

FIRST CIRCUIT COURT NOTICE

T. No. 1CTR-23-0000142

IN THE MATTER OF THE KALIMA CLASS ACTION QUALIFIED  
SETTLEMENT FUND TRUST DATED June 23, 2023

FILED, a Petition 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](http://www.kalima-lawsuit.com),  
specifically relating to:

ERIC I.K. AYAU, Deceased

ANTONIO BAGIO, Deceased

LUCILLE L.K. BAKER, Deceased

LEINAALA S. BAL, Deceased

MIRIAM C. BALDOMERO, Deceased

GARY S. BECK, Deceased

WALLACE K. BECK, JR., Deceased

HAROLD KAHALEKOU CHAI, JR., Deceased

MELVIN K. CHAN, SR., Deceased

MYRA NAOMI CHARTRAND, Deceased

ESTHER LAURA CHING, Deceased

JOHN Y.S. CHING, Deceased

JOSEPH LEIOLA CHING, Deceased

MARCUS REXFORD KAHELEUILANI CHING, Deceased

PAUL KAHINIHINIULA CHING, Deceased

ALVIN EKIKIELA CHONG, SR., Deceased

GWENDOLYN ELLEN LEHUA EVAIMALO, Deceased

WENDELL KULINA KAU, Deceased

RICHARD KAHOKUOKAHONUA KALAU LI, Deceased

GLADYS K. PUALOA-AHUNA, Deceased

The date, time and place for hearing said Petition shall be Friday, MAY 03 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, JAN 31 2024.

**J. HIGASHIONNA**

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  
31-JAN-2024  
01:21 PM  
Dkt. 49 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 #3

HEARING:

DATE: MAY 03 2024

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.  
Castagnetti

ORDER SETTING DATE, TIME AND PLACE  
OF HEARING ON PETITION FOR INSTRUCTIONS #3

The PETITION FOR INSTRUCTIONS #3 having been filed on  
January 29, 2024, and good cause appearing therefor,

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

MAY 03 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.

RECEIVED  
Estate & Probate Branch  
JAN 31 2024



**SCOTT C. SUZUKI, ATTORNEY AT LAW**

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**Electronically Filed  
FIRST CIRCUIT  
1CTR-23-0000142  
29-JAN-2024  
03:08 PM  
Dkt. 37 PET**

Probate Special Counsel

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

IN THE MATTER

OF

THE KALIMA CLASS ACTION  
SETTLEMENT TRUST DATED JUNE  
23, 2023.

T. No. 1CTR-23-0000142  
(Trust Proceeding)

PETITION FOR INSTRUCTIONS #3;  
EXHIBITS "A" - "I"

HEARING:

DATE: \_\_\_\_\_

TIME: 10:00 a.m.

JUDGE: Hon. Jeannette H.  
Castagnetti

PETITION FOR INSTRUCTIONS #3

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

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<sup>1</sup> 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](http://kalima-lawsuit.com).<sup>2</sup>

6. The Trustee of the Trust is SYLVIUS H. VON SAUCKEN, General Manager - Mass Torts, Epiq Class Action & Claims Solutions, Inc. (hereinafter "Trustee"), who submits to the jurisdiction of this Honorable Court. The Trustee's address is 10300 SW Allen Boulevard, Beaverton, Oregon 97055

7. Article 1-2 of the Trust provides as follows:

"The Beneficiaries of the Trust are those parties who have a valid claim and/or interest in the proceeds of the settlement funds

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<sup>2</sup> The Trust is also Exhibit "A" of FIRST AMENDED JOINT ORDER APPROVING PROBATE PLAN AND QUALIFIED SETTLEMENT TRUST filed in *Kalima* on or about June 23, 2023.

derived from the Civil Matter, including parties who are entitled to the estates of deceased Class Members”

8. Petitioner has identified multiple class members who are deceased.

9. In fulfillment 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) **ERIC I.K. AYAU**  
(Date of Death: December 16, 1996)  
(Place of Death: Waianae, Hawaii)

(1) **SURVIVING SPOUSE:**

**ANITA B. VALDEZ (formerly known as ANITA B. AYAU)**  
86-568 Puuhulu Road  
Waianae, Hawaii 96792

(2) **CHILDREN:**

**MALIA AYAU**

**JESSICA AYAU**

**ANGELICA AYAU**

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

**(4) PROBATE PROCEEDINGS:**

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". This Estate was the subject of probate proceedings filed in P. No. 1LP970000473 in the Circuit Court of the First Circuit, State of Hawaii. This probate has been closed. The Estate was distributed to the intestate heirs of the deceased class member's estate, **ANITA B. VALDEZ** (formerly known as **ANITA B. AYAU**), **MALIA AYAU**, **JESSICA AYAU**, and **ANGELICA AYAU**. True and correct copies of the Letters of Administration and Order Granting Ex Parte Petition for Approval of Final Accounts and Distribution and Complete Settlement of Estate filed in the probate matter are collectively 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 those parties who were entitled to the deceased class member's estate in 1LP970000473 as follows:

**ANITA B. VALDEZ** (formerly known as **ANITA B. AYAU**): 1/2

**MALIA AYAU**: 1/6

**JESSICA AYAU**: 1/6

**ANGELICA AYAU**: 1/6

(B) **ANTONIO BAGIO**  
(Date of Death: March 21, 2017)  
(Place of Death: Kahului, Hawaii)

(1) **SURVIVING SPOUSE:**

**BARBARA MARTIN BAGIO** (Post-Deceased)  
(Date of Death: May 29, 2019)  
(Death Certificate will be filed under seal herein)

(2) **CHILDREN:**

**WALLETTE KAWAIAEA** (Post-Deceased)  
(Date of Death: January 8, 2022)  
  
(Death Certificate filed under seal herein)

**IVY JEAN SANCHEZ**  
652 Kilihau Street  
Wailuku, Hawaii 96793

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

(4) **PROBATE PROCEEDINGS:** NONE

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

Decedent left a pour-over will dated March 13, 1997, which was not admitted to probate. Said will pours over into the Antonio Bagio and Barbara Martin Bagio Revocable Living Trust Agreement dated March 13, 1997. **IVY JEAN SANCHEZ** is the acting Trustee of this trust. True and correct copies of the deceased class member's last will, Short Form Trust Agreement, and Affidavit of Acceptance by Successor Trustee(s) are collectively attached hereto as **Exhibit "B"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **IVY JEAN SANCHEZ, Trustee of the Antonio Bagio and Barbara Martin Bagio Revocable Living Trust Agreement dated March 13, 1997.**

(C) **LUCILLE L.K. BAKER**  
(Date of Death: January 29, 2019)  
(Place of Death: Waipahu, Hawaii)

(1) **SURVIVING SPOUSE:** NONE

(2) **CHILDREN:**

**JOHN E. BAKER III**  
89-919 Nanakuli Avenue  
Waianae, Hawaii 96792

**JOHNNELL L. KELLEY**

94-1199 Meleinoa Place, Unit 21C  
Waipahu, Hawaii 96797

**DEBBIE KAE0**

3328 Mountain Skies Ct.  
North Las Vegas, Nevada 89032

**LISA A. TULI** (Post-Deceased Daughter)

(Date of Death: April 14, 2023)  
(No Descendants)

(Death Certificate filed under seal herein)

**CALVIN BAKER** (Pre-Deceased Son)

(Date of Death: December 26, 2011)  
(No Descendants)

(Death Certificate filed under seal herein)

- (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 disbursed in equal proportions to **JOHN E. BAKER III, JOHNNELL L. KELLEY,** and **DEBBIE KAE0.**

(D) **LEINAALA S. BAL**

(Date of Death: March 11, 2000)  
(Place of Death: Wailuku, Hawaii)

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

**(2) CHILDREN:**

**YVETTE BAL KAHAUOLOPUA**

(Date of Death: June 6, 2020)

(Place of Death: Honolulu, Hawaii)

(Verified through an obituary published online through the Honolulu Star-Advertiser)

**PETER FRANKLIN BAL**

631 Kailana Street  
Wailuku, Hawaii 96793

**HENRY KAIMU BAL, JR.**

c/o Aloha Nursing Rehab Center  
45-545 Kamehameha Highway  
Kaneohe, Hawaii 96744

**(3) OTHER INTESTATE HEIRS:**

**DAVID KAHAUOLOPUA** (Descendant of **YVETTE BAL KAHAUOLOPUA**)  
930 South Robertson Blvd., Suite 602  
Los Angeles, California 90035

**CHARIS KAHAUOLOPUA** (Descendant of **YVETTE BAL KAHAUOLOPUA**)  
45-135 Mokulele Drive  
Kaneohe, Hawaii 96744

**(4) PROBATE PROCEEDINGS:**

A probate for the deceased class member was initiated in 2002 as P. No. 2LP021000072 filed in the Circuit Court of the Second Circuit, State of Hawaii. This probate was closed and final distributions were made to the following parties, **HENRY KAIMU BAL, JR., YVETTE BAL KAHAUOLOPUA**, and **PETER FRANKLIN BAL**. True and correct copies of the Judgment and Order Approving Final Accounts, Distributing Estate and Discharging Personal

Representative and Final Receipts filed in the probate matter are collectively attached hereto as Exhibit "C".

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

Pursuant to Article 1-5.1(B)(2) of the Trust, "If the Estate of the deceased Class Member has previously been subject to a probate proceeding, the Trustee shall distribute the share of such deceased Class Member to the heirs/devisees in the proportions as adjudicated in such deceased Class Member's probate proceeding". On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed in the following proportions:

**HENRY KAIMU BAL, JR. - 1/3**

**PETER FRANKLIN BAL - 1/3**

**DAVID KAHAUOLOPUA - 1/6**

**CHARIS KAHAUOLOPUA - 1/6**

**(E) MIRIAM C. BALDOMERO**  
**(Date of Death: June 20, 1997)**  
**(Place of Death: Honolulu, Hawaii)**

**(1) SURVIVING SPOUSE: NONE**

**(2) CHILDREN:**

**ANTHONY J. BALDOMERO SR.**  
3075 Ala Poha Place, Apt. 708  
Honolulu, Hawaii 96818

**DANIEL BALDOMERO** (Post-Deceased Son)  
(Date of Death: October 25, 2021)

(Death Certificate filed under seal herein)

**ALLISON JAMES BALDOMERO, SR.** (Post-Deceased Son)  
(Date of Death: March 19, 2010)

(Death Certificate filed under seal herein)

**DICK MATSUMOTO**  
P.O. Box 1182  
Kamuela, Hawaii 96743

**FRANCES JACOBSON**  
1146 Alohi Way  
Honolulu, Hawaii 96814

**(3) OTHER INTESTATE HEIRS:**

**SKEETER BALDOMERO** (Descendant of **DANIEL BALDOMERO**)  
86-346 Halona Road  
Waianae, Hawaii 96792

**MILTON "SCOTTY" BALDOMERO** (Post-Deceased Descendant of  
**DANIEL BALDOMERO**)  
(Date of Death: June 4, 2023)  
(No Descendants)

(Death Certificate filed under seal herein)

**SLADE BALDOMERO** (Descendant of **DANIEL BALDOMERO**)  
87-992 Hakimo Place, Unit D-2  
Waianae, Hawaii 96792

**TANYA BALDOMERO** (Descendant of **DANIEL BALDOMERO**)  
86-086 Farrington Highway, Apt. 208  
Waianae, Hawaii 96792

**CAPUCINE BALDOMERO** (Descendant of **DANIEL BALDOMERO**)  
86-086 Farrington Highway, Apt. 208  
Waianae, Hawaii 96792

**CORAL BALDOMERO** (Descendant of **DANIEL BALDOMERO**)  
87-542 Manuu Street  
Waianae, Hawaii 96792

**ALLISON JAMES BALDOMERO, JR.** (Descendant of **ALLISON JAMES BALDOMERO, SR.**)  
1329 Kinau Street #A1  
Honolulu, Hawaii 96814

**BOYD KALOKU BALDOMERO** (Descendant of **ALLISON JAMES BALDOMERO, SR.**)  
1914 Bertram Street  
Honolulu, Hawaii 96816

**LESLILYN PAUAHI KAZUNAGA** (Descendant of **ALLISON JAMES BALDOMERO, SR.**)  
1536 Pohaku Street #205  
Honolulu, Hawaii 96817

**CHARLYN NAPUA CAYETANO** (Descendant of **ALLISON JAMES BALDOMERO, SR.**)  
94-1107 Haleululaau Street  
Waipahu, Hawaii 96797

**LOPAILANI WILSON** (Descendant of **ALLISON JAMES BALDOMERO, SR.**)  
3716 Merlin Court  
Newcastle, Oklahoma 84404

- (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:

**ANTHONY J. BALDOMERO, SR. - 1/5 of proceeds**

DICK MATSUMOTO - 1/5 of proceeds  
FRANCES JACOBSON - 1/5 of proceeds  
SKEETER BALDOMERO - 1/25 of proceeds  
SLADE BALDOMERO - 1/25 of proceeds  
TANYA BALDOMERO - 1/25 of proceeds  
CAPUCINE BALDOMERO - 1/25 of proceeds  
CORAL BALDOMERO - 1/25 of proceeds  
ALLISON JAMES BALDOMERO, JR. - 1/25 of proceeds  
BOYD KALOKU BALDOMERO - 1/25 of proceeds  
LESLILYN PAUHI KAZUNAGA - 1/25 of proceeds  
CHARLYN NAPUA CAYETANO - 1/25 of proceeds  
LOPAILANI WILSON - 1/25 of proceeds

(F) **GARY S. BECK**  
(Date of Death: September 8, 1997)  
(Place of Death: Pahala, Hawaii)

(1) **SURVIVING SPOUSE:**

**DORETTA BECK-KIPILII**  
P.O. Box 813  
Captain Cook, Hawaii 96704

(2) **CHILDREN:**

**MAHANA KAAWA**  
187 King Avenue  
Hilo, Hawaii 96720

**MAKANAOKALANI BECK**  
187 King Avenue  
Hilo, Hawaii 96720



**KUPONO BECK**  
187 King Avenue  
Hilo, Hawaii 96720

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

Petitioner has confirmed that **MAHANA KAAWA, MAKANAOKALANI BECK,** and **KUPONO BECK** are all the children of the deceased class member and his surviving spouse, **DORETTA BECK-KIPILII.** On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to his surviving spouse, **DORETTA BECK-KIPILII.**

- (G) **WALLACE K. BECK, JR.**  
(Date of Death: July 2, 2018)  
(Place of Death: Baltimore, Maryland)

- (1) **SURVIVING SPOUSE:**

**ROSE MARIE BECK**  
81 Sunbrook Lane  
Hagerstown, Maryland 21742

- (2) **CHILDREN:**

**WALLACE K. BECK III**  
P.O. Box 7431  
Hilo, Hawaii 96720

**LACIA BENSON**

20 Thomas Street  
Rockville, Maryland 20850

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

The Deceased Class Member's surviving spouse, **ROSE MARIE BECK** has reported that the Deceased Class Member's above-named children are his children from a prior relationship. The value of the deceased class member's claim, as can be verified by the Probate Special Master, is subject to distribution pursuant to H.R.S. § 560:2-102. Thus, 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:

**ROSE MARIE BECK** - First \$100,000 plus one-half of any balance

**WALLACE K. BECK III** - one-quarter of any balance

**LACIA BENSON** - one-quarter of any balance

- (H) **HAROLD KAHALEKOU CHAI, JR.**  
(Date of Death: April 2, 2013)  
(Place of Death: Wailuku, Hawaii)

- (1) **SURVIVING SPOUSE:**  
**NADINE M. CHAI**

32 Kuu One Hanau Way  
Wailuku, Hawaii 96793

(2) **CHILDREN:**

**PATRICK KAM**

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

(4) **PROBATE PROCEEDINGS:** NONE

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

The deceased class member was survived by his spouse, **NADINE M. CHAI**. Petitioner has been informed that the deceased class member's son, **PATRICK KAM** is not a descendant of **NADINE M. CHAI**.

The value of the deceased class member's claim, as can be verified by the Probate Special Master, is within the range to which a surviving spouse would be entitled to inherit pursuant to H.R.S. § 560:2-102. On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be disbursed to **NADINE M. CHAI**.

(I) **MELVIN K. CHAN, SR.**  
(Date of Death: February 8, 2007)  
(Place of Death: Kailua, Hawaii)

(1) **SURVIVING SPOUSE:**

**PRISCILLA H.L. CHAN** (Post-Deceased)  
(Date of Death: June 14, 2022)

(Death Certificate filed under seal herein)

**(2) CHILDREN:**

**MELVIN K. CHAN, JR.**  
47-185 Waiohia Place  
Kaneohe, Hawaii 96744

**CLAYTON M. CHAN**  
c/o Damon T. Yonashiro, Esq.  
841 Bishop Street, Suite 2201  
Honolulu, Hawaii 96813

**GLENN E. CHAN**  
94-1056 Hoohele Street  
Waipahu, Hawaii 96797

**HAZEL FUJIMOTO**  
92-775 Makakilo Drive #6  
Kapolei, Hawaii 96707

**ROSE-LIN GORDON**  
1817 Alyssa Drive  
Yuba City, California 95993

**(3) OTHER INTESTATE HEIRS: N/A**

**(4) PROBATE PROCEEDINGS:**

Petitioner is not aware of any probate proceedings for the estate of the deceased class member. Probate proceedings have been initiated for the deceased class member's surviving (post-deceased) spouse, **PRISCILLA H.L. CHAN**. The deceased class member's son, **CLAYTON M. CHAN** has been appointed Personal Representative for the Estate of **PRISCILLA H.L. CHAN**, filed as P. No. 1CLP-23-

0000302. True and correct copies of the Statement of Intestate Informal Appointment of Personal Representative and Letters of Administration, both filed on April 21, 2023, are collectively attached hereto as Exhibit "D".

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

The value of the deceased class member's claim, as can be verified by the Probate Special Master, is within the range to which a surviving spouse would be entitled to inherit pursuant to H.R.S. § 560:2-102. Therefore, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be disbursed to **CLAYTON M. CHAN, as Personal Representative of the Estate of PRISCILLA H.L. CHAN.**

**(J) MYRA NAOMI CHARTRAND**  
**(Date of Death: May 7, 2005)**  
**(Place of Death: Hilo, Hawaii)**

**(1) SURVIVING SPOUSE: NONE**

**(2) CHILDREN:**

**DESIREE P. CHARTRAND**  
382 Kaana Place  
Hilo, Hawaii 96720

**KEHEALANI H. CHARTRAND**

382 Kaana Place  
Hilo, Hawaii 96720

**GEORGETTE H. CHARTRAND-WONG**

281 Lyman Avenue  
Hilo, Hawaii 96720

**CHANDLER U. CHARTRAND**

382 Kaana Place  
Hilo, Hawaii 96720

**HAL N. CHARTRAND**

16-121 Kaiewe Place  
Keaau, Hawaii 96749

- (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 disbursed equally to **DESIREE P. CHARTRAND, KAHEALANI H. CHARTRAND, GEORGETTE H. CHARTRAND-WONG, CHANDLER U. CHARTRAND, and HAL N. CHARTRAND.**

- (K) **ESTHER LAURA CHING**  
(Date of Death: October 17, 2019)  
(Place of Death: Honolulu, Hawaii)

- (1) **SURVIVING SPOUSE:**

**HERMAN H.Q. CHING** (Post-Deceased)  
(Date of Death: August 25, 2020)

(Death Certificate filed under seal herein)

**(2) CHILDREN:**

**LAURA L. SCHULMAN**

c/o Joy Miyasaki, Esq.  
ASB Tower, Suite 2100  
1001 Bishop Street  
Honolulu, Hawaii 96813

**NORTON B. CHING**

c/o Joy Miyasaki, Esq.  
ASB Tower, Suite 2100  
1001 Bishop Street  
Honolulu, Hawaii 96813

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

**(4) PROBATE PROCEEDINGS:**

Petitioner is not aware of any probate proceedings for the estate of the deceased class member. However, a Trust Registration Statement was filed in T. No. 1CTR-21-000003 on January 6, 2021, which registers the Esther L. Ching Trust dated January 17, 1992, as amended and identifies the deceased class member's children, **LAURA L. SCHULMAN** and **NORTON B. CHING** as successor Trustees of said Trust.

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

The deceased class member had a pour-over will, which has not been admitted to probate. True and correct copies of the pour-over will and Trust Registration

Statement 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 the devisee named in the pour-over will, who is **LAURA L. SCHULMAN** and **NORTON B. CHING**, Co-Trustees under the **Esther L. Ching Trust** dated January 17, 1992, as amended.

(L) **JOHN Y.S. CHING**  
(Date of Death: April 1, 2008)  
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

**ANNABELLE K. CHING** (Post-Deceased)  
(Date of Death: February 28, 2023)

(Death Certificate filed under seal herein)

(2) **CHILDREN:**

**JERE I. CHING-ZUTTERMEISTER**  
547 Kumukahi Place  
Honolulu, Hawaii 96825

**LUANA M. KELLEY**  
2499 Kapiolani Boulevard #2403  
Honolulu, Hawaii 96826

**JAYSON J. CHING**  
966 Waioli Street  
Honolulu, Hawaii 96826



**JOHN Y.S. CHING, JR.**  
47-518 Waipua Place  
Kaneohe, Hawaii 96744

**TEINE K. BELCHER**  
3252 Cochiti Street NE  
Rio Rancho, New Mexico 87144

**JULIE L. SUENAGA**  
1213 Courtyard Circle SW  
Decatur, Alabama 35606

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

The deceased class member left a Last Will, but it has not been admitted to probate. The deceased class member's Last Will is a pour-over will, which directs the residuary estate to the John Y.S. Ching Revocable Living Trust Agreement dated July 31, 1991. True and correct copies of the deceased class member's Last Will and the John Y.S. Ching Revocable Living Trust Agreement dated July 31, 1991, 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 disbursed to **JERE I.**

**CHING-ZUTTERMEISTER, Trustee of the John Y.S. Ching  
Revocable Living Trust Agreement dated July 31, 1991.**

(M) **JOSEPH LEIOLA CHING**  
**(Date of Death: February 24, 2001)**  
**(Place of Death: Honolulu, Hawaii)**

**(1) SURVIVING SPOUSE:**

**WEHILANI M. CHING**  
47-615 Lamaula Road  
Kaneohe, Hawaii 96744

**(2) CHILDREN:**

**RAYNETTE N. AH CHONG**  
47-615 Lamaula Road  
Kaneohe, Hawaii 96744

**JONELL W. CHING-KALUA**  
41-210 Ilaupole Street  
Waimanalo, Hawaii 96744

**CARMELLA K. CHING**  
1112 Kinau Street #902  
Honolulu, Hawaii 96814

**JOSEPH L. CHING, JR.**  
5823 McLennan Ranch Ave.  
Las Vegas, Nevada 89131

**WILFRED K. CHING**  
P.O. Box 26201  
Honolulu, Hawaii 96825

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

**(4) PROBATE PROCEEDINGS:**

**RAYNETTE N. AH CHONG** was appointed Special Administrator  
of the deceased class member's Estate on July 25, 2001,

in 1LP011000421. A Personal Representative was never appointed and the probate matter was terminated on or about January 29, 2005.

**(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 disbursed to the deceased class member's surviving spouse, **WEHILANI M. CHING**.

(N) **MARCUS REXFORD KAHELEUILANI CHING**  
**(Date of Death: May 5, 2006)**  
**(Place of Death: Hauula, Hawaii)**

**(1) SURVIVING SPOUSE:**

**CHRISTINA KAPAHU CHING**  
54-209 Keala Road  
Hauula, Hawaii 96717

**(2) CHILDREN: NONE**

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

**(4) PROBATE PROCEEDINGS: NONE**

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

Petitioner has not been provided with any information regarding the deceased class member's children (if any). However, the value of the deceased class member's claim,

as can be verified by the Probate Special Master, is within the range to which a surviving spouse would be entitled to inherit pursuant to H.R.S. § 560:2-102.

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 surviving spouse, **CHRISTINA KAPAHU CHING.**

- (0) **PAUL KAHINIHINIULA CHING**  
(Date of Death: May 29, 2002)  
(Place of Death: Waianae, Hawaii)

(1) **SURVIVING SPOUSE:**

**BLANCHE LAUAE CHING** (Post-Deceased)  
(Date of Death: September 27, 2021)

(Death Certificate filed under seal herein)

**RAYMOND KAIPO CHING, Personal Representative**  
c/o Matsumoto Law Group LLC  
Pacific Guardian Center, Makai Tower  
733 Bishop Street, Suite 2357  
Honolulu, Hawaii 96813

(2) **CHILDREN:**

**RAYMOND KAIPO CHING**

**PAUL CHING, JR.**

**ANGHARAD DUNCAN**

**LELLETTE BELVAL** (Deceased)

**EMOGENE CHING** (Deceased)

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

(4) **PROBATE PROCEEDINGS:**

Probate proceedings have not been initiated for the deceased class member.

**RAYMOND KAIPO CHING** was appointed Personal Representative of the Estate of the deceased class member's surviving spouse, **BLANCHE LAUAE CHING** in P. No. 1CLP-21-0000848 on or about February 9, 2022, in the Circuit Court of the First Circuit, State of Hawaii. True and correct copies of the Order Granting Petition for Probate of Will and Appointment of Personal Representative and Letters Testamentary, both filed on or about February 9, 2022, are collectively attached hereto as **Exhibit "G"**.

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

Had **BLANCHE LAUAE CHING** survived to the completion of the settlement, her estate would have controlled the distribution of the settlement proceeds. On the basis

of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be disbursed to **RAYMOND KAIPO CHING, Personal Representative of the Estate of Blanche Lauae Ching, also known as Blanche L. Mahoney, and Blanche Lauae Mahoney Ching, Deceased.**

(P) **ALVIN EKIKIELA CHONG, SR.**  
**(Date of Death: September 2, 2016)**  
**(Place of Death: Kamuela, Hawaii)**

**(1) SURVIVING SPOUSE:**

**LORRAINE OLSEN-CHONG**  
P.O. Box 783  
Kamuela, Hawaii 96743

**(2) CHILDREN:**

**ESTATE OF ALVIN E. CHONG, JR.** (Post-Deceased Son)  
(Date of Death: April 1, 2021)

c/o **URSULA U. CHONG, Personal Representative**  
c/o Hastings Laun & Houser LLLC  
Carter Professional center, Suite B-20  
65-1230 Mamalahoa Hwy.  
Kamuela, Hawaii 96743

(A true and correct copy of the Letters of Administration issued to URSUAL U. CHONG and filed in P. No. 3CLP-21-0000254 in the Third Circuit Court, State of Hawaii is attached hereto as **Exhibit "H"**).

**ROBSON CHONG**  
12118 Kingswood Blvd.  
Fredricksberg, Virginia 22408

**CURTIS CHONG**  
P.O. Box 1489  
Kamuela, Hawaii 96743

**DAVID CHONG**

P.O. Box 437335  
Kamuela, Hawaii 96743

**QUINTIN CHONG**

P.O. Box 6496  
Kamuela, Hawaii 96734

**EMRIE MONIZ**

P.O. Box 203  
Honokaa, Hawaii 96727

- (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 deceased class member's surviving spouse, **LORRAINE OLSEN-CHONG.**

- (Q) **GWENDOLYN ELLEN LEHUA EVAIMALO**  
(Date of Death: February 8, 2004)  
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

**NUMIA EVAIMALO** (Post-Deceased)  
(Date of Death: May 2, 2017)

(Certificate of Death filed under seal herein)

(2) **CHILDREN:**

**ALO H. FALEAFINE**  
6431 Coach Circle  
Anchorage, Alaska 99507

**ELI B. FALEAFINE**  
6431 Coach Circle  
Anchorage, Alaska 99507

**LISA L. EVAIMALO**  
45-613 Halekou Road  
Kaneohe, Hawaii 96744

**NUMIA EVAIMALO, JR.**  
1550 Wilder Avenue, Apt. A1307  
Honolulu, Hawaii 96822

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

Petitioner has been informed that **ALO H. FALEAFINE** and **ELI B. FALEAFINE** are not the children of the deceased class member and her surviving spouse, **NUMIA EVAIMALO**. However, the value of the deceased class member's claim, as can be verified by the Probate Special Master, is within the range to which a surviving spouse would be entitled to inherit pursuant to H.R.S. § 560:2-102.

Had the deceased class member's spouse, **NUMIA EVAIMALO**, survived to the completion of the settlement, his estate would have controlled the distribution of the settlement



proceeds. 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 heirs of **NUMIA EVAIMALO** in the following proportions:

**LISA L. EVAIMALO - 1/2**

**NUMIA EVAIMALO, JR. - 1/2**

(R) **WENDELL KULINA KAU**  
(Date of Death: April 18, 2002)  
(Place of Death: Honolulu, Hawaii)

**(1) SURVIVING SPOUSE:**

**ANGELINE NGAN CHOY KAU**  
45-604 Kulukeye Street  
Kaneohe, Hawaii 96744

**(2) CHILDREN:**

**WENDY SHARON KANALU VALDEZ**  
3075 Ala Poha Place, Apt. 411  
Honolulu, Hawaii 96818

**WANDA GAIL KAPUAOKALANI KAU-SHIBATA**  
6491 Kaahale Street  
Kapaa, Hawaii 96746

**WYNETTE LYNN KEAKELANI BAILEY**  
512 Santa Clara Avenue, Apt. F  
Alameda, California 94501

**WAVERLY LUANNE KUULEI POSTEN**  
2171 Ala Mahamoe Street  
Honolulu, Hawaii 96819

**WAYLENE NOEL KAHAULANI ONION**  
47-501 Hui Kelu Street  
Kaneohe, Hawaii 96744

**(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 because the estate was under the probate threshold at the time of death. The Last Will is a pour-over will, of which the sole devisee is the Wendell K. Kau Trust dated April 13, 1992. **ANGELINE NGAN CHOY KAU** is the current acting trustee of said Trust. True and correct copies of the Last Will and the Short Form Trust of the Wendell K. Kau Trust are collectively attached hereto as **Exhibit "I"**.

On the basis of the foregoing, Petitioner believes that the deceased class member's share of the *Kalima* settlement proceeds should be distributed to **ANGELINE NGAN CHOY KAU, Trustee of the Wendell K. Kau Trust dated April 13, 1992.**

(S) **RICHARDSON KAHOKUOKAHONUA KALAU LI**  
(Date of Death: December 16, 2020)  
(Place of Death: Honolulu, Hawaii)

(1) **SURVIVING SPOUSE:**

**JOSEPHINE S. KALAU LI**  
1001 N. School Street, Apt. 110  
Honolulu, Hawaii 96817

- (2) **CHILDREN:** NONE
- (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 **JOSEPHINE S. KALAU LI.**

- (T) **GLADYS K. PUALOA-AHUNA**  
(Date of Death: December 5, 2020)  
(Place of Death: Kona, Hawaii)

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

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

**VERLA K. MOORE**  
55-545 Naniloa Loop  
Laie, Hawaii 96762

**WILLIE PUALOA III**  
P.O. Box 1197  
Waianae, Hawaii 96792

**RICHARD PUALOA**  
55-614 Moana Street  
Laie, Hawaii 96762

**RUBY ANN P. MORGAN-CHASE**  
P.O. Box 2455  
Kamuela, Hawaii 96743

**DEAN K. PUALOA** (Post-Deceased)  
Date of Death: November 27, 2015

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

(No Descendants)

**COLLEEN U. PUALOA**  
74-808 Pa Place  
Kailua-Kona, Hawaii 96740

**GLADYS I. TANO**  
68-1855 Ua Noe Place  
Waikoloa, Hawaii 96738

**LOIS N. PUALOA-UBANDO**  
74-5150 Haleolono Place  
Kailua-Kona, Hawaii 96740

- (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:

**VERLA K. MOORE, WILLIE PUALOA III, RICHARD PUALOA, RUBY ANN P. MORGAN-CHASE, COLLEEN U. PUALOA, GLADYS I. TANO, and LOIS N. PUALOA-UBANDO.**

11. Petitioner is seeking instructions from this Honorable Court to make the disbursements as set forth above.

12. Notice of this Petition is concurrently being served on the parties named above and by publication. A Statement of Service documenting efforts to serve each of the parties named hereinabove will be filed prior to the hearing to be scheduled for this Petition.

13. Pursuant to H.R.S. § 560:1-403, the interests of minors are adequately represented by their respective parents if there is no conflict of interest and no conservator or guardian has been appointed. There appears to be no conflict of interest as the relief requested herein would not result in any adult beneficiary receiving any interest to the detriment of a minor beneficiary.

14. Pursuant to H.R.S. §§ 554D-301 through 304, service by representation is authorized.

WHEREFORE, Petitioner prays that the Court:

- A. Find that jurisdiction and venue are proper;
- B. Set a date, time and place of hearing on this Petition;
- C. Appointment EMILY H. KAWASHIMA, ESQ., as Master, to review and report to this Honorable Court regarding the relief requested in this Petition;
- D. Find that a basis exists for instructions;
- E. Instruct the Trustee to make the distributions set forth hereinabove;

F. Find that, upon filing proof that the distributions have been made, the beneficiaries' interests in this Trust shall be fully satisfied and the Trustee shall have no further responsibility or liability with respect to such beneficiaries;

G. Award reasonable attorneys' fees and Master fees related to the filing of this Petition, as supported by affidavit or declaration; and

H. Grant such other relief as may be appropriate.

[REMAINDER OF THE PAGE INTENTIONALLY LEFT BLANK  
SIGNATURE(S) TO FOLLOW]

PETITIONER UNDERSTANDS THAT THIS DOCUMENT IS DEEMED TO INCLUDE AN OATH, AFFIRMATION, OR STATEMENT TO THE EFFECT THAT (1) ITS REPRESENTATIONS ARE TRUE AS FAR AS PETITIONER KNOWS OR IS INFORMED, (2) IT IS NOT BEING PRESENTED FOR AN IMPROPER PURPOSE, SUCH AS TO HARASS OR TO CAUSE UNNECESSARY DELAY OR NEEDLESS INCREASE IN THE COST OF LITIGATION, AND (3) THAT PENALTIES FOR PERJURY MAY FOLLOW DELIBERATE FALSIFICATION.

DATED: Honolulu, Hawaii, January 29, 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