

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 #15 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:

ELIZABETH NANI SILVA, Deceased
CHERYLE ANNIE POLENA UEHARA, Deceased
HARTWELL KAWAIALOHA SILVA, Deceased
LUCY ABRAHAM, Deceased
GEORGE MANUKAPU AMINA, Deceased
RUTH KAWAILANI SOARES, Deceased
ELLSWORTH ABRAHAM KAOHIMAUNU KALEIOHI, Deceased
LIZZIE N. EVANGELISTA, Deceased
PAULINE H. KONG, Deceased
JO-ANN LEIALOHA KALAMAU, Deceased
DAVID KELII SOUZA, Deceased
JEREMIAH SOLOMON SORIANO, Deceased
STEVEN GREGORY SOO, Deceased
HIRAM K. OLSEN, Deceased
ALBERTA JEAN RIVERA, Deceased
ELAINE MILLS aka ELIZA E. MILLS, Deceased
ELISSA NALANI RECAIDO, Deceased
VAN ANAKALEA, Deceased
JOHN RAPOZO JR., Deceased
ELAINE HAALILIO PAHIO, Deceased
CHARLES JULIAN NOELANI PAIO, Deceased
KAUINOHEA PHYLLIS ANN PURDY, Deceased
BETSY P. NAKAMURA, Deceased
ELBERT K. KUKAHIKO, Deceased
DON ANTHONY KELIIKO, Deceased
MILTON KALUA KANEI, Deceased

MATILDA ANDRESEN, Deceased
KELANI TORRES, Deceased
PHILIP KAMAI, Deceased
RAPHAEL WAIPIO KAMAI, Deceased

The date, time and place for hearing said Petition shall be Friday, **DEC 20 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, **NOV 08 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
12-NOV-2024
09:33 AM
Dkt. 684 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 #15

HEARING:

DATE: DEC 20 2024
TIME: 10:00 a.m.
JUDGE: Hon. Jeannette H.
Castagnetti

ORDER SETTING DATE, TIME AND PLACE
OF HEARING ON PETITION FOR INSTRUCTIONS #15

The PETITION FOR INSTRUCTIONS #15 having been filed on
November 1, 2024, and good cause appearing therefor,

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

DEC 20 2024, at 10:00 a.m. in the courtroom of

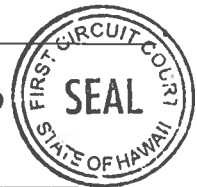
the Judge of the above-entitled Court who shall be sitting in
probate, in Ka`ahumanu Hale, 777 Punchbowl Street, Honolulu,
Hawaii 96813.

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, NOV 12 2024

/s/ R. So



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 #15.

NOTICE OF ELECTRONIC FILING

**Electronically Filed
FIRST CIRCUIT
1CTR-23-0000142
12-NOV-2024
09:33 AM
Dkt. 685 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: TUESDAY, NOVEMBER 12, 2024 09:33:10 AM

Filing Parties: Scott Suzuki

Case Type: Trust

Lead Document(s):

Supporting Document(s): 684-Order Set Date Time Hrg/Pet

Document Name: 684-Order Setting Date, Time and Place of Hearing on Petition for Instructions #15

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
01-NOV-2024
03:11 PM
Dkt. 644 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. _____
(Trust Proceeding)

PETITION FOR INSTRUCTIONS #15;
EXHIBITS "A" - "G"

HEARING:

DATE: _____

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.
Castagnetti

PETITION FOR INSTRUCTIONS #15

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

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.

in the proceeds of the settlement funds 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) **ELIZABETH NANI SILVA**
(Date of Death: January 8, 2021)
(Place of Death: Ewa Beach, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

WINONA BROWN
18400 Gifford Street
Fountain Valley, California 92708

KATHLEEN DEHNE
3151 Castle Street #201
Honolulu, Hawaii 96815

THOMAS W. SILVA, JR.
92-1038 Makakilo Drive, Apt. 13
Kapolei, Hawaii 96707

FRANKLIN SILVA
92-1038 Makakilo Drive, Apt. 13
Kapolei, Hawaii 96707

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

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:

WINONA BROWN - ONE-FOURTH (1/4)
KATHLEEN DEHNE - ONE-FOURTH (1/4)
THOMAS W. SILVA, JR. - ONE-FOURTH (1/4)
FRANKLIN SILVA - ONE-FOURTH (1/4)

- (B) **CHERYLE ANNIE POLENA UEHARA**
(Date of Death: May 3, 2021)
(Place of Death: Hilo, Hawaii)

- (1) **SURVIVING SPOUSE:**

MATSU UEHARA
74-5083 Kealakaa Street
Kailua-Kona, Hawaii 96740

- (2) **CHILDREN:**

TYLER K. ARIZUMI
1920 Peepee Place
Hilo, Hawaii 96720

TRACIE A. ARIZUMI (Pre-Deceased)
Date of Death: July 3, 2008

(Verified by Certificate of Death filed under seal
herein)

Survived by:

CRYSTAL LEHUA CARABALLO (Descendant)
P.O. Box 1150
Keaau, Hawaii 96749

DANNY DARREN RIOS JR. (Descendant)
P.O. Box 1150
Keaau, Hawaii 96749

TAMMY M. HATORI (Pre-Deceased)
Date of Death: March 15, 2015

(Verified by Certificate of Death filed under seal
herein)

Survived by:

JOHN HATORI (Spouse)
HC1 Box 5433
Keaau, Hawaii 96749

SHIRYL LEILANI ARIZUMI (Descendant)
HC1 Box 5433
Keaau, Hawaii 96749

JASON NATHANIEL BUSH JR. (Descendant)
HC1 Box 5433
Keaau, Hawaii 96749

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

Petitioner is informed that the deceased class member's spouse, **MATSU UEHARA**, has children who are not also the children of the deceased class member. 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 with H.R.S. § 560:2-102(3) and H.R.S. § 560:2-103(1), as follows:

MATSU UEHARA - first \$150,000, plus one-half (1/2) of any balance of the intestate estate
TYLER K. ARIZUMI - one-sixth (1/6) of any balance of the intestate estate
CRYSTAL LEHUA CARABALLO - one-twelfth (1/12) of any balance of the intestate estate
DANNY DARREN RIOS JR. - one-twelfth (1/12) of any balance of the intestate estate
SHIRYL LEILANI ARIZUMI - one-twelfth (1/12) of any balance of the intestate estate
JASON NATHANIEL BUSH JR. - one-twelfth (1/12) of any balance of the intestate estate

(C) **HARTWELL KAWAIALOHA SILVA**
(Date of Death: February 19, 2004)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

HARTWELL T. SILVA
P.O. Box 44641
Kamuela, Hawaii 96743

WILLIAM SILVA
24404 41ST AVE. CT E
Spanaway, Washington 98387

MICHAEL D. SILVA
c/o Emily H. Kawashima, Esq.
700 Bishop Street #1700
Honolulu, Hawaii 96813

JUNEDALE TASAKA
P.O. Box 383332
Waikoloa, Hawaii 96738

MAUREEN VIERRA
25-3362 Pakelekea Street
Hilo, Hawaii 96720

BONNIE OMORI
P.O. Box 5526
Kailua-Kona, Hawaii 96740

MARGARET USHIJIMA
4457 Kilauea Avenue
Honolulu, Hawaii 96816

ALBERTA LUCILLE SILVA
825 Delucchi Lane Apt 1101
Reno, Nevada 89502

NIDA D.C. SILVA
P.O. Box 22002
Barrigada, Guam 96921

LESCIA SHAVER
74-304 Nuhi Place
Kailua-Kona, Hawaii 96740

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS:

MICHAEL D. SILVA was appointed to serve as Personal Representative of the deceased class member's estate on or about August 2, 2022 in Probate No. 3LP061000235. A true and correct copy of the First Amended Letters of

Administration issued to **MICHAEL D. SILVA** is attached hereto as **Exhibit "A"**.

(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 **MICHAEL D. SILVA, Personal Representative of the Estate of Hartwell Kawaialoha Silva.**

(D) LUCY ABRAHAM

(Date of Death: December 13, 2017)
(Place of Death: Waimanalo, Hawaii)

(1) SURVIVING SPOUSE: NONE

(2) CHILDREN:

LORILEI PUAAALA KUMAI SAMERA (Pre-Deceased)
Date of Death: October 5, 1988
Place of Death: Honolulu, Hawaii

(Verified by Certificate of Death filed under seal herein)

The Chief Clerk of the Circuit Court of the First Circuit, State of Hawaii was appointed as the Special Administrator in the Estate of Lorilei P. Samera, in Probate No. 90-0779. The Chief Clerk was later appointed as the Personal Representative in said Estate, in Small Estate No. 89-0189.

Survived by:

ROLAND KAMAKA SAMERA (Spouse)
2320 Pinegrass Street
Caldwell, Idaho 83607

TASHA KALEO'OKALANI KUMAI (Descendant)
2633 Nakookoo Street, Apt. 10
Honolulu, Hawaii 96826

TRICIA POMAIKAI KEOLANUI (Descendant)
4777 Cameron St. Apt 323
Las Vegas, Nevada 89103

TESSICA KUMAI (Descendant)
94-263 Waipahu St. Apt 84
Waipahu, Hawaii 96797

LEIGHTON P. KUMAI
2633 Nakookoo Street, Apt. 10
Honolulu, Hawaii 96826

LEVY PUA KUMAI
47-669 Lamaula Road #G
Kaneohe, Hawaii 96744

LEROY P. KUMAI
2633 Nakookoo Street, Apt. 10
Honolulu, Hawaii 96826

LESTER P. ABRAHAM
41-543 Humuniki Street
Waimanalo, Hawaii 96795

LEEANN P. GALDEIRA
41-543 Humuniki Street
Waimanalo, Hawaii 96795

LYNN P. LONO
41-575 Humuniki Street
Waimanalo, Hawaii 96795

LANNETTE PUALANI IDAO
2633 Nakookoo Street, Apt. 10
Honolulu, Hawaii 96826

(3) OTHER INTESTATE HEIRS: NONE

- (4) **PROBATE PROCEEDINGS:** NONE
- (5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE PRESENTED

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:

LEIGHTON P. KUMAI - ONE-EIGHTH (1/8)
LEVY PUA KUMAI - ONE-EIGHTH (1/8)
LEROY P. KUMAI - ONE-EIGHTH (1/8)
LESTER P. ABRAHAM - ONE-EIGHTH (1/8)
LEEANN P. GALDEIRA - ONE-EIGHTH (1/8)
LYNN P. LONO - ONE-EIGHTH (1/8)
LANNETTE PUALANI IDAO - ONE-EIGHTH (1/8)
TASHA KALEO'OKALANI KUMAI - ONE-TWENTYFOURTH (1/24)
TRICIA POMAIKAI KEOLANUI - ONE-TWENTYFOURTH (1/24)
TESSICA KUMAI - ONE-TWENTYFOURTH (1/24)

- (E) **GEORGE MANUKAPU AMINA**
(Date of Death: April 16, 2002)
(Place of Death: Kealakekua, Hawaii)

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

- (2) **CHILDREN:**

JOELLE TALIVAA
2801 Tara Drive
Killeen, Texas 76549

ADAM AMINA
P.O. Box 7714
Hilo, Hawaii 96720

JANESSA AMINA

270 Ululani Street Apt. 26
Hilo, Hawaii 96720

- (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:

JOELLE TALIVAA - ONE-THIRD (1/3)
ADAM AMINA - ONE-THIRD (1/3)
JANESSA AMINA - ONE-THIRD (1/3)

- (F) **RUTH KAWAILANI SOARES**
(Date of Death: December 17, 2022)
(Place of Death: Kahului, Hawaii)

- (1) **SURVIVING SPOUSE:**

JACOB H. SOARES
6 One Malia Way
Wailuku, Hawaii 96793

- (2) **CHILDREN:**

JADELIN WRIGHT
1350 S.E. 38th Avenue
Hillsboro, Oregon 97123

BRYAN SOARES
222 S. Lehua Street
Kahului, Hawaii 96732

DEXTER SOARES
6 One Malia Way
Wailuku, Hawaii 96793

STACY FUKUOKA
P.O. Box 3018
Kahului, Hawaii 96733

MICHELLE MIYAJIMA (Pre-Deceased)
Date of Death: November 22, 2022
Place of Death: Spring Valley, Nevada

(Verified by obituary published online by The Maui News)

No known probate proceedings.

Survived by:

KYLE MIYAJIMA (Spouse)
1653 Citron Street
Honolulu, Hawaii 96826

NAINOA MIYAJIMA (Descendant)
1653 Citron Street
Honolulu, Hawaii 96826

- (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, **JACOB H. SOARES**.

(G) **ELLSWORTH ABRAHAM KAOHIMAUNU KALEIOHI**
(Date of Death: July 4, 2018)
(Place of Death: Anahola, Hawaii)

(1) SURVIVING SPOUSE:

YOLANDA KALEIOHI (Post-Deceased)
Date of Death: August 14, 2023
Place of Death: Believed to be Hawaii

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by the children named below.

(2) CHILDREN:

ELLSWORTH KALAHIKI KALEIOHI
4661 Haleileio Road
Kapaa, Hawaii 96746

KEVIN KAOHIMAUNU KALEIOHI
P.O. Box 39038
Anahola, Hawaii 96703

MARISA NALANI KALEIOHI
P.O. Box 507
Anahola, Hawaii 96703

LILIA N.M. RAPOZO-KALEIOHI
P.O. Box 507
Anahola, Hawaii 96703

KAUMUALII K.O. RAPOZO-KALEIOHI
P.O. Box 507
Anahola, Hawaii 96703

GINGER-LEE KALEIOHI
P.O. Box 30966
Anahola, Hawaii 96703

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS:

YOLANDA KALEIOHI was appointed to serve as Personal Representative in Probate No. 17-1-0123, filed in the Circuit Court of the Fifth Circuit, State of Hawaii. The Personal Representative died on or about August 14, 2023, and it does not appear from the probate record that a successor Personal Representative has been appointed to the estate.

The deceased class member's last will was entered into probate in Probate No. 17-1-0123. True and correct copies of the deceased class member's last will and the Order Granting Petition for Probate of Will and Appointment of Personal Representative are collectively attached hereto as Exhibit "B".

(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".

The deceased class member's last will directs the residue of his estate to his spouse, **YOLANDA NALANI KALEIOHI**, if she survives him. Had **YOLANDA NALANI KALEIOHI** survived to the completion of the settlement, she would have been entitled to the settlement proceeds. There are no known probate proceedings for **YOLANDA NALANI KALEIOHI**, but she had a Last Will in place at the time of her death. Article Seventh of the Last Will and Testament of **YOLANDA NALANI KALEIOHI** devises the residue of her estate to her husband, **ELLSWORTH ABRAHAM KAOHIMAUNU KALEIOHI**, if he is surviving. If he fails to survive, the residuary estate of **YOLANDA NALANI KALEIOHI** shall be distributed to **KEVIN KAOHIMAUNU KALEIOHI**, **ELLSWORTH KALAHIKI KALEIOHI**, and **MARISA NALANI KALEIOHI**, in equal shares. A true and correct copy of the Last Will of **YOLANDA NALANI KALEIOHI** is attached hereto as **Exhibit "C"**.

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 devisees as identified in the Last Will and Testament of

YOLANDA NALANI KALEIOHI:

KEVIN KAOHIMAUNU KALEIOHI - ONE-THIRD (1/3)
ELLSWORTH KALAHIKI KALEIOHI - ONE-THIRD (1/3)
MARISA NALANI KALEIOHI - ONE-THIRD (1/3)

(H) **LIZZIE N. EVANGELISTA**
(Date of Death: November 24, 2022)
(Place of Death: Waianae, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

JOHNETTE M. KANOA
41-261 Huli Street
Waimanalo, Hawaii 96795

RENEE E. EVANGELISTA-GOUVEIA
85-549 Momona Place
Waianae, Hawaii 96792

NORMAN J. EVANGELISTA
1921 Westown Drive
Stayton, Oregon 97383

JONATHAN EVANGELISTA (Pre-Deceased)
Date of Death: June 3, 1975

(Verified by Death Certificate filed under seal herein)

No known probate proceedings.

No spouse and no descendants.

NORMA J. EVANGELISTA-OPETAIA (Pre-Deceased)
Date of Death: November 19, 2011

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived By:

KAINOA K.P. EVANGELISTA (Descendant)
85-1020 Mahiaina Street
Waianae, Hawaii 96792

KANOE CARREIRO (Descendant)
712B Oneawa Street
Kailua, Hawaii 96734

STARLYNN EVANGELISTA-OPETAIA (Deceased Descendant)
Date of Death: November 4, 2012

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

No spouse and no descendants.

SHERAE S.P.O. ULIULILEAVA (Deceased Descendant)
Date of Death: February 14, 2021

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by:

LANULELEI I. ULIULILEAVAB (Spouse)
8306 82nd Street SW Apt. 102
Lakewood, Washington 98498

B.I.L.U., A MINOR CHILD (Descendant)
B.T.J.S.U., A MINOR CHILD (Descendant)
B.T.O.S., A MINOR CHILD (Descendant)
All c/o **LANULELEI ISAAK ULIULIEAVA**, Father
8306 82nd Street SW Apt. 102
Lakewood, Washington 98498

SANDRA L. CORNELL (Post-Deceased)
Date of Death: November 19, 2023

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived by:

PETER CORNELL (Spouse)
10597 Stayton Road SE
Aumsville, Oregon 97325

No descendants.

- (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 her children by representation. Each of her surviving children will receive one equal share, and an equal share will be calculated for each of her children who predeceased her, leaving surviving descendants. The shares for those descendants are to be reaccumulated and divided in the same manner. Pursuant to this "by representation" methodology, the settlement proceeds will be divided into five equal shares. One equal share will be allocated to **JOHNETTE M. KANOVA, RENEE E.**

EVANGELISTA-GOUVEIA, SANDRA L. CORNELL and NORMAN J. EVANGELISTA.

SANDRA L. CORNELL survived the deceased class member, but subsequently passed away. Given the estimated value of the share to which **SANDRA L. CORNELL** would have received, Petitioner believes this share would be distributed to her surviving spouse, **PETER CORNELL**.

The deceased class member has only one child who pre-deceased leaving surviving descendants, **NORMA J. EVANGELISTA-OPETAIA**. While all of **NORMA J. EVANGELISTA-OPETAIA's** four (4) children survived her, two (2) children, **STARLYNN EVANGELISTA-OPETAIA** and **SHERAE S.P.O. ULIULILEAVA**, pre-deceased the deceased class member. The one-fifth (1/5) share representing **NORMA J. EVANGELISTA-OPETAIA's** line is to be divided among the then-surviving of her children and her pre-deceased children who had surviving descendants. Because **STARLYNN EVANGELISTA-OPETAIA** had no descendants, no share is calculated for her or her intestate estate. **SHERAE S.P.O. ULIULILEAVA** was survived by three (3) minor children, who will share this residue.

Based on the foregoing, Petitioner believes that the deceased class member's share of the settlement proceeds would be distributed in the following proportions:

JOHNETTE M. KANOA - ONE-FIFTH (1/5)
RENEE E. EVANGELISTA-GOUVEIA - ONE-FIFTH (1/5)
NORMAN J. EVANGELISTA - ONE-FIFTH (1/5)
PETER CORNELL - ONE-FIFTH (1/5)
KAINOA K.P. EVANGELISTA - ONE-FIFTEENTH (1/15)
KANOE CARREIRO - ONE-FIFTEENTH (1/15)
B.I.L.U., A MINOR CHILD - ONE-FORTY FIFTH (1/45)
B.T.J.S.U., A MINOR CHILD - ONE-FORTY FIFTH (1/45)
B.T.O.S., A MINOR CHILD - ONE-FORTY FIFTH (1/45)

(I) **PAULINE H. KONG**
(Date of Death: June 7, 1999)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

MARY FARRAR
335 Omaopio Road
Kula, Hawaii 96790

JAMES ZANE
P.O. Box 528
Hauula, Hawaii 96717

(3) **OTHER INTESTATE HEIRS:**

LESLIE ZANE (Granddaughter & Personal Representative)
44-295 Kalaniai Road
Honokaa, Hawaii 96727

(4) **PROBATE PROCEEDINGS:**

On May 7, 2012, **LESLIE ZANE, also known as LESLIE M. BOTEILHO,** was appointed Personal Representative in

Probate No. 12-1-0025, filed in the Circuit Court of the Second Circuit, State of Hawaii. Pursuant to the Order Granting Petition for Probate of Will and Appointment of Personal Representative filed on May 7, 2012, the deceased class member's Last Will dated February 26, 1999 was admitted to probate. Said Order also identifies **LESLIE ZANE, also known as LESLIE M. BOTEILHO**, as the sole devisee of the deceased class member's Last Will. True and correct copies of the Order and Letters Testamentary issued to **LESLIE ZANE, also known as LESLIE M. BOTEILHO** are collectively attached hereto as Exhibit "D".

Upon review of the public record, it appears that the administration of the deceased class member's estate was not completed and the probate case has been dismissed due to inactivity.

(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 **LESLIE ZANE, also known as LESLIE M. BOTEILHO**.

(J) **JO-ANN LEIALOHA KALAMAU**
(Date of Death: October 27, 2022)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:** NONE

(3) **OTHER INTESTATE HEIRS:**

JOHN PAO DELA CRUZ SR. (Deceased Father)
Date of Death: July 25, 2000

(Verified by obituary published by the Honolulu Star-Bulletin)

No known probate proceedings.

LILLIAN LEIALOHA DELA CRUZ (Deceased Mother)
Date of Death: March 15, 2007

(Verified by obituary published by the Honolulu Star-Bulletin)

No known probate proceedings.

JOHN P. DELA CRUZ JR. (Deceased Brother)
Date of Death: April 26, 2017

(Verified by Social Security Administration Death Record)

No known probate proceedings.

No spouse or descendants.

JOANIE KEALOHA (Deceased Sister)
Date of Death: January 30, 2020

(Verified by obituary published online by Dodo Mortuary, Inc.)

No known probate proceedings.

Survived by:

CHARLES L. KEALOHA, JR. (Spouse)
74-553 Kaniohale Loop #H
Kailua-Kona, Hawaii 96740

KUUIPO PAHINUI (Descendant)
P.O. Box 7249
Hilo, Hawaii 96720

KEONE KEALOHA (Descendant)
74-553 Kaniohale Loop #H
Kailua-Kona, Hawaii 96740

KAINOA KEALOHA (Descendant)
3458 11TH Street, Unit 105
Union City, California 94587

JOSEPHINE TANIMOTO (Sister)
P.O. Box 44337
Kawaihae, Hawaii 96743

JEANAH VENTURA (Sister)
682 Auwae Road
Hilo, Hawaii 96720

- (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:

JOSEPHINE TANIMOTO - ONE-THIRD (1/3)
JEANAH VENTURA - ONE-THIRD (1/3)
KUUIPO KEALOHA - ONE-NINTH (1/9)
KEONE KEALOHA - ONE-NINTH (1/9)
KAINOA KEALOHA - ONE-NINTH (1/9)

(K) **DAVID KELII SOUZA**
(Date of Death: October 19, 2018)
(Place of Death: Spokane, Washington)

(1) **SURVIVING SPOUSE:**

GAIL HIFUMI ENOMOTO-SOUZA
1521 N Pierce Road
Spokane Valley, Washington 99206

(2) **CHILDREN:**

LANAKILA SOUZA
1521 N Pierce Road
Spokane Valley, Washington 99206

ALAKA'I SOUZA
1521 N Pierce Road
Spokane Valley, Washington 99206

(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 as a testamentary instrument. Said Last Will is a "pour-over will", devising the deceased class member's residuary estate to the trustee of the David K. Souza and Gail H. Enomoto-Souza Joint Trust. The trustee is **GAIL H. ENOMOTO-SOUZA**, as evidenced by the Short Form David K. Souza and Gail H. Enomoto-Souza Joint Trust. True and correct copies of

the Last Will and Short Form Trust are collectively 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 to **GAIL H. ENOMOTO-SOUZA, Trustee of the David K. Souza and Gail H. Enomoto-Souza Joint Trust.**

(L) **JEREMIAH SOLOMON SORIANO**
(Date of Death: May 5, 2020)
(Place of Death: Kahului, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

ALYSSA KAUKA'AHA'A
109 Kaulana Na Pua Circle
Wailuku, Hawaii 96793

MARIAH LUNA
109 Kaulana Na Pua Circle
Wailuku, Hawaii 96793

(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:

ALYSSA KAUHA'AHA'A - ONE-HALF (1/2)
MARIAH LUNA - ONE-HALF (1/2)

(M) **STEVEN GREGORY SOO**
(Date of Death: September 17, 2015)
(Place of Death: Kamuela, Hawaii)

(1) SURVIVING SPOUSE:

HOPE L. SOO
P.O. Box 1477
Kamuela, Hawaii 96743

(2) CHILDREN:

DAVID N. SOO
64-829 Uikeoni Street
Kamuela, Hawaii 96743

TAI J. SOO
P.O. Box 1477
Kamuela, Hawaii 96743

CALVIN NIKOLAS SOO
P.O. Box 1477
Kamuela, Hawaii 96743

INDIA E. LUIS-SOO
P.O. Box 1477
Kamuela, Hawaii 96743

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE: NONE PRESENTED

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, **HOPE L. SOO**.

(N) **HIRAM K. OLSEN**
(Date of Death: January 15, 2001)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

NORMA LEINAALA LIANA
47-146 Iuiu Street
Kaneohe, Hawaii 96744

HIRAM K. OLSEN, JR. (Post-Deceased)
Date of Death: July 18, 2020

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived By:

PRISCILLA L. OLSEN (Spouse)
85-1200 Kaneilio Street
Waianae, Hawaii 96792

MISTY AHINA (Descendant)
85-1200 Kaneilio Street
Waianae, Hawaii 96792

MICKY JEAN OLSEN (Descendant)
85-1200 Kaneilio Street
Waianae, Hawaii 96792

CASEY OLSEN (Descendant)
85-1200 Kaneilio Street
Waianae, Hawaii 96792

MARGARET LEIMOMI KAPANUI (Post-Deceased)
Date of Death: September 14, 2002

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by:

HIRAM OLSEN III (Descendant)
167 Kaulananapua Circle
Waiehu, Hawaii 96793

MARGURITE KAPANUI (Descendant)
1995 Pauoa Road, Apt. J
Honolulu, Hawaii 96813

ROBERTA NAWELI (Descendant)
86-293 Hokuaiaina Place
Waianae, Hawaii 96792

MARVALIN OLSEN (Descendant) (Deceased)³
Date of Death: May 11, 1955

No spouse.

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

³ The deceased class member's family has informed Petitioner that **MARVALIN OLSEN** died when she was seven months old and that they do not have a death certificate for her.

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 as a pour-over will, devising the residuary estate to the Hiram K. Olsen Revocable Living Trust dated July 13, 1993. The Trustee of the Trust is **NORMA LEINAALA LIANA**. True and correct copies of the Last Will and the Hiram K. Olsen 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 **NORMA LEINAALA LIANA, Trustee of the Hiram K. Olsen Revocable Living Trust dated July 13, 1993.**

(0) **ALBERTA JEAN RIVERA**
(Date of Death: December 26, 2018)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

BRANDY RIVERA
125 Lakeview Circle #304
Wahiawa, Hawaii 96786

TIMOTHY K. CERIO
RR#3 Box 1079
Pahoa, Hawaii 96778

SEAN L. RIVERA
2900 Tide Court
Deltona, Florida 32738

- (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:

BRANDY K RIVERA - ONE THIRD (1/3)
TIMOTHY K. CERIO - ONE THIRD (1/3)
SEAN L. RIVERA - ONE THIRD (1/3)

- (P) **ELAINE MILLS (also known as ELIZA E. MILLS)**
(Date of Death: March 6, 2011)
(Place of Death: Kamuela, Hawaii)

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

WILLIAM K. MILLS
P.O. Box 341
Honokaa, Hawaii 96727

CLARENCE MILLS
66-1313 Ahuli Circle
Waimea, Hawaii 96743

GEORGE P. MILLS (Pre-Deceased)
Date of Death: June 9, 1989

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

No spouse.

Survived by:

ELLIOT MILLS (Descendant)
974 Waiohinu Drive
Honolulu, Hawaii 96816

CHRISTINA MILLS (Descendant)
945 Auwae Road
Hilo, Hawaii 96720

CAROLINE ULULANI KAAI (Pre-Deceased)
Date of Death: October 9, 1998

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived by:

SAMUEL W. KAAI (Spouse) (Deceased)
Date of Death: April 29, 2010

(Verified by obituary published online by Dodo Mortuary, Inc.)

No known probate proceedings.

Survived by children named below.

JULIE KAAI (Descendant)
4244 Georgia Street
Vallejo, California 94591

REBECCA KAAI PUA (Descendant)
4244 Georgia Street
Vallejo, California 94591

SAMUEL KAAI (Descendant)
108 Hawthorne Court
Vacaville, California 95688

SANDRA KAAI BROWN (Descendant)
4244 Georgia Street
Vallejo, California 94591

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

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

WILLIAM K. MILLS - ONE-FOURTH (1/4)
CLARENCE MILLS - ONE-FOURTH (1/4)
ELLIOT MILLS - ONE-TWELFTH (1/12)
CHRISTINA MILLS - ONE-TWELFTH (1/12)
JULIE KAAI - ONE-TWELFTH (1/12)
REBECCA KAAI PUA - ONE-TWELFTH (1/12)
SAMUEL KAAI - ONE-TWELFTH (1/12)
SANDRA KAAI BROWN - ONE-TWELFTH (1/12)

- (Q) **ELISSA NALANI RECAIDO**
(Date of Death: June 29, 2012)
(Place of Death: Hilo, Hawaii)

- (1) **SURVIVING SPOUSE:**

CHARLES RANDALL RECAIDO
P.O. Box 2462
Kealahou, Hawaii 96750

- (2) **CHILDREN:**

KEALA B. CAMPBELL
64-5317 Puanuanu Place
Kamuela, Hawaii 96743

DORE K. ARNALL
1142 NW Cloninger Court
Silverdale, Washington 98383

NOAH K. RECAIDO
320 Washington Avenue #104
Bremerton, Washington 98337

JOSHUA C. RECAIDO
3233 Trenton Avenue
Bremerton, Washington 98310

KALE W. RECAIDO
8700 Geirinhas Place
Anchorage, Arkansas 99507

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

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, **CHARLES RANDALL RECAIDO**.

(R) **VAN ANAKALEA**
(Date of Death: December 6, 2022)
(Place of Death: Wailuku, Hawaii)

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

ALISHA K. ANAKALEA
P.O. Box 54
Wailuku, Hawaii 96793

MICAH M. ANAKALEA
331 Leleihoku Place
Wailuku, Hawaii 96793

CASSANDRA U. RAY
4020 Swift Creek Avenue
North Las Vegas, Nevada 89031

- (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:

ALISHA K. ANAKALEA - ONE-THIRD (1/3)
MICAH M. ANAKALEA - ONE-THIRD (1/3)
CASSANDRA U. RAY - ONE-THIRD (1/3)

- (S) **JOHN RAPOZO JR.**
(Date of Death: July 12, 1999)
(Place of Death: Honolulu, Hawaii)

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

JOHNNA A. RAPOZO
95-969 Keehau Street
Mililani, Hawaii 96789

HELENE M. GIBBONS
11325 Dove Ridge Road
Hannibal, Missouri 63401

JACQUELINE L. CLARK
11325 Dove Ridge Road
Hannibal, Missouri 63401

JUDITH L. RAPOZO
95-1050 Makaikai Street 6H
Mililani, Hawaii 96789

JOHN S. RAPOZO III
7027 Jumilla Avenue
Canoga Park, California 91306

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

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:

JOHNNA A. RAPOZO - ONE-FIFTH (1/5)
HELENE M. GIBBONS - ONE-FIFTH (1/5)
JACQUELINE L. CLARK - ONE-FIFTH (1/5)
JUDITH L. RAPOZO - ONE-FIFTH (1/5)
JOHN S. RAPOZO III - ONE-FIFTH (1/5)

(T) **ELAINE HAALILIO PAHIO**
(Date of Death: July 14, 2023)
(Place of Death: Aiea, Hawaii)

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

ELAINE K. PAHIO
3230 Ala Ilima Street #101
Honolulu, Hawaii 96818

KELLY K. PAHIO
98-1001 Piku Place
Aiea, Hawaii 96701

DALAINÉ K. TOWNLEY (Pre-Deceased)
Date of Death: April 30, 2018

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

No spouse and no descendants.

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

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:

ELAINE K. PAHIO - ONE-HALF (1/2)
KELLY K. PAHIO - ONE-HALF (1/2)

- (U) **CHARLES JULIAN NOELANI PAIO**
(Date of Death: December 14, 2009)
(Place of Death: Honolulu, Hawaii)

- (1) **SURVIVING SPOUSE:**

NORMA M. PAIO
1179 Kumukoa Street
Hilo, Hawaii 96720

(2) **CHILDREN:**

LITZI-JANE H. EMELIO
159 Kinohi Loa Loop
Wailuku, Hawaii 96793

VAN-JON M. PAIO
1179 Kumukoa Street
Hilo, Hawaii 96720

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

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE PRESENTED

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

(V) **KAUINOHEA PHYLLIS ANN PURDY**
(Date of Death: March 10, 2006)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

ROBERT W. PURDY
P.O. Box 249
Kualapuu, Hawaii 96757

(2) **CHILDREN:**

CHASSY-DEE K. SAMBAJON
P.O. Box 141
Hoolehua, Hawaii 96729

CHAISE K. PURDY
P.O. Box 249
Kualapuu, Hawaii 96757

CHATTO K. PURDY
16-1769 40th Avenue
Keaau, Hawaii 96749

CHAVIS K. PURDY
P.O. Box 249
Kualapuu, Hawaii 96757

CHANEY K. PURDY
P.O. Box 249
Kualapuu, Hawaii 96757

KAINALU J.K. PURDY
P.O. Box 141
Hoolehua, Hawaii 96729

IKAIA S.P. PURDY
P.O. Box 141
Hoolehua, Hawaii 96729

DEENA H. DOO
816A Mokauea Street
Honolulu, Hawaii 96819

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

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 to the surviving spouse **ROBERT W. PURDY**.

(W) **BETSY P. NAKAMURA**
(Date of Death: July 19, 2004)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE:

YONEICHI NAKAMURA (Post-Deceased)
Date of Death: February 6, 2024

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by children named below.

(2) CHILDREN:

YONETTE T. NAKAMURA-LABRADOR
P.O. Box 1884
Kamuela, Hawaii 967343

BETSY L. NAKAMURA
P.O. Box 394
Kamuela, Hawaii 967343

KIM NAKAMURA (Post-Deceased)
Date of Death: July 1, 2018

(Verified by obituary published online by Dodo Mortuary,
Inc. & Crematory)

No known probate proceedings.

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 dated May 1, 1995. Said Last Will has not been admitted to probate, but appears to have been validly executed as a testamentary instrument. The Last Will is a pour-over will. Article Fifth of the Last Will directs the residuary estate to "the trustee then acting under that certain Trust Agreement of even date herewith, heretofore executed by me as settlor..." Petitioner has been provided with a copy of the Nakamura Family Trust dated May 1, 1995, as amended, and is informed that the deceased class member did not have any other trust(s) in place when she died. The First Amendment to the Nakamura Family Trust identifies **YONETTE T. NAKAMURA-LABRADOR** as successor Trustee. True and correct copies of the Last Will, the Short Form Trust Agreement for the Nakamura Family Trust, and the First Amendment to the Nakamura Family 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 **YONETTE T.**

NAKAMURA-LABRADOR, Trustee of the Nakamura Family Trust
dated May 1, 1995, as amended.

(X) **ELBERT K. KUKAHIKO**
(Date of Death: September 13, 2014)
(Place of Death: Lahaina, Hawaii)

(1) SURVIVING SPOUSE:

SUSAN C. KUKAHIKO
1695 Wahinoho Way
Lahaina, Hawaii 96761

(2) CHILDREN:

TWYLA KUKAHIKO
1695 Wahinoho Way
Lahaina, Hawaii 96761

TIARA KUKAHIKO
1695 Wahinoho Way
Lahaina, Hawaii 96761

ROBERT JOHN KUKAHIKO
1695 Wahinoho Way
Lahaina, Hawaii 96761

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE: NONE PRESENTED

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 to the surviving spouse, **SUSAN C. KUKAHIKO**.

(Y) **DON ANTHONY KELIIKOA**
(Date of Death: April 10, 2000)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

GLORIA KANANI KELIIKOA (Post-Deceased)
Date of Death: March 28, 2009

(Verified by obituary published online by Legacy.com)

No known probate proceedings.

Survived by children named below.

(2) **CHILDREN:**

SAMUEL K.L. KELIIKOA (Post-Deceased)
Date of Death: August 8, 2022

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

No descendants or spouse.

MICAH K. KELIIKOA (Post-Deceased)
Date of Death: May 15, 2022

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

No known probate proceedings.

No spouse.

Survived by descendants (all legally adopted by **DANIEL P. KELIIKOA**):

DON A.T. KELIIKO
86-006 Pokai Bay Street
Waianae, Hawaii 96792

LEINANI A.T. KELIIKO
86-006 Pokai Bay Street
Waianae, Hawaii 96792

DENALIA T.H. KELIIKO
86-006 Pokai Bay Street
Waianae, Hawaii 96792

MALULANI L. AKIONA (Post-Deceased)
Date of Death: May 24, 2019

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

No known probate proceedings.

Survived by:

GABBY AKIONA (Spouse)
85-1412 Kamaileunu Street
Waianae, Hawaii 96792

DONOVAN K. KELIIKO
P.O. Box 1964
Honokaa, Hawaii 96727

HOIKENANI E. FIGUEROA
131 Windover Avenue #23
Bowling Green, Kentucky 42101

KANANI G. KELIIKO
128 Amy Avenue
Bowling Green, Kentucky 42101

DON P.A. KELIIKO
P.O. Box 818
Eleele, Hawaii 96705

DANIEL P. KELIIKO
86-006 Pokai Bay Street
Waianae, Hawaii 96792

DENISE K.Q. JORDAN
4912 25th Street W #103
Bradenton, Florida 34207

ELISABETH H. KELIIKO
10934 S. Vallerosa Street
Las Vegas, Hawaii 89141

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

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 would be distributed to the surviving spouse, **GLORIA KANANI KELIIKO**. However, said surviving spouse is now also deceased, so her estate should further govern the administration of the settlement proceeds. Petitioner is informed that **GLORIA KANANI KELIIKO** died intestate, thus her descendants should therefore take by representation. Petitioner believes that said settlement proceeds should be distributed in the following proportions:

GABBY AKIONA - ONE-NINTH (1/9)
DONOVAN K. KELIIKO - ONE-NINTH (1/9)
HOIKENANI E. FIGUEROA - ONE-NINTH (1/9)

KANANI G. KELIIKOA - ONE-NINTH (1/9)
DON P.A. KELIIKOA - ONE-NINTH (1/9)
DANIEL P. KELIIKOA - ONE-NINTH (1/9)
DENISE K.Q. JORDAN - ONE-NINTH (1/9)
ELISABETH H. KELIIKOA - ONE-NINTH (1/9)
DON A.T. KELIIKOA - ONE-TWENTY SEVENTH (1/27)
LEINANI A.T. KELIIKOA - ONE-TWENTY SEVENTH (1/27)
DENALIA T.H. KELIIKOA - ONE-TWENTY SEVENTH (1/27)

(Z) **MILTON KALUA KANEI**
(Date of Death: June 10, 2010)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

WAONETTE R. KANEI
45-265 William Henry Road G3
Kaneohe, Hawaii 96744

(2) **CHILDREN:**

MILTON K. KANEI JR.
45-265 William Henry Road G3
Kaneohe, Hawaii 96744

MARCUS K. KANEI
95-802 Wikao Street R102
Mililani, Hawaii 96789

MAVIS A. KAMANU
47-225 #E Hui Akikiki Place
Kaneohe, Hawaii 96744

MICAH K. KANEI
91-1028 Kamaehu Street
Ewa Beach, Hawaii 96706

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

(4) **PROBATE PROCEEDINGS: NONE**

(5) **LAST WILL NOT ADMITTED TO PROBATE: NONE PRESENTED**

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

(AA) **MATILDA ANDRESEN**
(Date of Death: May 5, 2002)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

MAY L. ANDRESEN
41-206 Ilaupohole Street
Waimanalo, Hawaii 96795

JANLYN KAIMINOONOO ANDRESEN (Pre-Deceased)
Date of Death: July 21, 1957

(Verified by information found on Find-A-Grave.com)

No known probate proceedings.

No spouse and no descendants.

(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 **MAY L. ANDRESEN**.

(BB) **KELANI TORRES**
(Date of Death: July 5, 2014)
(Place of Death: Johnston, Iowa)

(Verified by obituary published online by the Des Moines Register)

(1) **SURVIVING SPOUSE:**

BRUCE ELIAS TORRES
3225 86TH Street, Apt. 414
Urbandale, Iowa 50322

(2) **CHILDREN:**

JAVAN KAINOA TORRES
407 Market Avenue SW
Mitchellville, Iowa 50169

HILDIE KEALANI LEFLER
9105 Urbandale Avenue
Urbandale, Iowa 50322

SHANTEL LEHUANANI CASTILLE
1031 Clayton Castille Road
Breaux Bridge, Louisiana 70517

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

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE PRESENTED

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, **BRUCE ELIAS TORRES**.

(CC) **PHILIP KAMAI**
(Date of Death: January 3, 2022)
(Place of Death: Kapolei, Hawaii)

(1) **SURVIVING SPOUSE:**

BRIGITTE D. KAMAI
91-1033 Ualakupu Street
Kapolei, Hawaii 96707

(2) **CHILDREN:**

TATIANA P. KAMAI
91-1033 Ualakupu Street
Kapolei, Hawaii 96707

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

(4) **PROBATE PROCEEDINGS: NONE**

(5) **LAST WILL NOT ADMITTED TO PROBATE: NONE PRESENTED**

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 to the surviving spouse, **BRIGITTE D. KAMAI**

(DD) **RAPHAEL WAIPIO KAMAI**
(Date of Death: January 30, 2003)
(Place of Death: Kailua, Hawaii)

(1) **SURVIVING SPOUSE:**

LYNDA C. KAMAI
HCI Box 5523
Keaau, Hawaii 96749

(2) **CHILDREN:**

ABRAHAM A. KEKIPI-AURIO
P.O. Box 5519
Hilo, Hawaii 96720

RAELYNN K. KAMAI
764 McCully Street #4
Honolulu, Hawaii 96826

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

(4) **PROBATE PROCEEDINGS:** NONE

(5) **LAST WILL NOT ADMITTED TO PROBATE:** NONE PRESENTED

On the basis of the foregoing, and considering the value of the deceased class member's claim, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to the surviving spouse, **LYNDA C. KAMAI**.

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. Find that a basis exists for instructions;
- D. Instruct the Trustee to make the distributions set forth hereinabove;
- E. 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;
- F. Award reasonable attorneys' fees and Master fees related to the filing of this Petition, as supported by affidavit or declaration; and

G. Grant such other relief as may be appropriate.

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, November 1, 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
01-NOV-2024
03:11 PM
Dkt. 647 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, NOVEMBER 1, 2024 03:11:35 PM

Filing Parties: Scott Suzuki

Case Type: Trust

Lead Document(s): 644-Petition for _____

Supporting Document(s): 645-Exhibit

646-Exhibit

Document Name: 644-Petition for Instructions #15

645-Exhibits "A"-"E" to Petition for Instructions #15

646-Exhibits "F"-"G" to Petition for Instructions #15

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 (*suzukiaaJJEFS@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.