



Court Minutes Text

Case Title: ASSN OF OWNRS KALELE KAI VS HITOSHI YOSHIKAWA ETAL 1CC15-1-000102

Div.: 1C22 CM DATE: 06-17-2015 Time: 1100A Priority: 0 Judge I.D.: JKNAKAS
Video No.: Audio No.:

Minutes:*** < COURT REPORTER: JAMIE MIYASATO > ***
 CLERK: W. CABRAL
 PRESENT: ATTYS CHRISTOPHER GOODWIN AND JANA
 NARUSE FOR PLAINTIFF ASSOCIATION OF OWNERS OF
 KALELE KAI,
 ATTY TERRY REVERE FOR DEFENDANTS,
 HITOSHI YOSHIKAWA, ET. AL.
 AT TERM: 10:56 A.M. - 11:18 A.M.
 CASE CALLED WITH APPEARANCES ENTERED BY COUNSEL.
 THE COURT HAVING REVIEWED THE MOTION FOR
 PROTECTIVE ORDER RE: DEFENDANT'S NOTICE OF TAKING
 DEPOSITION UPON ORAL EXAMINATION; MEMORANDUM IN

Minutes:OPPOSITION AND REPLY MEMO PROVIDED ITS INCLINATION
 TO GRANT THE MOTION.
 AFTER HEARING FROM MR. REVERE AND MR. GOODWIN,
 THE COURT GRANTED THE MOTION FOR PROTECTIVE ORDER.
 THE PROTECTIVE ORDER WILL BE EFFECTIVE UNTIL THE
 COURT RULES ON THE PENDING MOTION TO DISMISS AND
 UNTIL THE TWO (2) NEW PARTIES ARE SERVED.
 AS FOR THE REQUESTED RELIEF FOR FEES AND COSTS,
 THE COURT WILL GRANT THIS REQUEST UNDER RULE 37.
 PLAINTIFF DIRECTED TO PREPARE AN ORDER AND MAY
 SUBMIT A DECLARATION WITHIN TEN (10) DAYS RE:
 FEES AND COSTS UNDER RULE 37. ANY OBJECTIONS ARE

Minutes:DUE SEVEN (7) DAYS THEREAFTER.
 THE COURT ORDER SANCTION MUST BE PAID WITHIN
 THIRTY (30) DAYS OF THE COURT'S DETERMINATION OF
 THE AMOUNT AND THE ISSUANCE OF THE ORDER.
 MR. GOODWIN TO LEAVE THE AMOUNTS BLANK OF THE
 SANCTION ORDER.
 MR. REVERE'S REQUEST FOR CLARIFICATION RE:
 SANCTION AND AFTER HEARING FROM THE PARTIES, THE
 COURT'S RULING TO STAND.
 PROCEEDING CONCLUDED.

EXHIBIT B

Zalowski / Naruse
737 Bishop St., Suite 2600

FIRST CIRCUIT COURT
STATE OF HAWAII
FILED

REVERE & ASSOCIATES
A Limited Liability Law Company

2015 JUL -6 PM 2: 34

TERRANCE M. REVERE 5857-0
LAUREN C. McDOWELL 9101-0
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N. ANAYA
CLERK

Attorneys for Defendant/Counterclaimant/
Cross-claimant
HITOSHI YOSHIKAWA

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

ASSOCIATION OF OWNERS OF KALELE KAI,	)	Civil No. 15-1-0102-01 KTN
)	
Plaintiff,	)	DEFENDANT/COUNTERCLAIMANT/CRO
vs.	)	SS-CCLAIMANT HITOSHI YOSHIKAWA'S
	)	OBJECTIONS TO "PLAINTIFF'S
	)	AMENDED SUBMISSION OF
HITOSHI YOSHIKAWA;	)	ATTORNEY'S FEES AND COSTS IN
DOE DEFENDANTS 1-10,	)	ACCORDANCE WITH THE ORDER
	)	GRANTING PLAINTIFF'S MOTION FOR
Defendants.	)	PROTECTIVE ORDER" filed June 26, 2015;
	)	EXHIBIT 1; CERTIFICATE OF SERVICE
<hr/>		
HITOSHI YOSHIKAWA,	)	<u>HEARING:</u>
	)	Date: June 17, 2015
Counterclaimant/Cross-	)	Time: 9:00 a.m.
Claimant,	)	Judge: The Honorable Karen T. Nakasone
vs.)	
	)	No Trial Date
ASSOCIATION OF OWNERS OF KALELE KAI; BRADFORD OAKES; DARLA SABRY; DOE DEFENDANTS 1-10,)	
Counterclaim/Cross-Claim)	
Defendants.)	

DEFENDANT/COUNTERCLAIMANT/CROSS-CLAIMANT HITOSHI
YOSHIKAWA'S OBJECTIONS TO "PLAINTIFF'S AMENDED SUBMISSION OF

EXHIBIT C

ATTORNEY'S FEES AND COSTS IN ACCORDANCE WITH THE ORDER GRANTING
PLAINTIFF'S MOTION FOR PROTECTIVE ORDER" filed June 26, 2015

Defendant/Counterclaimant/Cross-Claimant Hitoshi Yoshikawa ("Yoshikawa") hereby submits his OBJECTIONS to Plaintiff Association of Owners of Kalele Kai's ("Association") "Amended Submission of Attorney's Fees and Costs in Accordance with the Order Granting [Association's] Motion for Protective Order" filed June 26, 2015.

I. STANDARDS OF REVIEW

In determining whether to award a request for reimbursement of attorneys' fees the Court should consider the reasonableness of the requested fees as follows:

In determining the amount of the fee, it is proper to consider: (1) the time and labor required, the novelty and difficulty of the questions involved and the skill requisite properly to conduct the cause; (2) whether the acceptance of employment in the particular case will preclude the lawyer's appearance for others in cases likely to arise out of the transaction, and in which there is a reasonable expectation that otherwise he would be employed, or will involve the loss of other employment while employed in the particular case or antagonisms with other clients; (3) the customary charges of the Bar for similar services; (4) the amount involved in the controversy and the benefits resulting to the client from the services; (5) the contingency or the certainty of the compensation; and (6) the character of the employment, whether casual or for an established and constant client. No one of these considerations in itself is controlling. They are mere guides in ascertaining the real value of the service.

Sharp v. Hui Wahine, Inc., 49 Haw. 241, 244-245 (1966); see also Chun v. Bd. of Trs. of the Emples. Ret. Sys., 106 Haw. 416, 434 (2005). Attorney time spent on obtaining fees and costs is not a reasonable expense taxed against the opposing party. See Hawaii Ventures, LLC v. Otaka, Inc., 116 Haw. 465,475 (Haw. 2007).

II. MANY OF THE REQUESTED ATTORNEYS' FEES ENTRIES ARE EXCESSIVE AND THEREFORE NOT REASONABLE AND AS SUCH SHOULD NOT BE AWARDED

Copies of the time entries submitted by counsel for the Association for which the Association requests reimbursement are attached hereto as Exhibit 1. The invoices have been

annotated with “Excessive” for excessive time spent on a particular task and “Fees on Fees” for time spent obtaining reimbursement of the fees and costs.

It should be noted that this is the same format that was utilized by the Association and accepted by this Court in conjunction with Yoshikawa’s previous request for reimbursement of attorneys’ fees in conjunction with his Motion to Confirm Arbitration Fee Award. Based on these same objections by the Association, the Court significantly reduces the attorneys’ fees sought by Yoshikawa in conjunction with that motion. Yoshikawa’s objections to those time entries marked on Exhibit 1 are further elaborated below:

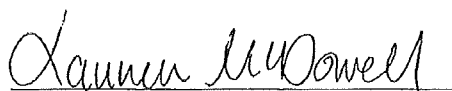
Item/Codes	JDZ	JMN	CSG
Total time sought	10.2	18.5	3.65
Unreasonable Time:			
5/7/15 (Excessive) – Single demand letter was only slightly longer than a page.		.70	
5/7/15 (Excessive) – Single demand letter was only slightly longer than a page.		.40	
5/8/15 (Excessive) – Total of 8 hours excessive for Motion		4.50 (3.00)	
5/8/15 (Excessive) - Total of 8 hours excessive for Motion		1.70	
5/8/15 (Excessive) - Total of 8 hours excessive for Motion		1.20	
6/17/15 (Excessive) – Hearing preparation time is excessive in light of the fact that Attorney Goodwin argued the Motion.		1.00	
6/24/15 (Excessive) – Excessive time for preparation of Order.		1.00	
6/24/15 (Fees on Fees) – Obtaining fees and costs is not reimbursable.		5.50	
5/11/15 (Excessive) – Total of 9 firm hours now for Motion	1.00		
5/11/15 (Excessive) – Total of 9.30 firm hour now for Motion	.30		
6/10/15 (Excessive) – Reply memo is only 5 pages long.	3.60		
6/22/15 (Fees on Fees) - Obtaining fees and costs is not			.40

reimbursable.			
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IV. CONCLUSION

Based on the foregoing, Yoshikawa respectfully requests that the Court reduce the attorneys' fees requested by the Association as the Court deems appropriate.

DATED: Honolulu, Hawaii, July 6, 2015.



TERRANCE M. REVERE
LAUREN C. McDOWELL

Attorneys for Defendant/Counterclaimant/
Cross-claimant
HITOSHI YOSHIKAWA

Date	Work Performed by Jana M. Naruse	Hours	
5/7/15	Review Notice of Oral Depositions of C. Kurata and J. Propotnick	0.2	
5/7/15	Draft demand letter re: Withdrawal of Notice of Depositions of C. Kurata and J. Propotnick	0.7	Excessive
5/7/15	Draft email to C. Goodwin re: Demand letter and Motion for Protective Order	0.1	
5/7/15	Revise Demand letter re: Withdrawal of Notice of Depositions	0.4	Excessive
5/7/15	Review email from C. Goodwin re: Revisions to Demand letter re: Withdrawal of Notice of Depositions	0.1	
5/7/15	Review and analyze Hawaii Rules re: Protective Orders	0.6	
5/8/15	Draft Motion for Protective Order	4.5	Excessive
5/8/15	Review and analyze correspondences relating to depositions of C. Kurata and J. Propotnick for use as exhibits for Motion for Protective Order	1.7	Excessive
5/8/15	Legal research in support of Motion for Protective Order	1.2	Excessive
5/11/15	Draft email to C. Kurata re: Motion for Protective Order	0.1	
6/10/15	Draft email to C. Kurata and A. Takumi re: Yoshikawa's Memorandum in Opposition to the Association's Motion for Protective Order and the Association's Reply in Support of the Motion for Protective Order	0.2	
6/15/15	Attend conference with C. Goodwin re: Strategy for Upcoming Motions	0.5	
6/17/15	Review and respond to email from C. Goodwin re: Hearing on Association's Motion for Protective Order	0.2	
6/17/15	Prepare for and attend hearing on Association's Motion for Protective Order	1.0	Excessive
6/17/15	Draft email to C. Kurata re: Granting of Association's Motion for Protective Order.	0.2	
6/22/15	Telephone call with C. Goodwin re: Declaration for Fees and Costs re: Motion for Protective Order	0.2	
6/24/15	Preparation of Order Granting Motion for Protective Order	1.0	Excessive
6/24/15	Preparation of Plaintiff's Submission of Attorneys' Fees and Costs in Accordance with the Order Granting Plaintiff's Motion for Protective Order	5.5	Fees on Fees
6/24/15	Draft email to C. Goodwin re: draft Order Granting Motion for Protective Order	0.1	
	Total time incurred by Jana M. Naruse re: Motion	18.5	

9. All of the above work in connection with the Motion and the Order has been billed via invoices from my law firm (for time incurred on or before June 10, 2015) or will be billed via an invoice to be issued by my law firm in July 2015 (for post-June 10 time), at my discounted rate of \$170.00 per hour, for a total of \$3,145.00 (i.e., 18.5 hours x \$170 per hour) (exclusive of Hawaii GET).

10. I respectfully submit that my hourly rate is reasonable. My professional background and experience includes having practiced law for approximately 8 years. See <http://www.caselombardi.com/index.php/attorneys/jana-m-naruse>.

11. The work that Mr. Zalewski performed in connection with the Motion and the Order consisted of the following:

Date	Work performed by John D. Zalewski	Hours	
4/29/15	Review emails (2) from T. Revere re: Intention to depose current and former directors and officers	0.2	
4/29/15	Emails with C. Goodwin re: response to T. Revere and objections to conducting any discovery	0.3	
4/30/15	Telephone discussion with C. Goodwin re: Discovery and Meet and Confer issues	0.2	
4/30/15	Emails with T. Revere and C. Goodwin re: Meet and Confer	0.4	
5/1/15	Telephonic Meet and Confer pursuant to Rules 26 and 37 with T. Revere and C. Goodwin re: Yoshikawa's intention to take depositions	0.3	
5/11/15	Review, revise and supplement Motion for Protective Order (Re: Depositions of Kurata and Propotnick Noticed by Yoshikawa)	2.5	
5/11/15	Legal research in support of Motion for Protective Order	1.0	EXCESSIVE
5/11/15	Review and incorporate C. Goodwin's revisions into Motion.	0.3	EXCESSIVE
6/10/15	Review and analyze Yoshikawa's Memorandum in Opposition to Motion for Protective Order (13 pages)	0.6	
6/10/15	Prepare and complete Reply Memorandum in Support of Motion for Protective Order	3.6	Excessive
6/10/15	Emails with C. Goodwin re: Reply Memorandum	0.2	
6/10/15	Research authorities cited in Opposition to Motion for Protective Order	0.6	
	Total time incurred by John D. Zalewski re: Motion	10.2	

12. All of the above work in connection with the Motion and the Order has been billed via invoices from my law firm (for time incurred on or before June 10, 2014) or will be billed via an invoice to be issued by my law firm in July 2015 (for post-June 10 time), at his discounted rate of \$240.00 per hour, for a total of \$2,448.00 (10.2 hours x \$240 per hour) (exclusive of Hawaii GET).

3. Based on my over twenty years of experience practicing in this area of the law, I am familiar with the hourly rates charged by attorneys in Honolulu, Hawaii to represent clients in condominium covenant enforcement litigation similar to the present matter. Based on such experience and familiarity with such fees, the attorneys' fees and costs recited herein and as reflected in Exhibit "D" attached hereto are reasonable and in accordance with such fees charged in the local community.

4. The work that I performed in connection with the Motion and the Order consisted of the following:

Date	Work performed by Christopher S. Goodwin	Hours	
4/29/15	Yoshikawa-Receipt, review and respond to corres from T. Revere re: request to conduct depositions of former and current board members.	0.35	
4/30/15	Yoshikawa-Tele w/ [redacted] re: T. Revere request to conduct Board member depositions and response thereto.	0.3	
5/1/15	Yoshikawa – Attend Discovery Meet and Confer Teleconference re: T. Revere's request to conduct depositions of two current Board members	0.3	
5/11/15	Yoshikawa- Receipt, review and submit proposed revisions to draft Motion for Protective Order	0.5	
6/15/15	Yoshikawa-Attend meeting at Case Lombardi re: strategy for upcoming Motion for Protective Order	0.4	
6/17/15	Yoshikawa-Draft Outline of Oral Argument Points in preparation for hearing on AOAO's Motion for Protective Order	0.6	
6/17/15	Yoshikawa-Travel w/f and attend hearing re: AO's Motion for Protective Order	0.8	
6/22/15	Yoshikawa-Select and redact invoices in support of award of attorneys' fees re: AO's Motion for Protective Order	0.4	FEEES ON
	Total time incurred by Christopher S. Goodwin re: opposing Motion	3.65	FEEES

5. All of the above work in connection with the Motion and the Order has been has been billed via invoices from my office (for time incurred on or before June 24, 2014), at my rate of \$250.00 per hour, for a total of \$912.50 (3.65 hours x \$250 per hour) (exclusive of Hawaii GET), which redacted invoices are attached as Exhibit "D."

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

ASSOCIATION OF OWNERS	)	Civil No. 15-1-0102-01 KTN
OF KALELE KAI,)	
Plaintiff,)	
	)	CERTIFICATE OF SERVICE
vs.)	
)	
HITOSHI YOSHIKAWA)	
DOE DEFENDANTS 1-10,)	
Defendants.)	

CERTIFICATE OF SERVICE

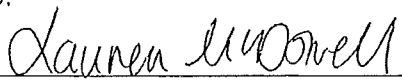
CHRISTOPHER SHEA GOODWIN, ESQ.
 THOMAS SANDS, ESQ.
 Christopher Shea Goodwin, AAL LLLC
 Pacific Guardian Center, Mauka Tower
 737 Bishop Street, Suite 1640
 Honolulu, HI 96813

JOHN D. ZALEWSKI, ESQ.
 JANA M. NARUSE, ESQ.
 Case Lombardi & Pettit
 Pacific Guardian Center, Mauka Tower
 737 Bishop Street, Suite 2600
 Honolulu, Hawaii 96813

Attorneys for Plaintiff
 ASSOCIATION OF APARTMENT OWNERS OF KALELE KAI

The undersigned hereby certifies that a copy of the foregoing DEFENDANT/
 COUNTERCLAIMANT/CROSS-CLAIMANT HITOSHI YOSHIKAWA'S OBJECTIONS TO
 "PLAINTIFF'S AMENDED SUBMISSION OF ATTORNEY'S FEES AND COSTS IN
 ACCORDANCE WITH THE ORDER GRANTING PLAINTIFF'S MOTION FOR
 PROTECTIVE ORDER" filed June 26, 2015 was duly served on the above-listed parties on the
 date shown below at their respective addresses by hand delivery.

DATED: Kailua, Hawaii, July 6, 2015.


 TERRANCE M. REVERE
 LAUREN C. McDOWELL
 Attorneys for Defendant/Counterclaimant/
 Cross-claimant HITOSHI YOSHIKAWA

CHRISTOPHER SHEA GOODWIN, AAL LLLC
CHRISTOPHER SHEA GOODWIN 5925
Pacific Guardian Center, Mauka Tower
737 Bishop Street, Suite 1640
Honolulu, Hawaii 96813

CASE LOMBARDI & PETTIT
JOHN D. ZALEWSKI 4718
JANA M. NARUSE 8966
Pacific Guardian Center, Mauka Tower
737 Bishop Street, Suite 2600
Honolulu, Hawaii 96813

Attorneys for Plaintiff
ASSOCIATION OF OWNERS OF KALELE KAI

FIRST CIRCUIT COURT
STATE OF HAWAII
FILED

2015 AUG 26 PM 1:49

J. KUBO
CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

ASSOCIATION OF OWNERS
OF KALELE KAI,

Plaintiff,

vs.

HITOSHI YOSHIKAWA;
DOE DEFENDANTS 1-10,

Defendants.

CIVIL NO. 15-1-0102-01 KTN
(Declaratory Judgment)

**ORDER GRANTING PLAINTIFF'S
"MOTION FOR PROTECTIVE ORDER
RE: HITOSHI YOSHIKAWA'S 'NOTICE
OF TAKING DEPOSITION UPON ORAL
EXAMINATION [COLIN KURATA AND
JIM PROPOTNICK]' FILED 5/5/15"
(FILED 5/12/15)**

HEARING:

Date: June 17, 2015

Time: 11:00 a.m.

Judge: The Honorable Karen T. Nakasone

No Trial Date

**ORDER GRANTING PLAINTIFF'S "MOTION FOR PROTECTIVE
ORDER RE: HITOSHI YOSHIKAWA'S 'NOTICE OF TAKING
DEPOSITION UPON ORAL EXAMINATION [COLIN KURATA AND
JIM PROPOTNICK] FILED 5/5/15" (FILED 5/12/15)**

On May 12, 2015, Plaintiff ASSOCIATION OF OWNERS OF KALELE KAI ("Plaintiff") filed its Motion For Protective Order Re: Hitoshi Yoshikawa's "Notice of Taking Deposition Upon Oral Examination [Colin Kurata and Jim Propotnick]" Filed 5/5/15 (the "Motion").

On June 9, 2015, Defendant HITOSHI YOSHIKAWA ("Defendant") filed his Opposition to the Motion ("Opposition").

On June 10, 2015, Plaintiff filed its Reply in support of the Motion ("Reply").

On June 17, 2015, the Motion came on for hearing before The Honorable Karen T. Nakasone. Christopher S. Goodwin and Jana M. Naruse appeared on behalf of Plaintiff. Terrance M. Revere appeared on behalf of Defendant.

The Court having carefully considered the Motion, the Opposition, the Reply, the oral argument of counsel, Defendant's request for clarification, and the record and files of this action, and for good cause appearing, HEREBY:

- A. GRANTS the Motion;
- B. GRANTS a Protective Order regarding the "Notice of Taking Deposition Upon Oral Examination [Colin Kurata and Jim Propotnick]" filed May 5, 2015 ("Notice"). The Protective Order will remain effective until the Court rules on the pending Motion to Dismiss and Cross-Claim Defendants Bradford Oakes and Darla Sabry are served;
- C. GRANTS Plaintiff's request for attorneys' fees and costs under HRCF Rule 37 as a Sanction Order against Defendant in the amount of \$ 5,457.80.

Plaintiff will submit a Declaration within ten (10) days of the date of the hearing leaving the amount of the Sanction Order blank. Any objections by Defendant to Plaintiff's Declaration in Support of Award of Attorneys' Fees and Costs are to be submitted seven (7) days thereafter. The Court's Sanction Order must be paid by Defendant within thirty (30) days of the Court's determination of the amount and the issuance of the Sanction Order.

KAREN T. NAKASONE



JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

A handwritten signature in cursive script that reads "Lauren McDowell". The signature is written over a horizontal line.

TERRANCE M. REVERE
LAUREN C. McDOWELL
Attorneys for Defendant
HITOSHI YOSHIKAWA

Association of Owners of Kalele Kai vs. Yoshikawa, Civil. No. 15-1-0102-01 (KTN); ORDER GRANTING PLAINTIFF'S "MOTION FOR PROTECTIVE ORDER RE: HITOSHI YOSHIKAWA'S 'NOTICE OF TAKING DEPOSITION UPON ORAL EXAMINATION [COLIN KURATA AND JIM PROPOTNICK]' FILED 5/5/15" (FILED 5/12/15)

Exhibit A: Civ. No. 15-1-0102-01 ASSOCIATION OF OWNERS OF KALELE KAI v.
HITOSHI YOSHIKAWA

Upon review of Plaintiff's Amended Submission of Attorneys' Fees and Costs (filed 6/26/15) and Defendant/Counterclaimant/Cross-Claimant Hitoshi Yoshikawa's Objections (filed 7/6/15), the Court awards Plaintiff's attorneys' fees and costs in the amount of \$ 5,457.80 as reasonable.

This amount, which consists of attorneys' fees of \$5181.50, GET of \$245.50 and costs of \$30.80, the Court finds is based on the following:

- For the time spent reviewing and analyzing correspondence relating to depositions for use as exhibits for Motion for Protective Order (JMN 5/8/15 entry) the Court awards fees for (0.7 hours) as reasonable, and the remainder is denied. ("the judge is an expert [her]self and knows as well as a legal expert what are reasonable attorney fees, and that the amount of attorney's fees is within the judicial discretion of the court, and in fixing that amount the trial court may proceed upon its own knowledge of the value of the solicitor's services.") See Stanford Carr Development Corp. v. Unity House, Inc., 111 Hawai'i 286 (2006).
- Attorney time spent on obtaining fees and costs (5.7 hours JMN) is not a reasonable expense taxed against the opposing party, and this is denied. See Hawaii Ventures, LLC v. Otaka, Inc., 116 Hawai'i 465, 471 (2007).
- For the time spent preparing Order Granting Motion for Protective Order (JMN 6/24/15 entry), the Court awards fees for (0.5 hours) as reasonable, and the remainder is denied. Id.
- Attorney time spent on selecting and redacting invoices in support of award of attorneys' fees (CSG 6/22/15 entry) is not a reasonable expense taxed against the opposing party, and this is denied. See Hawaii Ventures, LLC v. Otaka, Inc., 116 Hawai'i 465, 471 (2007).

The remaining attorney's fees are deemed reasonable and shall be awarded.

Attorney	Rate	Hours Granted	Total Fees Awarded
Jana Naruse	\$170	11.3	\$ 1,921.00
John Zalewski	\$240	10.2	\$ 2448.00
Christopher Goodwin	\$250	3.25	\$812.50

Total Awarded Fees \$ 5181.50

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

ASSOCIATION OF OWNERS
OF KALELE KAI,

Plaintiff,

vs.

HITOSHI YOSHIKAWA;
DOE DEFENDANTS 1-10,

Defendants.

CIVIL NO. 15-1-0102-01 KTN
(Declaratory Judgment)

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

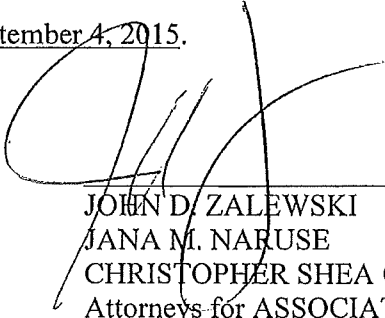
I certify that the foregoing was served on the following persons by the following means
on the following date:

TERRANCE M. REVERE, ESQ.
LAUREN C. McDOWELL, ESQ.
Pali Palms Plaza
970 North Kalaheo Ave., Suite A301
Kailua, HI 96734

Email Attachment and
First Class United States Mail

Attorneys for Defendant HITOSHI YOSHIKAWA

DATED: Honolulu, Hawaii, September 4, 2015.



JOHN D. ZALEWSKI
JANA M. NARUSE
CHRISTOPHER SHEA GOODWIN
Attorneys for ASSOCIATION OF
OWNERS OF KALELE KAI