda Street
Chandler, Arizona 85226

SUNNY BRANDOW
4872 South Old Brook
Colorado Springs, Colorado 80917

SANYA L. BRANDOW-KETTLER
74-2726 Ohelokai
Kailua-Kona, Hawaii 96740

HEIDI BRANDOW
3252 La Paz Lane
Santa Fe, New Mexico 87507

FREDRICKA BRANDOW
14222 Dallas Parkway
Dallas, Texas 75254

(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 **CRAIG T. BRANDOW.**

(Z) **WILLIAM KAMAKAHOA KAHIKINA SR.**
(Date of Death: October 21, 2004)
(Place of Death: Hilo, Hawaii)

(1) **SURVIVING SPOUSE:**

BEVERLY A. KAHIKINA
150 Ululani Street, Apt. 4
Hilo, Hawaii 96720

(2) **CHILDREN:**

RADFORD KAHIKINA
1317 Arc Dome Avenue
North Las Vegas, Nevada 89031

WILLIAM KAHIKINA JR.
2411 Scott Road
Burbank, California 91504

KEVIN KAHIKINA
334 Lehua Street
Hilo, Hawaii 96720

KELVIN KAHIKINA
P.O. Box 1351
Hilo, Hawaii 96778

RENEE L. COOK
6035 Barcelona Drive
Palmdale, California 93552

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

(4) **PROBATE PROCEEDINGS:**

The Chief Clerk of the Circuit Court of the Third Circuit, State of Hawaii was appointed Personal

Representative of the deceased class member's estate in Probate No. 07-1-0023. Pursuant to the Order and Judgment Approving Final Accounts, Distributing Estate and Discharging Personal Representative filed on December 3, 2007, the deceased class member's intestate heirs were adjudicated to be his surviving spouse, **BEVERLY A. KAHIKINA**, and children, **RADFORD KAHIKINA**, **RENE COOK**, **WILLIAM KAHIKINA, JR.**, **KEVIN KAHIKINA**, and **KELVIN KAHIKINA**. Said Order directs that the "remaining property in the estate shall be distributed to **BEVERLY A. KAHIKINA**". True and correct copies of the Letters of Administration and Order and Judgment Approving Final Accounts, Distributing Estate and Discharging Personal Representative are collectively attached hereto as **Exhibit "V"**.

(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".

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

(AA) **MARKS MALAKI KAHIKINA JR.**
(Date of Death: May 16, 2011)
(Place of Death: Waianae, Hawaii)

(1) **SURVIVING SPOUSE:**

FRANCINE KAUIKEOKALANI DOLE
85-1264 Kamaileunu Street
Waianae, Hawaii 96792

(2) **CHILDREN:**

MICHAEL KAHIKINA
85-1264 Kamaileunu Street
Waianae, Hawaii 96792

RICHONETTE KAHIKINA
85-1264 Kamaileunu Street
Waianae, Hawaii 96792

(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 surviving spouse, **FRANCINE KAUIKEOKALANI DOLE.**

(BB) **BERTHA KALAHAUOLI HUIHUI**
(Date of Death: September 12, 2013)
(Place of Death: Waimanalo, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

JO K. KEOHOHOU
41-832 Ala Koa Street
Waimanalo, Hawaii 96795

JOSEPH K.H. MCCARTHY
3934 Hunakai Street
Lihue, Hawaii 96766

DIANA C.L. TUAZON
P.O. Box 706
Anahola, Hawaii 96703

(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 the following proportions:

JO K. KEOHOHOU - ONE-THIRD (1/3)
JOSEPH K. MCCARTHY - ONE-THIRD (1/3)
DIANA C. TUAZON - ONE-THIRD (1/3)

(CC) **TRASK DWIGHT KIKAU HUDDY**
(Date of Death: October 1, 2021)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE:

LOKE HUDDY

91-1088 Kauiki Street
Ewa Beach, Hawaii 96706

(2) CHILDREN:

PETER HUDDY

94-979 Kauolu Place, Apt. 713
Waipahu, Hawaii 96797

TRACIE K.H. BALINO

91-239 Fort Weaver Road
Ewa Beach, Hawaii 96706

NOEL HUDDY

91-1088 Kauiki Street
Ewa Beach, Hawaii 96706

DEAN K. HUDDY (Pre-Deceased)

Date of Death: May 1, 2021

(Verified by obituary published online by Oahu Mortuary)

No spouse and no descendants

No known probate proceedings

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE:

The deceased class member left a Last Will dated November 16, 2018, which was not admitted to probate. Said Last Will appears to have been validly executed as a testamentary instrument. The Last Will pours over to the Trask D.K. Huddy Revocable Trust dated November 16, 2018. The deceased class member's Short Form Trust

identifies **TRACIE K.H. BALINO**⁵ as the successor Trustee of the Trust. True and correct copies of the Last Will and the deceased class member's Short Form Trust are collectively attached hereto as **Exhibit "W"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed **TRACIE K.H. BALINO, Trustee of the Trask D.K. Huddy Revocable Trust dated November 16, 2018.**

(DD) **LEN-ERNA HOAKALEI COTTON**
(Date of Death: December 12, 2018)
(Place of Death: Bellingham, Washington)

(1) **SURVIVING SPOUSE:**

JEFFREY RALPH COTTON
P.O. Box 1412
Makawao, Hawaii 96768

(2) **CHILDREN:**

KAMELE COTTON
615W Papa Avenue #2E10
Kahului, Hawaii 96732

KEALA COTTON
615W Papa Avenue #2E10
Kahului, Hawaii 96732

KALEIALOHA H.K. COTTON
General Post
16-578 Old Volcano Road

⁵ The Short Form Trust contains a typographical error that misstates **TRACIE K.H. BALINO**'s name as, "TRACIE K. BALING".

Keaau, Hawaii 96749

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

Petitioner has been informed that all of the deceased class member's children are also the children of the surviving spouse. 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, **JEFFREY RALPH COTTON**.

(EE) **WILDA NOELANI LEWIS DELORM**
(Date of Death: May 19, 2019)
(Place of Death: Hilo, Hawaii)

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

GEORGE B. DELORM
P.O. Box 345
Mountain View, Hawaii 96771

DIANE N. PHILLIPS
P.O. Box 152
Mountain View, Hawaii 96771

RICHARD R. DELORM (Pre-Deceased)
Date of Death: July 29, 2007

(Verified by Certificate of Death filed under seal herein)

No Descendants

YVONNE L. BUSTAMANTE (Pre-Deceased)

Date of Death: February 18, 1990

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings

Survived by:

JENEAN I. TATOM (Descendant)

10210 Forum West Drive #111

Houston, Texas 77036

MARCEL P. TATOM-MEDEIROS (Descendant)

P.O. Box 611

Mountain View, Hawaii 96771

ROBERT L. TATOM (Descendant)

P.O. Box 385534

Waikoloa, Hawaii 96738

- (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 the following proportions:

GEORGE B. DELORM - ONE-THIRD (1/3)

DIANE N. PHILLIPS - ONE-THIRD (1/3)

JENEAN I. TATOM - ONE-NINTH (1/9)

MARCEL P. TATOM-MEDEIROS - ONE-NINTH (1/9)

ROBERT L. TATOM - ONE-NINTH (1/9)

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, June 14, 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

NOTICE OF ELECTRONIC FILING

**Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
14-JUN-2024
12:12 PM
Dkt. 314 NEF**

An electronic filing was submitted in Case Number 1CTR-23-0000142. You may review the filing through the Judiciary Electronic Filing System. Please monitor your email for future notifications.

Case ID: 1CTR-23-0000142

Title: In the Matter of the Kalima Class Action Settlement Trust, Dated June 23, 2023

Filing Date / Time: FRIDAY, JUNE 14, 2024 12:12:11 PM

Filing Parties: Scott Suzuki

Case Type: Trust

Lead Document(s): 305-Petition for _____

Supporting Document(s): 306-Exhibit

307-Exhibit

308-Exhibit

309-Certificate of Death

310-Certificate of Death

311-Certificate of Death

312-Document

313-Birth Certificate

Document Name: 305-Petition for Instructions #10; Exhibits "A"-"W"

306-Exhibits "A"-"F" to Petition for Instructions #10

307-Exhibits "G"-"Q" to Petition for Instructions #10

308-Exhibits "R"-"W" to Petition for Instructions #10

309-Certificates of Death Relating to Petition for Instructions #10 [Part 1 of 3]

310-Certificates of Death Relating to Petition for Instructions #10 [Part 2 of 3]

311-Certificates of Death Relating to Petition for Instructions #10 [Part 3 of 3]

312-Obituaries and Death Verifications Relating to Petition for Instructions #10

313-Certification of Live Birth Relating to Petition for Instructions #10 [Sangria Christensen]

If the filing noted above includes a document, this Notice of Electronic Filing is service of the document under the Hawai'i Electronic Filing and Service Rules.

This notification is being electronically mailed to:
First Circuit Court 5th Division (*5thdivision.1cc@courts.hawaii.gov*)
Scott C. Suzuki (*suzukiaalJEFS@gmail.com*)
Emily H. Kawashima (*emily@kawashimalaw.com*)
The following parties need to be conventionally served:
Kalima et al. v. State of Hawaii et al, (Civil No. 99-4771-1

This filing type incurs a fee of \$100.00. You must pay by credit card or in person.