

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 #16 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:

ROSEMARY MALIA CABILES, Deceased
SAMUEL KELIIHOOMALU, Deceased
CECILIA PUALANI KELIIHOOMALU, Deceased
ELINOR LEHUA BRANCO, Deceased
SOLOMON KEAHUKAPU MAUNU, Deceased
BERNICE MONA NITTA, Deceased
CATHERINE LEINAALA GAGNON, Deceased
ANDREW KAAWA III, Deceased
MELANIE K. RUIS (aka MELANIE MAKUA), Deceased
ROBERT KEOAHU KALAHIKI SR., Deceased
HELENA KALAMA SILVA (aka HELEN KALAMA SILVA), Deceased
ELIJAH NAHINALAU LEE LOY, Deceased
HERBERT AK CAMPOS, Deceased
LORRAINE HUME CHEW, Deceased
ELLSWORTH KIEKIE KAOHI, SR., Deceased
LAWRENCE TRIPP GRAMBERG, Deceased
FRANCIS HUTCHINSON WRIGHT, Deceased
ELLEN ALBERTINA CLEVELAND LIU BAUTISTA, Deceased
BENJAMIN N.K. LEE, Deceased
GLADYS HOAPILI LYMAN, Deceased
DOLORES SERRAO RAMOS, Deceased
ROBBIN B. MAKUA, Deceased
CHARLES MAHUNA JR., Deceased
LAWRENCE JAY DAN LAGAPA SR., Deceased
DANETTE K. PERREIRA, Deceased
ROSITA THERESA TSEU, Deceased

PATRICK KAUI KALAMA JR., Deceased
JOSEPH KALEIALOHA MALIA, Deceased
SILVA KAIPO KAUPU SR., Deceased
WILLAMAE HINANO ALAMA, Deceased

The date, time and place for hearing said Petition shall be Friday, JAN 10 2025, 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, DEC 06 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
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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 #16;
EXHIBITS "A"-"N"

HEARING:

DATE: _____

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.
Castagnetti

PETITION FOR INSTRUCTIONS #16

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) **ROSEMARY MALIA CABILES**
(Date of Death: March 21, 1995)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

VIVINCIO A. CABILES (Post-Deceased)
Date of Death: November 14, 2001

(Verified by Certificate of Death filed under seal herein)

No know probate proceedings & no known will.

Survived by Descendants:

KAPIOLANI N. CABILES

89-318 Lepeka Avenue
Waianae, Hawaii 96792

BEN CABILES

314 Parrot Hill Ave.
N. Las Vegas, Nevada 89032

ESTELLA ROSEMARY LOKE OSTAPIEJ ADAMS

98240 Aiea Kai Place
Aiea, Hawaii 96701

(2) CHILDREN:

KAPIOLANI N. CABILES

89-318 Lepeka Avenue
Waianae, Hawaii 96792

HERMAN NAKABAYASHI (Post-Deceased)

Date of Death: December 9, 2021

(Verified by obituary published online by Dignity Memorial)

No known probate proceedings.

Survived by:

SUNYE LEE NAKABAYASHI (Spouse)

4648 Secret River Trail
Port Orange, Florida 32129

KENNETH NAKABAYASHI (Descendant) (Deceased)

Date of Death: March 17, 2019

(Verified by obituary published online by Legacy.com)

Survived by:

CONNIE NAKABAYASHI (Spouse)

2130 Running River Road
Henderson, Nevada 88074

CHARLENE NAKABAYASHI (Daughter)
2130 Running River Road
Henderson, Nevada 88074

MICHAEL NAKABAYASHI (Descendant)
6412 Fiesta Street
Indianapolis, Indiana 46237

DAVID NAKABAYASHI (Descendant)
118 Prospect Park SW #2
Brooklyn, New York 11218

RICHARD NAKABAYASHI (Descendant)
2360 Irish Bank Court
Oviedo, Florida 32765

JOHN NAKABAYASHI (Descendant)
4648 Secret River Trail
Port Orange, Florida 32129

RAYMOND NAKABAYASHI (Pre-Deceased)
Date of Death: January 8, 1988

(Verified by information from Find-A-Grave.com)

No known probate proceedings.

Survived by:

EMILY NAKABAYASHI (Spouse) (Deceased)
Date of Death: December 27, 1999

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

No known probate proceedings.

GAYLYNN BEYERS (Descendant)
92-1045 Lalahi St #14-202
Kapolei, Hawaii 96707

DEBRA R. MADEIROS (Descendant) (Deceased)
Date of Death: March 9, 2015

(Verified by California State Death Record)

No known probate proceedings.

Survived by:

KAWIKA MADEIROS

13981 Linden Road
Grass Valley, California 96945

WENDY PIERCE

13981 Linden Road
Grass Valley, California 95945

ROXANNE MADEIROS

13981 Linden Road
Grass Valley, California 95945

ROY K. NAKABAYASHI

91-209 Kamaehu Way
Ewa Beach, Hawaii 96706

RAY NAKABAYASHI

1105 Lincoln Drive
Enid, Oklahoma 73703

CLAYTON NAKABAYASHI

5001 E Main Street, Lot 282
Mesa, Arizona 85205

IWALANI LANGE

62 Mechanic Street
Spencer, Massachusetts 01562

LEILANI YOUNG (Post-Deceased)

Date of Death: July 18, 2021

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by:

LUCIUS YOUNG (Spouse)

Date of Death: March 20, 2009

(Verified by Certificate of Death filed under seal herein)

JONATHAN YOUNG (Descendant)
1294 Punta Way
Monterey Park, California 91754

JULIA YOUNG (Descendant)
1694 Whitestone Road
Spring Valley, California 91977-5057

- (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 pursuant to intestate succession applicable as of the deceased class member's death in 1995. This would result in one-half (1/2) of the proceeds being distributed to the surviving spouse, **VIVINCIO A. CABILES**, and the remaining one-half (1/2) to be distributed to the deceased class member's descendants.

The surviving spouse, **VIVINCIO A. CABILES** died intestate in 2001. His estate would govern the further administration of his one-half interest in the deceased

class member's settlement proceeds. **VIVINCIO A. CABILES** was survived by three (3) children, **KAPIOLANI N. CABILES, BEN CABILES,** and **ESTELLA ROSEMARY LOKE OSTAPIEJ ADAMS.**

The remaining one-half interest in the deceased class member's settlement proceeds would be distributed to her descendants. The deceased class member had a total of four (4) children. **RAYMOND NAKABAYASHI** pre-deceased the deceased class member. **RAYMOND NAKABAYASHI** is believed to have been intestate and was survived by six (6) children, who would each receive an equal share of his estate. One of his children, **DEBRA MADEIROS,** subsequently passed away. She is believed to have been intestate and was survived by three (3) children, **KAWIKA MADEIROS, WENDY PIERCE** and **ROXANNE MADEIROS,** who would receive **DEBRA MADEIROS'S** share in equal proportions.

The deceased class member also had two (2) children who survived her, but have subsequently passed away. One of these post-deceased children is **HERMAN NAKABAYASHI,** who died with a Last Will dated January 26, 1995. Said Last Will appears to be a validly executed testamentary

instrument and directs the residuary estate to his surviving spouse, **SUNYE LEE NAKABAYASHI**. A true and correct copy of the Last Will is attached hereto as **Exhibit "A"**. The other post-deceased child is **LEILANI YOUNG**. **LEILANI YOUNG** left a Last Will dated April 9, 2010, which appears to have been executed as a valid testamentary instrument. Said Last Will pours over to the L. Young 2010 Family Trust dated April 9, 2010, of which **JULIA LEILANI YOUNG** is designated as Trustee. True and correct copies of the Last Will of Leilani Z. Young and Certification of Trust of the L. Young 2010 Family Trust are collectively attached hereto as **Exhibit "B"**.

The sole remaining child of the deceased class member is **KAPIOLANI N. CABILES**.

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

KAPIOLANI N. CABILES - 42/144
BEN CABILES - 1/6
ESTELLA ROSEMARY LOKE OSTAPIEJ ADAMS - 1/6
SUNYE LEE NAKABAYASHI - 1/8
JEANIE BEYERS - 1/48
KAWIKA MADEIROS - 1/144
WENDY PIERCE - 1/144
ROXANNE MADEIROS - 1/144

ROY K NAKABAYASHI - 3/144
RAY NAKABAYASHI - 3/144
CLAYTON NAKABAYASHI - 3/144
IWILANI LANGE - 3/144
JULIA LEILANI YOUNG, TRUSTEE OF THE L. YOUNG 2010 FAMILY
TRUST DATED APRIL 9, 2010 - 1/8

(B) **SAMUEL KELIIHOOMALU**
(Date of Death: August 8, 2008)
(Place of Death: Kailua, Hawaii)

(1) **SURVIVING SPOUSE:**

CECILIA P. KELIIHOOMALU (Post-Deceased)
Date of Death: May 3, 2011

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by children, **MABEL A. SPENCER, ROBERT K.
KELIIHOOMALU,** and **SAMUEL KELIIHOOMALU JR.** (See Below)

(2) **CHILDREN:**

MABEL A. SPENCER
41-1378 Kuhimana Street
Waimanalo, Hawaii 96795

SANDRA KIPAPA
179 Krauss Avenue
Hilo, Hawaii 96720

ROBERT K. KELIIHOOMALU (Post-Deceased)
Date of Death: February 17, 2015

(Verified by obituary published online by Hawaiian
Memorial Park Mortuary)

No known probate proceedings.

Survived by:

KIMBERLY KELIIHOOMALU (Spouse)
3388 Salt Lake Boulevard #106
Honolulu, Hawaii 96818

PRESTON KELIIHOOMALU (Descendant)
980 Kahena Street
Honolulu, Hawaii 96825

RONNI KELIIHOOMALU (Descendant)
3388 Salt Lake Boulevard #106
Honolulu, Hawaii 96818

SAMUEL KELIIHOOMALU JR. (Post-Deceased)
Date of Death: March 14, 2021

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

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

Petitioner is informed that the deceased class member was survived by a child, **SANDRA KIPAPA**, who is not also the child of his surviving spouse. Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed such that the surviving spouse receives the first \$100,000, plus one-half of any balance, and the deceased class member's

descendants receive the remaining one-half by representation.

The deceased class member's surviving spouse, **CECILIA PUALANI KELIIHOOMALU**, subsequently died intestate, and her interest should be distributed to her descendants, by representation. Her descendants are **MABEL A. SPENCER, ROBERT K. KELIIHOOMALU,** and **SAMUEL KELIIHOOMALU, JR.**

SAMUEL KELIIHOOMALU JR. died after **CECILIA PUALANI KELIIHOOMALU** and was also intestate. His heirs via intestate succession are his siblings, **MABEL A. SPENCER, SANDRA KIPAPA,** and the descendants of his pre-deceased sibling, **ROBERT K. KELIIHOOMALU.**

ROBERT K. KELIIHOOMALU, who also subsequently passed away, was intestate. His share would pass to his surviving spouse, **KIMBERLY KELIIHOOMALU,** via intestate succession.

On the basis of the foregoing, Petitioner believes that the first \$100,000, plus one half of the balance of the

settlement proceeds should be distributed in the following proportions:

MABEL A. SPENCER - FOUR-NINTHS (4/9)
SANDRA KIPAPA - ONE-NINTH (1/9)
KIMBERLY KELIIHOOMALU - ONE-THIRD (1/3)
PRESTON KELIIHOOMALU - ONE-EIGHTEENTH (1/18)
RONNI KELIIHOOMALU - ONE-EIGHTEENTH (1/18)

The remaining balance of said settlement proceeds should be distributed in the following proportions:

MABEL A. SPENCER - ONE-THIRD (1/3)
SANDRA KIPAPA - ONE-THIRD (1/3)
KIMBERLY KELIIHOOMALU - ONE-FOURTH (1/4)
PRESTON KELIIHOOMALU - ONE-TWENTYFOURTH (1/24)
RONNI KELIIHOOMALU - ONE-TWENTYFOURTH (1/24)

(C) **CECILIA PUALANI KELIIHOOMALU**
(Date of Death: May 3, 2011)
(Place of Death: Waimanalo, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

MABEL A. SPENCER
41-1378 Kuhimana Street
Waimanalo, Hawaii 96795

ROBERT K. KELIIHOOMALU (Post-Deceased)
Date of Death: February 17, 2015

(Verified by obituary published online by Hawaiian Memorial Park Mortuary)

No known probate proceedings.

Survived by:

KIMBERLY KELIIHOOMALU (Spouse)
3388 Salt Lake Boulevard #106
Honolulu, Hawaii 96818

PRESTON KELIIHOOMALU (Descendant)
980 Kahena Street
Honolulu, Hawaii 96825

RONNI KELIIHOOMALU (Descendant)
3388 Salt Lake Boulevard #106
Honolulu, Hawaii 96818

SAMUEL KELIIHOOMALU JR. (Post-Deceased)
Date of Death: March 14, 2021

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

No known probate proceedings.

No spouse and no descendants.

Siblings:

MABEL A. SPENCER (See Above)

ROBERT K. KELIIHOOMALU (See Above)

SANDRA KIPAPA
179 Krauss Avenue
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 the deceased class member's descendants by representation.

One of the deceased class member's children, **SAMUEL KELIIHOOMALU JR.**, died intestate, after the deceased class member. His heirs via intestate succession would have been his siblings, **MABEL A. SPENCER, SANDRA KIPAPA,** and the descendants of his pre-deceased sibling, **ROBERT K. KELIIHOOMALU.**

ROBERT K. KELIIHOOMALU, who died after the deceased class member but before **SAMUEL KELIIHOOMALU JR.**, was also intestate. His share should pass to his surviving spouse, **KIMBERLY KELIIHOOMALU**, via intestate succession.

On the basis of the foregoing, Petitioner believes that said settlement proceeds would be distributed in the following proportions:

MABEL A. SPENCER - FOUR-NINTHS (4/9)
SANDRA KIPAPA - ONE-NINTH (1/9)
KIMBERLY KELIIHOOMALU - ONE-THIRD (1/3)
PRESTON KELIIHOOMALU - ONE-EIGHTEENTH (1/18)
RONNI KELIIHOOMALU - ONE-EIGHTEENTH (1/18)

(D) **ELINOR LEHUA BRANCO**
(Date of Death: November 16, 1998)
(Place of Death: Wahiawa, Hawaii)

(1) SURVIVING SPOUSE:

WILBERT R. BRANCO (Post-Deceased)
Date of Death: March 13, 2013

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived by children named below.

(2) CHILDREN:

MICHAEL BRANCO

P.O. Box 6177
Hawaiian Ocean view Estates, Hawaii 96737

DIANA BERRIEN

430-A Hualani Street
Kailua, Hawaii 96734

TRINIDAD BRANCO

6002 Rutland Drive #102
Carmichael, California 95608

ROXANNE BRANCO ORONA

1844 Marney Avenue
Los Angeles, California 90032

DOROTHY MAE LEHUA SMITH-LEWIS (Pre-Deceased)

Date of Death: January 7, 1996

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived by:

TIMOTHY JAMES LEWIS (Spouse)

469 Ena Road, Apt. 803
Honolulu, Hawaii 96815

OHELO KALIKOLEHUA SMITH (Descendant)

91-1004 Kuipuakukui Street
Kapolei, Hawaii 96707

KAMALEI LEHUA SMITH (Descendant)

517 Kauhane Street
Honolulu, Hawaii 96813

- (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 would be distributed to the deceased class member's surviving spouse, **WILBERT R. BRANCO**, who is now also deceased. The estate of **WILBERT R. BRANCO** would govern the further administration of said settlement proceeds. The intestate estate of **WILBERT R. BRANCO** would be distributed in the following proportions:

MICHAEL BRANCO - ONE-FIFTH (1/5)
DIANA BERRIEN - ONE-FIFTH (1/5)
TRINIDAD BRANCO - ONE-FIFTH (1/5)
ROXANNE BRANCO ORONA - ONE-FIFTH (1/5)
OHELO KALIKOLEHUA SMITH - ONE-TENTH (1/10)
KAMALEI LEHUA SMITH - ONE-TENTH (1/10)

- (E) **SOLOMON KEAHUKAPU MAUNU**
(Date of Death: July 12, 1999)
(Place of Death: Honolulu, Hawaii)

- (1) **SURVIVING SPOUSE:**

VIOLET L. MAUNU (Post-Deceased)
Date of Death: September 24, 2010

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived by children named below.

(2) CHILDREN:

CAROLYN H. MAUNU-HENDRIX

2198 Kapahu Street
Honolulu, Hawaii 96813

MELVIN K. MAUNU

6 Moonlight Court
South San Francisco, California 94080

SHAROLYN P. MAUNU

603 W 11th Street
Juneau, Arkansas 99801

MARILYN K. CASTRO

85-841 Piliuka Place
Waianae, Hawaii 96792

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE:

Petitioner has been presented with a copy of the Solomon K. Maunu & Violet L. Maunu Living Trust dated October 22, 1992, a true and correct copy of which is attached hereto as Exhibit "C". This document designates **SHAROLYN PUANANI MAUNU** and **CAROLYN HAUNANI HENDRIX** as successor trustees. Petitioner has requested copies of the Last Wills of **SOLOMON K. MAUNU** and **VIOLET L. MAUNU**. Despite a very diligent search by family representative,

CAROLYN H. MAUNU-HENDRIX, in which she attempted to contact the drafting attorney, the Hawaii State Bar Association, the Office of Disciplinary Counsel and the purported successor firm of the drafting attorney, wills cannot be located for either **SOLOMON K. MAUNU**, or **VIOLET L. MAUNU**.

Petitioner notes, however, that Article IV of the subject trust provides for equal distribution of the trust funds to the children of the settlors, **SOLOMON K. MAUNU** and **VIOLET L. MAUNU**. This is consistent with intestate succession. If either **SOLOMON K. MAUNU** or **VIOLET L. MAUNU** had a pour-over will, the end result would be the same.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds would be distributed to the surviving spouse, **VIOLET L. MAUNU**. Because the surviving spouse has subsequently deceased, and Petitioner has not been able to identify any probate proceedings or testamentary instruments for said surviving spouse, Petitioner believes that said

settlement proceeds should be distributed to the
descendants of **VIOLET L. MAUNU**, as follows:

CAROLYN H. MAUNU-HENDRIX - ONE FOURTH (1/4)
MELVIN K. MAUNU - ONE FOURTH (1/4)
SHAROLYN P. MAUNU - ONE FOURTH (1/4)
MARILYN K. CASTRO - ONE FOURTH (1/4)

(F) **BERNICE MONA NITTA**
(Date of Death: January 1, 2006)
(Place of Death: Lahaina, Hawaii)

(1) SURVIVING SPOUSE:

SHIGEO ROBERT NITTA SR. (Post-Deceased)
Date of Death: August 13, 2010

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

No known probate proceedings.

Survived by children named below.

(2) CHILDREN:

ROGER S. NITTA
3626 L. Honoapiilani Road #E113
Lahaina, Hawaii 96761

SHIGEO ROBERT NITTA
2605 Finnlandia Avenue
Modesto, California 95358

LORI GAROUTTE
1376 E 108th Street
Los Angeles, California 90059

NORINE MATSUMURA
202 Kaulana Napua Circle
Wailuku, Hawaii 96793

NOELLA C. IWAHASHI
2941 E Calavar
Phoenix, Arizona 85032

ROBERTA S. KAMAKAWIWOOLE-HUDSON
877 Laalo Street
Lahaina, Hawaii 96761

REGAN NITTA (Post-Deceased)
Date of Death: June 23, 2018

(Verified by obituary published online by Maui Memorial
Park Nakamura Mortuary)

No known probate proceedings.

Survived By:

LANCE NITTA
65 School Street, Apt. 609
Kahului, Hawaii 96732

DUSTIN NITTA (Descendant) (Deceased)
Date of Death:

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by Minor Children:

A.K.N.
A.K.H.N.
K.D.N.
K.D.N.
c/o ASHLEY RECOPUERTO, Mother
1760 S. Kihei Road
Kihei, Hawaii 96753

LYNN LEIKO NITTA (Pre-Deceased)
Date of Death: March 25, 1988

(Verified by Certificate of Death filed under seal
herein)

No spouse and no descendants.

An Application for Informal Appointment of Personal Representative (Without Will) was filed in the Estate of **LYNN LEIKO NITTA** on November 14, 1989 in the Circuit Court of the Second Circuit, State of Hawaii (P. No. 89-0094(1)). The probate proceeding was later terminated pursuant to the Order Granting Motion for Termination of Proceedings and Discharge of Personal Representative filed on January 23, 1990. A true and correct copy of said Order is attached hereto as **Exhibit "D"**. A successor Personal Representative was never appointed and the estate was not administered to completion.

RODNEY S. NITTA (Post-Deceased)
Date of Death: October 15, 2021

(Verified by obituary published online by Dignity Memorial)

No known probate proceedings.

Survived by:

JOSEPHINE HERNANDO NITTA (Spouse)
9938 Camino Del Coronado
Moreno Valley, California 92557

JEFFREY NITTA (Descendant)
9938 Camino Del Coronado
Moreno Valley, California 92557

STEVEN NITTA (Descendant)
9938 Camino Del Coronado
Moreno Valley, California 92557

- (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:

SHIGEO R. NITTA - ONE-EIGHTH (1/8)
LORIANN R. NITTA - ONE-EIGHTH (1/8)
JOSEPHINE HERNANDO NITTA - ONE-EIGHTH (1/8)
NORINE MATSUMURA - ONE-EIGHTH (1/8)
NOELLA C. IWAHASHI - ONE-EIGHTH (1/8)
ROGER S. NITTA - ONE-EIGHTH (1/8)
ROBERTA S. KAMAKAWIWOOLE-HODSON - ONE-EIGHTH (1/8)
LANCE NITTA ONE-SIXTEENTH (1/16)
A.K.N., A MINOR CHILD - ONE-SIXTYFOURTH (1/64)
A.K.H.N., A MINOR CHILD - ONE-SIXTYFOURTH (1/64)
K.D.N., A MINOR CHILD - ONE-SIXTYFOURTH (1/64)
K.D.N., A MINOR CHILD - ONE-SIXTYFOURTH (1/64)

(G) **CATHERINE LEINAALA GAGNON**
(Date of Death: October 21, 2002)
(Place of Death: Imperial Beach, California)

(1) **SURVIVING SPOUSE: NONE**

(2) **CHILDREN:**

BARBARA LOUISE DAVIS
P.O. Box 571
Naalehu, Hawaii 96772

SHEILA JOYCE LEILANI DRURY (Post-Deceased)
Date of Death: August 27, 2024

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived By:

EDWINA LAGAMEN (Descendant)
2611 Wyandotte Street, Apt. 14
Las Vegas, Nevada 89102

SHARON CUMMINGS (Descendant)
P.O. Box 5054
Hilo, Hawaii 96720

ROBERT CUMMINGS (Descendant)
58-254 Kamehameha Highway, Apt. A
Haleiwa, Hawaii 96712

ANTONE CUMMINGS (Descendant)
58-254 Kamehameha Highway, Apt. A
Haleiwa, Hawaii 96712

EDWARD CUMMINGS (Descendant) (Deceased)
Date of Death: February 3, 2021

(Verified by Washington Death Record Abstract)

No known probate proceedings.

Survived By:

AMBER K. CUMMINGS (Descendant)
98-842 Kaonahi Street D
Aiea, Hawaii 96701

SONGSEARRAE CUMMINGS (Descendant)
99-009 Kalaloa Street, Apt. A1405
Aiea, Hawaii 96701

RICHARD RODNEY WILSON (Post-Deceased)
Date of Death: December 12, 2021

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by:

TERRY LYNN GUNDO WILSON (Spouse)
9493 Ashlee Ridge Avenue
Las Vegas, Nevada 89178

RICHARD RODNEY WILSON, JR. (Descendant)
16905 West Bridlington Court
Surprise, Arizona 85374

LISA ANN FOSSLER (Descendant)
159 Rosa Court
Colton, California 92324

LINDA LEHUALANI WILSON CALDWELL (Descendant)
2353 Potters Court
Las Vegas, Nevada 89074

DAVID KO'OLAUPOKOMAHUKA WILSON (Descendant)
2353 Potters Court
Henderson, Nevada 89074

TAMARA MAKALAPUAIKAWANANA WILSON DOROTIAK
(Descendant)
9493 Ashlee Ridge Avenue
Las Vegas, Nevada 89178

KIMBERLY NOHEAO POLIAHU WILSON HARRIS (Descendant)
2814 E. Karen Drive
Phoenix, Arizona 85032

BRIAN KAUNAHOKUOKAHAKAI WILSON (Descendant)
801 Stratford Drive
Champaign, Illinois 61821

EDNA MAE WILLIAMSON (Post-Deceased)
Date of Death: June 28, 2008

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived By:

FAITH KAPULANI WILLIAMSON (Descendant)
18465 Pennsy Way
Westfield, Indiana 46074

MICHAEL LEACH (Descendant)
943 10th Avenue #421
N. San Diego, California 92101

TYLER WILLIAMSON (Descendant)
170 Brookmoor Drive
Brookville, Ohio 45309

MELYNDA ROBYN MEHEALANI WILLIAMSON (Descendant)
3081 Benchwood Road
Dayton, Ohio 45414

CHRISTOPHER QUALTERS (Descendant)
5855 Streamview Drive
San Diego, California 92105

TIMOTHY BRIAN LEACH (Descendant)
Unknown³

C.P.H.O.A., A MINOR CHILD (Descendant) (Deceased)
Date of Death: March 18, 2005

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

No spouse and no descendants.

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

The deceased class member had a Last Will dated October
24, 1985. A true and correct copy of the Last Will is

³ The family reports that their last contact with **TIMOTHY BRIAN LEACH** was in or around 2006 and they are unable to provide any information regarding his current whereabouts.

attached hereto as **Exhibit "E"**. Said Last Will devises the deceased class member's estate to her then-spouse, **ALBERT M. GAGNON**. Petitioner has been informed that the deceased class member and **ALBERT M. GAGNON** were divorced at the time of her passing. This information is confirmed by the deceased class member's death certificate, which has been filed under seal herein.

Given the deceased class member's divorce from **ALBERT M. GAGNON**, her Last Will alternatively directs her residuary estate "in equal shares to my children who survive me; provided, however, that if a child of mine predeceases me leaving issue who survive me, those issue shall take by right of representation the share that child would have taken had he or she survived me."

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

BARBARA LOUISE DAVIS - ONE-FOURTH (1/4)
TERRY LYNN GUNDO WILSON - ONE-FOURTH (1/4)
EDWINA LAGAMEN - ONE-TWENTIETH (1/20)
SHARON CUMMINGS - ONE-TWENTIETH (1/20)
ROBERT CUMMINGS - ONE-TWENTIETH (1/20)
ANTONE CUMMINGS - ONE-TWENTIETH (1/20)
AMBER K. CUMMINGS - ONE-FOURTIETH (1/40)
SONGSEARRAE CUMMINGS - ONE-FOURTIETH (1/40)

FAITH KAPULANI WILLIAMSON - ONE-TWENTYFOURTH (1/24)
MICHAEL LEACH - ONE-TWENTYFOURTH (1/24)
TYLER WILLIAMSON - ONE-TWENTYFOURTH (1/24)
MELYNDA ROBYN MEHEALANI WILLIAMSON - ONE-TWENTYFOURTH (1/24)
CHRISTOPHER QUALTERS - ONE-TWENTYFOURTH (1/24)
TIMOTHY BRIAN LEACH - ONE-TWENTYFOURTH (1/24)

(H) **ANDREW KAAWA III**
(Date of Death: February 19, 2022)
(Place of Death: Waianae, Hawaii)

(1) SURVIVING SPOUSE:

JEANNE KAAWA
89-784 Haleakala Avenue
Nanakuli, Hawaii 96792

(2) CHILDREN:

KELLY K. KAAWA
89-784 Haleakala Avenue
Waianae, Hawaii 96792

YOLANDA K. KEA-KAAWA
89-784 Haleakala Avenue
Waianae, Hawaii 96792

NATHAN K. KAAWA
652 Hilinai Street
Wailuku, Hawaii 96793

ANDREW KAAWA IV
98-1156 Iliee Street
Aiea, Hawaii 96701

DARYL-JEAN H. KEA
91-219 Wiliwilihele Place
Kapolei, Hawaii 96707

JEWEL K. AKAMINE
91-1027 Kelau Street
Kapolei, Hawaii 96707

(3) OTHER INTESTATE HEIRS: NONE

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

Given the value of the deceased class member's share of the *Kalima* settlement proceeds, and 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, **JEANNE KAAWA**.

- (I) **MELANIE K. RUIS (also known as MELANIE MAKUA)**
(Date of Death: August 20, 2015)
(Place of Death: Kaneohe, Hawaii)

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

- (2) **CHILDREN:**

- LOVELIN K. MAKUA**
4333 S Himalaya Court
Aurora, Colorado 80015

- JEVON T. RUIS**
P.O. Box 1583
Kamuela, Hawaii 96743

- KUUIPOMAKAMAE K. SCALF**
P.O. Box 1583
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 in the following proportions:

LOVELIN K. MAKUA - ONE THIRD (1/3)
JEVON T. RUIS - ONE THIRD (1/3)
KUUIPOMAKAMAE K. SCALEF - ONE THIRD (1/3)

(J) **ROBERT KEOAHU KALAHIKI SR.**
(Date of Death: July 29, 2004)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE: NONE

(2) CHILDREN:

TAMMIE-LEE A. KALEIKINI
3148 Esther Street
Honolulu, Hawaii 96815

ROBERT K. KALAHIKI, JR.
925 Hauoli Street, Apt. E
Honolulu, Hawaii 96825

CANDACE J. KALAHIKI
2750 Date Street, Unit F
Honolulu, Hawaii 96816

TODD F. KALAHIKI
825 N School Street Apt. A
Honolulu, Hawaii 96817

TORSTEN CABRAL
501 W 9th Street, Apt. 94
Oxnard, California 93030

(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 equal proportions to the deceased class member's children:

TAMMIE-LEE A. KALEIKINI - ONE-FIFTH (1/5)
ROBERT K. KALAHIKI, JR. - ONE-FIFTH (1/5)
CANDACE J. KALAHIKI - ONE-FIFTH (1/5)
TODD F. KALAHIKI - ONE-FIFTH (1/5)
TORSTEN CABRAL - ONE-FIFTH (1/5)

(K) HELENA KALAMA SILVA (also known as HELEN KALAMA SILVA)
(Date of Death: May 12, 2013)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE: NONE

(2) CHILDREN:

SAN I. SILVA
P.O. Box 165
Kalaheo, Hawaii 96741

HELENA S. MEDEIROS
P.O. Box 562
Kalaheo, Hawaii 96741

PAULA P. BACIO
P.O. Box 203
Kalaheo, Hawaii 96741

HILDGARDE K. MIYASHIRO
5773 Kaapuni Road
Kapaa, Hawaii 96746

EGON K. SILVA
P.O. Box 421
Kalaheo, Hawaii 96741

IRA K. SILVA
2252 Makaa Street
Lihue, Hawaii 96766

PAULETTE Y. GRACE
2424 Kipuka Street
Koloa, Hawaii 96756

MARYANN U. MANINTIN
P.O. Box 1065
Hanapepe, Hawaii 96716

PAUL P. SILVA JR.
4821 Lae Road
Kalaheo, Hawaii 96741

NORNETTE P. CALLARDO
P.O. Box 02
Kapaa, Hawaii 96746

HELENE W. KIMBLE
68 Black Halk Drive
Livingston, Montana 59047

WINONA C. LEE
3041 Puhala Rise
Honolulu, Hawaii 96822

ABRAM K. SILVA
P.O. Box 562
Kalaheo, Hawaii 96741

CAMERON SILVA
5773 Kaapuni Road
Kapaa, Hawaii 96746

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS:

HELENA S. MEDEIROS was appointed to serve as Personal Representative of the deceased class member's estate,

filed in Probate No. 5LP131000061 in the Circuit Court of the Fifth Circuit, State of Hawaii.

Upon review of the public record, Petitioner notes that the administration of the deceased class member's estate was finalized pursuant to the Order Approving Final Accounts and Distributing and Settling Estate, filed on November 27, 2019. Said Order reflects that property remaining in the deceased class member's estate shall be distributed equally to her above-listed children. True and correct copies of the Renewed Letters Testamentary issued to **HELENA S. MEDEIROS** and the Order Approving Final Accounts and Distributing and Settling Estate are collectively attached hereto as **Exhibit "F"**.

(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 pursuant to the Order Approving Final Accounts and Distributing and Settling Estate, in the following proportions:

SAN I. SILVA - ONE-FOURTEENTH (1/14)
HELENA S. MEDEIROS - ONE-FOURTEENTH (1/14)

PAULA P. BACIO - ONE-FOURTEENTH (1/14)
HILDGARDE K. MIYASHIRO - ONE-FOURTEENTH (1/14)
EGON K. SILVA - ONE-FOURTEENTH (1/14)
IRA K. SILVA - ONE-FOURTEENTH (1/14)
PAULETTE Y. GRACE - ONE-FOURTEENTH (1/14)
MARYANN U. MANINTIN - ONE-FOURTEENTH (1/14)
PAUL P. SILVA JR. - ONE-FOURTEENTH (1/14)
NORNETTE P. CALLARDO - ONE-FOURTEENTH (1/14)
HELENE W. KIMBLE - ONE-FOURTEENTH (1/14)
WINONA C. LEE - ONE-FOURTEENTH (1/14)
ABRAM K. SILVA - ONE-FOURTEENTH (1/14)
CAMERON SILVA - ONE-FOURTEENTH (1/14)

(L) **ELIJAH NAHINALAU LEE LOY**
(Date of Death: June 21, 2009)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE:

CYNTHIA BONG YEEMIE LEE LOY (Deceased)
Date of Death: February 1, 2018

(Verified by obituary published online by Mililani
Memorial Park & Mortuary)

No known probate proceedings.

(2) CHILDREN:

DEREK LEE LOY
66-361 Haleiwa Road
Haleiwa, Hawaii 96712

LISA RUSSELL (Pre-Deceased)
Date of Death: June 25, 1994

(Verified by Social Security Administration Death
Record)

No known probate proceedings.

Survived by:

TODD RUSSELL (Spouse)
91-1063 Kumimi Street
Ewa Beach, Hawaii 96706

SEAN-THOMAS RUSSELL (Descendant)
94-105 Luluka Place, Apt. J-105
Waipahu, Hawaii 96797

CYNTHIA GARGUILO (Descendant)
91-1765 Makaheli Loop
Ewa Beach, Hawaii 96706

EVAN RUSSELL (Descendant)
4070 B Seahorse Drive
Alameda, California 94501

(3) OTHER INTESTATE HEIRS/DEVISEES:

AARON A. LEE (Trustee)
1717 Mott Smith Drive, Apt. 1607
Honolulu, Hawaii 96822

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE:

The deceased class member left a Last Will dated May 25, 2001. Said Last Will appears to have been validly executed as a testamentary instrument. The Last Will devises the deceased class member's residuary estate to the Elijah N. Lee Loy Trust dated June 7, 1996, as amended. The Trustee of said Trust is **AARON A. LEE**. True and correct copies of said Last Will and the Short Form Trust for the Elijah N. Lee Loy 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 **AARON A. LEE, Trustee of the Elijah N. Lee Loy Trust dated June 7, 1996, as amended.**

(M) **HERBERT AK CAMPOS**
(Date of Death: July 1, 2003)
(Place of Death: Wailuku, Hawaii)

(1) SURVIVING SPOUSE:

MARJORIE LEILANI CAMPOS (Post-Deceased)
Date of Death: February 3, 2020

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived by children named below.

(2) CHILDREN:

PAUL CAMPOS
21 South Kuakini Street, Apt. 331
Honolulu, Hawaii 96813

HERBERT CAMPOS
P.O. Box 330631
Kahului, Hawaii 96733

MICHAEL CAMPOS
P.O. Box 330631
Kahului, Hawaii 96733

HELEN PAHUKOA
P.O. Box 330631
Kahului, Hawaii 96733

- (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:

PAUL CAMPOS - ONE-FOURTH (1/4)
HERBERT CAMPOS - ONE-FOURTH (1/4)
MICHAEL CAMPOS - ONE-FOURTH (1/4)
HELEN PAHUKOA - ONE-FOURTH (1/4)

(N) **LORRAINE HUME CHEW**
(Date of Death: August 20, 2015)
(Place of Death: Hilo, Hawaii)

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

LANGFORD CHEW
92-6043 Pua Pake Street
Kapolei, Hawaii 96707

WAONETTE CHEW
P.O. Box 401
La Habra, California 90633

MARVA LYNN CHEW
P.O. Box 5729
Hilo, Hawaii 96720

JOWETT MARUMOTO
55 Hoomanu Street
Hilo, Hawaii 96720

RAYVEEN WATERS

P.O. Box 231
Golden, Missouri 65658

VIOLYNA FERNANDEZ

10247 Priscilla Street
Downey, California 90242

TYLEE CHEW (Pre-Deceased)

Date of Death: December 1, 2007

(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:

The deceased class member left a Last Will dated July 23, 2012. Said Last Will appears to have been executed as a valid testamentary instrument and devises the deceased class member's residuary estate to **MARVA LYNN CHEW**. A true and correct copy of said Last Will is 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 **MARVA LYNN CHEW.**

- (0) **ELLSWORTH KIEKIE KAOHI, SR.**
(Date of Death: June 19, 2011)
(Place of Death: Kamuela, Hawaii)

(1) **SURVIVING SPOUSE:**

JOANNE HARDT KAOHI (Post-Deceased)
Date of Death: October 29, 2021

(Verified by Certificate of Death filed under seal herein)

On or about May 4, 2022, **ROSLYN C.P. CHOI** was appointed Personal Representative of the Estate of **JOANNE HARDT KAOHI** in P. No. 3CLP-22-0000036, filed in the Circuit Court of the Third Circuit, State of Hawaii.

No descendants.

(2) **CHILDREN:**

ROSLYN C.P. CHOI
P.O. Box 332
Kalaheo, Hawaii 96741

ELLSWORTH K. KAOHI, JR.
P.O. Box 217
Volcano, Hawaii 96785

KIMBERLY J.L. KAOHI
2964 Varsity Circle #A
Honolulu, Hawaii 96826

(3) **OTHER INTESTATE HEIRS:**

SUZANNE E. MOORE (Niece/Devisee of Last Will and Testament of **JOANNE HARDT KAOHI**)
10085 SE Alsea Court
Tualatin, Oregon 97062

DOUGLAS E. HARDT (Nephew/Devisee of Last Will and Testament of **JOANNE HARDT KAOHI**)
4300 SE Hull Avenue
Milwaukee, Oregon 97267

BRETT A. HARDT (Nephew/Devisee of Last Will and Testament of **JOANNE HARDT KAOHI**)
7009 N. Villard Avenue
Portland, Oregon 97217

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

The deceased class member was survived by his spouse, **JOANNE HARDT KAOHI**, who subsequently died. 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, **JOANNE HARDT KAOHI**. Because said surviving spouse is now deceased, her estate would further govern the administration of the settlement proceeds.

As noted above, **ROSLYN C.P. CHOI** was appointed Personal Representative of the Estate of **JOANNE HARDT KAOHI** in P. No. 3CLP-22-0000036. The Last Will and Testament of **JOANNE HARDT KAOHI** dated November 3, 2011 was admitted to probate pursuant to the Order Granting Petition for

Probate of Will and Appointment of Personal Representative, filed on or about May 4, 2022. The Closing Statement of Personal Representative and Final Accounts filed on December 12, 2023, reflect that the following parties are entitled to certain shares of the Estate of **JOANNE HARDT KAOHI** as follows:

ELLSWORTH K. KAOHI, JR. - 30%
ROSLYN C.P. CHOI - 30%
KIMBERLY J.L. KAOHI - 30%
SUZANNE E. MOORE - 3.33%
DOUGLAS E. HARDT - 3.33%
BRETT A. HARDT - 3.33%

True and correct copies of the Order Granting Petition for Probate of Will and Appointment of Personal Representative and the Closing Statement of Personal Representative and Final Accounts are collectively attached hereto as **Exhibit "I"**.

Although this probate proceeding has been concluded, the adjudication as to the final distribution can be honored. Accordingly, the settlement proceeds should be distributed as follows:

ELLSWORTH K. KAOHI, JR. - 30%
ROSLYN C.P. CHOI - 30%
KIMBERLY J.L. KAOHI - 30%
SUZANNE E. MOORE - 3.33%
DOUGLAS E. HARDT - 3.33%
BRETT A. HARDT - 3.33%

(P) **LAWRENCE TRIPP GRAMBERG**
(Date of Death: May 1, 2018)
(Place of Death: Kailua, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

CHRISTOPHER L. GRAMBERG-CAMACHO
2020 Kinooole Street, Apt. 310
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 **CHRISTOPHER L. GRAMBERG-CAMACHO**.

(Q) **FRANCIS HUTCHISON WRIGHT**
(Date of Death: November 18, 2004)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

HELEN WRIGHT
94-1391 Hiapo Street
Waipahu, Hawaii 96797

(2) **CHILDREN:**

GINGER HAMILTON
P.O. Box 615
Pepeekeo, Hawaii 96783

LEATRICE W. WRIGHT-RAMOS
95-1037 Mahea Street
Mililani, Hawaii 96789

JONATHAN F. WRIGHT
94-1391 Hiapo Street
Waipahu, Hawaii 96797

BRUCE H. WRIGHT
95-1066 Kahakiki Street
Mililani, Hawaii 96789

- (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, **HELEN WRIGHT**.

(R) **ELLEN ALBERTINA CLEVELAND LIU BAUTISTA**
(Date of Death: January 16, 2012)
(Place of Death: Las Vegas, Nevada)

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

BERNARD CLEVELAND
94-423 Honowai Place
Waipahu, Hawaii 96797

MELVYN LIU, JR.
94-423 Honowai Place
Waipahu, Hawaii 96797

PATRICIA MARTIN
94-423 Honowai Place
Waipahu, Hawaii 96797

MARVYN E.K. LIU (Pre-Deceased)
Date of Death: February 7, 1982

(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:

BERNARD CLEVELAND - ONE-THIRD (1/3)
MELVYN LIU, JR. - ONE-THIRD (1/3)
PATRICIA MARTIN - ONE-THIRD (1/3)

- (S) **BENJAMIN N.K. LEE**
(Date of Death: April 12, 2022)
(Place of Death: Honolulu, Hawaii)
(Verified by obituary published online by the Honolulu Star-Advertiser)

(1) **SURVIVING SPOUSE:**

EMMALINE L. LEE

2766 S. King Street Apt. 5
Honolulu, Hawaii 96826

(2) **CHILDREN:**

EMMALINE K. LEE-NGUYEN

208 Kuliouou Road
Honolulu, Hawaii 96821

CHARLETTE K. LEE

2766 S. King Street Apt. 5
Honolulu, Hawaii 96826

CHARLES N.K. LEE

4860 Racquet Court
Duluth, Georgia 30096

PUNA LEE NOUCHI

91-1032 Kawaihuna 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 dated October 27, 1986, but it has not been admitted to probate. Said Last Will appears to have been executed as a valid testamentary instrument and devises the residuary estate to the surviving spouse, **EMMALINE LEINAALA LEE**. Decedent's Last Will is attached hereto as **Exhibit "J"**.

Through an affidavit submitted by the deceased class member's spouse, **EMMALINE LEINAALA LEE**, Petitioner understands that she and the deceased class member updated their estate plan together in 1995. Their intent was to establish identical plans. A true and correct copy of said affidavit is attached hereto as **Exhibit "K"**. Neither **EMMALINE LEINAALA LEE**, nor the family representative, **CHARLETTE K. LEE**, have been able to locate the deceased class member's will from 1995 or any more current will. They have, however, located a trust instrument that was last amended as of August 4, 2016. Both the deceased class member and the surviving spouse, **EMMALINE LEINAALA LEE**, signed that instrument. Petitioner believes that, based on the circumstances, it is likely that the deceased class member executed a pour-over will to devise his residuary estate to his 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 **EMMALINE LEINAALA LEE, Trustee of the Benjamin Naleielua Kahalepuna Lee Revocable Living Trust dated April 3, 1995, as amended.**

(T) **GLADYS HOAPILI LYMAN**
(Date of Death: March 15, 2018)
(Place of Death: Kaneohe, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

HERBERT C. LYMAN
13522 Carus Road
Oregon City, Oregon 97045

MARY-LOUISE HEALANI KAPUWAI
41-211 Lupe Street
Waimanalo, Hawaii 96795

GLADYS LOUISE KEHAULANI KAPUWAI
45-265 Wm. Henry Road Apt. E6
Kaneohe, Hawaii 96744

KENNETH JOSEPH KANANI LYMAN
45-541 Duncan Drive
Kaneohe, Hawaii 96744

ROBERT BENJAMIN KALANI LYMAN
1205 Kaweloka Street
Pearl City, Hawaii 96782

LISA CATHLEEN POMAIKAI PERREIRA
45-537 Duncan Drive
Kaneohe, Hawaii 96744

JAMES ANTHONY KUAHULIAMAHI LYMAN
45-573 Anoi Road
Kaneohe, Hawaii 96744

WILLIAM RAYMOND LYMAN III (Pre-Deceased)
Date of Death: November 20, 2001

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

No spouse and no descendants.

STEPHANIE ANN LEILANI MARSDEN (Pre-Deceased)

Date of Death: November 25, 1965

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

No spouse and no descendants.⁴

DOUGLAS BELL LYMAN (Pre-Deceased)

Date of Death: April 11, 2002

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived By:

ABIGAIL LYMAN (Spouse)

2100 SE Arista Lane
Portland, Oregon 97267

DORLENE KALEINANI MANU (Descendant)

3756 Amber Street NE #101
Salem, Oregon 97301

RONNETT KUUIPO SIILATA (Descendant)

2100 SE Arista Lane
Portland, Oregon 97267

RONALD B. LYMAN (Pre-Deceased)

Date of Death: December 17, 1972

(Verified by Report of Death of American Citizen Abroad)

No known probate proceedings.

⁴ **STEPHANIE ANN LEILANI MARSDEN**, her spouse, **CARL MARSDEN** and infant child died simultaneously in a motor vehicle accident. See obituary published in the Honolulu Star-Bulletin.

No spouse and no descendants.

CYNTHIA ANN PUANANI ACHONG (Post-Deceased)

Date of Death: December 5, 2022

(Verified by Certificate of Death filed under seal herein)

Survived by:

WAYNE ACHONG (Spouse)

41-634 Kalaniana'ole Highway
Waimanalo, Hawaii 96795

LEESA NICOLE ACHONG (Descendant)

41-634 Kalaniana'ole Highway
Waimanalo, Hawaii 96795

CHELSEE ANN ACHONG (Descendant)

29823 Marine View Drive SW
Federal Way, Washington 98023

CAILEE ACHONG (Descendant)

P.O. Box 2
Kaaawa, Hawaii 96730

TIMOTHY JACOB LYMAN (Pre-Deceased)

Date of Death: September 21, 2007

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived By:

ANOLANI KAILIO (Descendant)

45-709 Wainana Street
Kaneohe, Hawaii 96744

KALEN JACOB KUALII QUIRIN LYMAN (Descendant)

263 Kakahiaka Street
Kailua, Hawaii 96734

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

(4) **PROBATE PROCEEDINGS:**

On or about September 29, 2023, **MARY-LOUISE HEALANI KAPUWAI** filed a Petition for Adjudication of Intestacy and Appointment of Personal Representative by and through her counsel, Na'unanikina'u A. Kamalii, Esq. in P. No. 1CLP-23-0000828 (Circuit Court of the First Circuit, State of Hawaii). An Order Denying Petition for Adjudication of Intestacy and Appointment of Personal Representative, Filed September 29, 2023, was filed on March 4, 2024. To date, a Personal Representative has not been appointed to act on behalf of the deceased class member's estate.

(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:

HERBERT C. LYMAN - ONE-TENTH (1/10)
MARY-LOUISE HEALANI KAPUWAI - ONE-TENTH (1/10)
GLADYS LOUISE KEHAULANI KAPUWAI - ONE-TENTH (1/10)
KENNETH JOSEPH KANANI LYMAN - ONE-TENTH (1/10)

ROBERT BENJAMIN KALANI LYMAN - ONE-TENTH (1/10)
LISA CATHLEEN POMAIKAI PERREIRA - ONE-TENTH (1/10)
JAMES ANTHONY KUAHULIAMAHI LYMAN - ONE-TENTH (1/10)
DORLENE KALEINANI MANU - ONE-TWENTIETH (1/20)
RONNETT KUUIPO SIILATA - ONE-TWENTIETH (1/20)
WAYNE ACHONG - ONE-TENTH (1/10)
ANOLANI KAILIO - ONE-TWENTIETH (1/20)
KALEN JACOB KUALII QUIRIN LYMAN - ONE-TWENTIETH (1/20)

(U) DOLORES SERRAO RAMOS
(Date of Death: February 9, 2019)
(Place of Death: Paauilo, Hawaii)

(1) SURVIVING SPOUSE: NONE

(2) CHILDREN:

PAMELA J. RAMOS
P.O. Box 884
Kamuela, Hawaii 96743

(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. Said Last Will appears to be a validly executed testamentary instrument and pours over to the Trust Agreement of Dolores S. Ramos dated June 3, 1987, as amended. True and correct copies of the Last Will and the Trust Agreement and its amendments are collectively attached hereto as Exhibit "L". Pursuant

to the Fourth Amendment of the Trust Agreement, **PAMELA J. RAMOS** shall serve as successor Trustee.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **PAMELA J. RAMOS, Trustee of the Trust Agreement of Dolores S. Ramos dated June 3, 1987, as amended.**

(V) **ROBBIN B. MAKUA**
(Date of Death: November 9, 2015)
(Place of Death: HONOLULU, HAWAII)

(1) **SURVIVING SPOUSE:**

ROSELLA U. MAKUA
P.O. Box 89307
Honolulu, Hawaii 96815

(2) **CHILDREN:**

ROSALANI M. MARTIN
1561 Kanunu Street Apt. 2104
Honolulu, Hawaii 96814

LUKE K. MAKUA
41-1409 Laukelo Street
Waimanalo, Hawaii 96795

(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:

ROSELLA U. MAKUA - FIRST \$150,000, PLUS ONE-HALF (1/2) OF BALANCE

ROSALANI M. MARTIN - ONE-FOURTH (1/4) OF BALANCE

LUKE K. MAKUA - ONE-FOURTH (1/4) OF BALANCE

(W) **CHARLES MAHUNA JR.**
(Date of Death: May 30, 2011)
(Place of Death: Hilo, Hawaii)

(1) SURVIVING SPOUSE:

DELPHINA RAMOS MAHUNA (Post-Deceased)

Date of Death: June 16, 2011

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived by children named below.

(2) CHILDREN:

CHARLETTE MAHUNA-NORFLEET

43 Spotted Lily Way
Magnolia, Texas 77354

MYRON O. MAHUNA (Post-Deceased)

Date of Death: February 7, 2023

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived By:

CAMILLE MAHUNA (Spouse)
P.O. Box 1231
Honokaa, Hawaii 96727

SCOTT K.S. COLLINS (Descendant)
P.O. Box 111
Paauilo, Hawaii 96776

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

The deceased class member left a Last Will that has not been admitted to probate. Said Last Will appears to be a validly executed testamentary instrument and is attached hereto as **Exhibit "M"**.

Clause 4.00 of said Will devises the residuary estate to the deceased class member's surviving spouse. Clause 7.00 of said Will, however requires that "a person shall not be considered to have survived me if that person dies within thirty (30) days after the date of my death". Said surviving spouse did not survive the deceased class member for thirty (30) days. Under these circumstances, Clause 5.00 provides that the deceased class member's

children should inherit the deceased class member's estate.

Deceased class member's son, **MYRON O. MAHUNA**, survived the deceased class member, but is now also deceased. **MYRON O. MAHUNA** appears to have a validly executed Last Will dated April 27, 2018. This Last Will devises the residuary estate of **MYRON O. MAHUNA** to the Myron O. Mahuna Revocable Living Trust dated April 8, 1999, as amended. True and correct copies of this Last Will and the Restated Declaration of Trust of Myron O. Mahuna 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 in the following proportions:

SCOTT S. COLLINS, Trustee of the Myron O. Mahuna Revocable Living Trust dated April 8, 1999, as amended
- ONE-HALF (1/2)
CHARLETTE MAHUNA-NORFLEET - ONE-HALF (1/2)

- (X) **LAWRENCE JAY DAN LAGAPA SR.**
(Date of Death: October 4, 2005)
(Place of Death: Kailua, Hawaii)

(1) SURVIVING SPOUSE:

CLARINE M. LAGAPA
P.O. Box 457
Kaneohe, Hawaii 96744

(2) CHILDREN:

LAWRENCE LAGAPA JR.
48-373 Kamehameha Highway, Apt. D
Kaneohe, Hawaii 96744

LORRINA LAGAPA
47-373 Hui Iwa Street, Apt. A
Kaneohe, Hawaii 96744

KORRIE-LYNN LAPAGA
3355 Arville Street, Apt. 97
Las Vegas, Nevada 89102

(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, **CLARINE M. LAGAPA.**

(Y) **DANETTE K. PERREIRA**
(Date of Death: January 3, 2021)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE:

MELVIN T. PERREIRA
73-4541 Kukuki Street
Kailua-Kona, Hawaii 96740

(2) CHILDREN:

MELCOLM K. PERREIRA
73-4541 Kukaki Street
Kailua-Kona, Hawaii 96740

MICHELE K. HOOPER
64-109 Kipuupuu Way
Kamuela, Hawaii 96743

MYRON K. PERREIRA
73-1166 Oluolu Street
Kailua-Kona, Hawaii 96740

(3) OTHER INTESTATE HEIRS: NONE

(4) PROBATE PROCEEDINGS: NONE

(5) LAST WILL NOT ADMITTED TO PROBATE: NONE

Based on the information received, Petitioner believes that the deceased class member's descendants are also the only descendants 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,

MELVIN T. PERREIRA.

- (Z) **ROSITA THERESA TSEU**
(Date of Death: January 18, 2012)
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

VALERIE K.T. SONODA

P.O. Box 26073
Honolulu, Hawaii 96825

SHERIL A.K. PAISHON

P.O. Box 6195
Kamuela, Hawaii 96743

RICHELLE L. TSEU

1634 Nuuanu Avenue #117
Honolulu, Hawaii 96817

JAMES Y. TSEU JR. (Post-Deceased)

Date of Death: November 10, 2014

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

No spouse and no known descendants⁵.

JAYMIE MILLER (Pre-Deceased)

Date of Death: June 12, 2006

(Verified by Certificate of Death filed under seal herein)

No known probate proceedings.

Survived By:

SHELDON MILLER (Spouse)

98-288 Kaonohi Street, Apt. 204
Aiea, Hawaii 96701

CHELLE-ANN KELELEKOLIO (Descendant)

218 King Avenue
Hilo, Hawaii 96720

⁵ Petitioner has been informed that **JAMES Y. TSEU** may have had a child named **JOSHUA TSEU**. Petitioner has been unable to verify if this is accurate, or locate a **JOSHUA TSEU** with reasonable certainty.

JAMES MILLER (Descendant)
15293 S.E. Baden Powell Road
Happy Valley, Oregon 97086

GUY TSEU (Pre-Deceased)
Date of Death: October 21, 1997

(Verified by Certificate of Death filed under seal
herein)

No known probate proceedings.

Survived by:

MARK TSEU (Descendant)
1501 Daventry Cove
South Collierville, Tennessee 38017

JESSICA SMITH (Descendant)
515 Whitney Way
Collierville, Tennessee 38017

- (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:

VALERIE K.T. SONODA - ONE-FIFTH (1/5)
SHERIL A.K. PAISHON - ONE-FIFTH (1/5)
RICHELLE L. TSEU - ONE-FIFTH (1/5)
SHELDON MILLER - TWO-TWENTYFIFTHS (2/25)
CHELLE ANN KELELEKOLIO - TWO-TWENTYFIFTHS (2/25)
JAMES MILLER - TWO-TWENTYFIFTHS (2/25)

MARK TSEU - TWO-TWENTYFIFTHS (2/25)
JESSICA SMITH - TWO-TWENTYFIFTHS (2/25)

(AA) **PATRICK KAUI KALAMA JR.**
(Date of Death: May 13, 2024)
(Place of Death: Wailuku, Hawaii)

- (1) **SURVIVING SPOUSE:** NONE
- (2) **CHILDREN:** NONE
- (3) **OTHER INTESTATE HEIRS:**

PATRICK KALAMA SR. (Pre-Deceased Father)
Date of Death: August 16, 2002

(Verified by California Department of Public Health Record)

KEALAMOKIHANA NAHOLOHOLO KALAMA (Pre-Deceased Mother)⁶

BRUCE K. KALAMA (Brother)
48 Aolua Loop
Kahului, Hawaii 96732

LEINAALA KALAMA-DUTRO (Sister)
275N 725E
Vineyard, Utah 84059

- (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*

⁶ Petitioner is informed that the deceased class member's mother, **KEALAMOKIHANA NAHOLOHOLO KALAMA** pre-deceased the deceased class member. A document verifying this information is pending at the time of this filing. However, Petitioner intends to file said verification prior to the hearing on the present Petition.

settlement proceeds should be distributed in the following proportions:

BRUCE K. KALAMA - ONE-HALF (1/2)
LEINAALA KALAMA-DUTRO - ONE-HALF (1/2)

(BB) **JOSEPH KALEIALOHA MALIA**
(Date of Death: February 13, 2009)
(Place of Death: Honolulu, Hawaii)

(1) SURVIVING SPOUSE:

TRINIDAD B. MALIA
3008 Ala Puaala Place
Honolulu, Hawaii 96818

(2) CHILDREN:

LANDIS K. KAMAI
3008 Ala Puaala Place
Honolulu, Hawaii 96818

ANSON MALIA
3008 Ala Puaala Place
Honolulu, Hawaii 96818

RYAN MALIA
PSC 477 Box 20
FPO AP 96306-1220

JOEY PAHUKOA
2206 Aamanu Street
Pearl City, Hawaii 96782

AVA POPA
91-1032 Hoakalei Street
Kapolei, Hawaii 96707

(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 deceased class member's surviving spouse, **TRINIDAD B. MALIA.**

(CC) **SILVA KAIPO KAUPU SR.**
(Date of Death: January 23, 1999)
(Place of Death: Kealakekua, Hawaii)

(1) SURVIVING SPOUSE:

VIVIAN KAUPU (Post-Dceased)
Date of Death: January 30, 2014

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

No known probate proceedings.

Survived by children named below.

(2) CHILDREN:

BERNARD KAUPU
76-941 Hualalai Road
Holualoha, Hawaii 96725

SILVA K. KAUPU JR.
P.O. Box 408
Holualoa, Hawaii 96725

SYLVIA TAYAMEN
P.O. Box 188
Holualoa, Hawaii 96725

- (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, who is now also deceased. Based on the information available to Petitioner, it appears that all of the deceased class member's children are also the children of his post-deceased spouse. Accordingly, said settlement proceeds should be distributed in the following proportions:

BERNARD KAUPU - ONE-THIRD (1/3)
SILVA K. KAUPU JR. - ONE-THIRD (1/3)
SYLVIA TAYAMEN - ONE-THIRD (1/3)

(DD) **WILLAMAE HINANO ALAMA**
(Date of Death: December 13, 2020)
(Place of Death: Aiea, Hawaii)

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

RUSTY ALAMA
7777 South Jones Boulevard #1254
Las Vegas, Nevada 89139

RODNEY ALAMA JR.

99-Aiea Kalaloa Street, Apt. 3B
AIEA, Hawaii 96701

REED ALAMA

7777 South Jones Boulevard #1254
Las Vegas, Nevada 89139

- (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:

RUSTY ALAMA - ONE THIRD (1/3)
RODNEY ALAMA JR. - ONE THIRD (1/3)
REED ALAMA - ONE THIRD (1/3)

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, December 2, 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

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

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1CTR-23-0000142
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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 #16

HEARING: **JAN 10 2025**

DATE:

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.
Castagnetti

ORDER SETTING DATE, TIME AND PLACE
OF HEARING ON PETITION FOR INSTRUCTIONS #16

The PETITION FOR INSTRUCTIONS #16 having been filed on
December 3, 2024, and good cause appearing therefor,

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

JAN 10 2025, 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, December 6, 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 #16.