

MARK J. BENNETT 2672
Attorney General

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
465 South King Street, B-2
Honolulu, Hawaii 96813
Telephone: 587-2969

2005 APR -5 PM 1:53

CLERK
FAMILY COURT THIRD CIRCUIT

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of

PETER KEMA, JR.,

Born on May 1, 1991.

FC-S No. 98-034

ORDERS CONCERNING CHILD
PROTECTIVE ACT

[] EXHIBIT "A"

JUDGE: *Ben Gaddis*

DATE: March 31, 2005
10:00 a.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

The following parties were present:

- [] Jaylin Kema, mother;
- [] Peter Kema, Sr., father;
- [] _____;
- [] _____;
- [] _____;
- [X] [REDACTED], DHS social worker;

Also present were:

- [] Craig Sadamoto, counsel for mother;
- [] Steven Strauss, counsel for father;
- [] _____;
- [] _____;
- [] _____;
- [X] Edith Kawai, guardian ad litem;
- [X] Mary Anne Magnier, deputy attorney general.

I hereby certify that this is a full, true and
correct copy of the original as filed in the office

Challison

The following parties were not present at the hearing:

- [] _____ who was/were defaulted at the hearing on _____;
- [] _____ who was/were not served;
- [] _____ who was/were excused;
- [] _____ for whom three calls were made with no response [] and were reserved.

Based upon the record and/or the evidence presented, the Court finds that:

_____ was/were served with a summons and certified copy of the petition in court at today's hearing;

- A. Nothing further has developed in the case,
- B. The DHS and GAL stand ready to reopen if new information indicates that it would be appropriate.

THEREFORE, IT IS HEREBY ORDERED THAT:

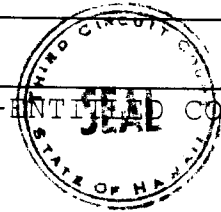
- 1. The court's jurisdiction is terminated;
- 2. Foster custody upon location is revoked; and
- 3. All prior orders are revoked

_____ The child's/children's parent/parents is/are ordered to remain in the family court waiting room until they are provided with a filed copy of this order;

DATED: ^{H/19} Honolulu, Hawaii,

APR 05 2005

_____ BEN N. BACOR
JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

COURT CLERK: Harriet

Family Court Hearings

JP06 _____
JD12 _____

3W _____
VO _____
EB _____
SA _____
3R _____ / Case Record

FC-6: 98-034

CASE NAME Kerr, Jaylene CPSS 10780 DATE 3/31/99

Time Scheduled: 10:00 Actual Start: _____ Ending Time: _____

Children: Peter Jr.

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: Revised Arr.

Residing Judge: Saddis

Present:

CPS: [REDACTED] DAG: Magnier GAL: Kawan

Mom: + Dad: +

Mom Atty: + Dad Atty: +

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE _____

NEXT HEARING Case Closed

Special Orders: _____

Comments regarding court hearing, questions regarding service plan, visitation, etc...)


Case dismissed.

- Foster Custody revoked, jurisdiction terminated and all counsel discharged.

FOR SSA IV

CA/CU 28

Date Inputed: 3/31/05

Initial: 

CA/CU 52

Date Inputed: 3/31/05

Initial: 

Unit Supervisor Sign

Date

cc: Petitioner
Respondent
Police

FILED

FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

FC-DA No. 05-1 -0027

2005 JAN 12 AM 9:01

FAMILY COURT 3RD CIRCUIT
STATE OF HAWAII

JAYLIN M. KEMA,
Petitioner,

vs.

PETER J. KEMA SR.,
Respondent.

NOTICE OF TEMPORARY
RESTRAINING ORDER AND
NOTICE OF HEARING

NOTICE OF TEMPORARY RESTRAINING ORDER
AND NOTICE OF HEARING

TO THE DEFENDANT: PETER J. KEMA SR.

READ THIS DOCUMENT CAREFULLY!

The Temporary Restraining Order for Protection attached to this notice applies to you now. The order will remain in effect for 90 days from the date that the Order was signed by a judge unless the judge changes the Order at a court hearing. Read the Temporary Restraining Order for Protection carefully and obey the Order.

Any violation of the attached Temporary Restraining Order for Protection is a misdemeanor, and is punishable by a jail term of up to one year, as well as a fine of up to \$1,000.

You are ordered to appear before the presiding judge of this Court at the date, time, and place listed below. At this hearing you will be required to show cause why an order for protection should not be continued against you.

Hearing Date: January 25, 2005 Hearing Time: 8:30 a.m.

Hearing Place: Waiakea Office Plaza
345 Kekuanaoa Street, Hilo

If you wish to seek the advice of an attorney in this matter, you should do so immediately. You must appear at the hearing scheduled with or without an attorney. If you fail to appear at the hearing, a bench warrant may be issued for your arrest.

Legal and family problems can be difficult and emotionally upsetting. If you need help in the form of emotional support or someone to talk to, telephone Crises Hotline (Island-wide) at 935-3393. The service is available 24 hours a day and is free and confidential.

I hereby certify that this is a full, true and correct copy of the original on file in this office.

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

JAYLIN M. KEMA,	)	FC-DA NO. <u>05-1 -0027</u>
)	
Plaintiff (Petitioner),	)	TEMPORARY RESTRAINING ORDER
)	
vs.	)	Hearing Date: <u>January 25, 2005</u>
	)	Judge: <u>BEN H. GADDIS</u>
PETER J. KEMA SR.,)	
)	
Defendant (Respondent).	)	THIS ORDER EXPIRES ON:
	)	<u>April 12, 2005</u>

TEMPORARY RESTRAINING ORDER

Based upon the Ex Parte Petition for a Temporary Restraining Order for Protection and Statement of the Plaintiff and pursuant to HRS Section 586-4(b), the Court finds there is probable cause to believe that a past act or acts of abuse have occurred, or that threats of abuse make it probable that acts of abuse by the Defendant may be imminent.

It appears to the Court that a Temporary Restraining Order for Protection should be granted and is necessary to prevent acts of abuse or recurrence of actual domestic abuse by requiring that the parties be separated for a specific period.

IT IS HEREBY ORDERED that the Defendant appear before the Judge in the above-entitled proceeding at the date, time and place indicated in the attached Notice of Hearing to show cause why this temporary restraining order should not continue.

[] The court also finds the Defendant owns, intends to obtain or possesses a firearm and that the firearm may be used to threaten, injure or abuse a person.

DEFENDANT ABOVE NAMED

**This Order applies to you now!
Read this entire Order carefully!**

**THIS ORDER BECOMES EFFECTIVE ONCE IT HAS BEEN SIGNED AND FILED,
THE ORDER REMAINS IN EFFECT FOR NINETY (90) DAYS UNLESS THE COURT
CONTINUES OR TERMINATES IT.**

A copy of this order shall be forwarded to Defendant's chief, commanding officer or administrator (name/address) for determination of exemption, if any: _____

Information on Defendant:

Name: _____

Address: _____

Date of Birth: _____ Telephone No. _____

Social Security Number: _____

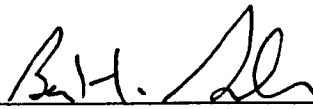
IT IS FURTHER ORDERED THAT:

1. An officer of the Police Department shall personally serve the order and related documents and shall accompany the Plaintiff and assist the Plaintiff in securing possession of any dwelling or residence that the Defendant is ordered to vacate.

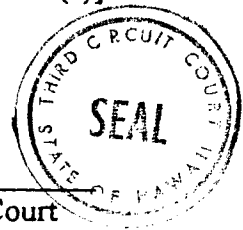
Filing fees are waived.

ANY VIOLATION OF THIS TEMPORARY RESTRAINING ORDER FOR PROTECTION IS A MISDEMEANOR AND MAY BE PUNISHABLE BY A JAIL SENTENCE OF UP TO ONE YEAR AND/OR A \$1,000 FINE. [HRS Section 586-4(c)]

DATED: Hilo, Hawai'i, JAN 12 2005.



Judge of the above-entitled Court



FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

FC- DA No. 05-1 -0027

Ex Parte Petition For A
Temporary Restraining
Order For Protection

Plaintiff (or Petitioner).

Jaylin M. Kema

vs

Peter J. Kema, Sr.

Defendant (or Respondent).

Counsel for Plaintiff:

(Address & Phone Number)

EX PARTE PETITION FOR A TEMPORARY RESTRAINING
ORDER FOR PROTECTION

Plaintiff in support of this Petition alleges that:

1. I reside on the Island of Hawaii.

My residence address is 1303 Kalanianaʻole St #6, Hilo 96720.
My home telephone number is do not disclose and my work number is
Hawaii 96720. My mailing address is 1303 Kalanianaʻole St #6 Hilo

I ask that my address and telephone number be kept confidential and I am
supplying this information to the court on a separate form.

2. I am applying for protection:

for myself. for the following persons who are minors, incapacitated,
or physically unable to complete or file this Petition.

Name:

Relationship to me:

Birthdate/Age:

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

FC- DA NO. 05-1-0027

Petitioner (or Plaintiff).

Jaylim M. Kema

vs

PETITIONER'S STATEMENT

Peter J. Kema, Sr.

Respondent (or Defendant).

PETITIONER'S STATEMENT

IF YOU ARE SEEKING A TEMPORARY RESTRAINING ORDER FOR PROTECTION
ANSWER THE FOLLOWING QUESTIONS AS COMPLETELY AS POSSIBLE

1. Provide the following information:

Your date of birth: *April 10, 1910*

Your social security number:

Respondent's date of birth: *August 17, 1910*

Respondent's social security number: 

2. Describe the relationship between the parties and the length of the relationship:

We have been together as a couple for 16 years, today we would have our 13 year anniversary, however, since I left in May/June 2004 he has stolen my service dog, mini tea cup chihuahua Blk/whi "Kaulani" twice, stole my car twice, has broken several ukuleles by hitting me with it. I am on the clock when I left the house and to return in 1 hour, and has broken my front tooth which has been fixed as of a year ago.

3. If you are seeking protection for an adult family or household member who is incapacitated or physically unable to complete this petition, identify this person and explain why the person cannot seek protection.

6. Is there a history of past domestic abuse by Respondent against family or household members? If so, please describe.

Yes. He has already used man hood power and control, with intimidation. In December, we have been arguing and had gotten to the point of holding my mouth shut, holding me down, tried to punch my face when I looked like end of his deceased sister. Previous, to me leaving in May 2004, he would have the power to say where I can go, who I can see, when I have to be home, and is always ask me "If I love him" or "I don't love him anymore."

7. Does the Respondent possess, own, and/or intend to obtain any firearms or ammunition? Yes No *Kept at father's residence*

If you checked "Yes" complete the following with as much detail as possible.

A. Describe the firearms and ammunition by make, caliber, manufacturer, or provide a detailed description of the firearm and ammunition. *Shotgun/handgun*

B. Describe the known locations of such firearms and ammunition, noting address, directions to address, detailed description of the structure. (Attach additional pages if more space is needed.) *At Boss' workshops in Panewa, Rail road ave. Past auwai Rd. (James Cordero)*

C. If the firearms are known to be located in a vehicle, what is the make, model, license number, color of the vehicle. *No*

Who is the registered owner of the vehicle? *Santiago Cordero C.*

D. How long has the Respondent had the firearms and ammunition in his/her possession? *NA*

12. Have any legal proceedings been filed in court between you and the Respondent?
 No Yes If the answer is "Yes" list the name of the case, the case number, where the case was filed, and the date the case was finished. (If you do not have all of this information, supply as much information as you do have.)

13. Supply the information requested below for all minor children of the Petitioner and Respondent as well as all other minor children that live in your household.

<u>Child's Name</u>	<u>Birthdate</u>	<u>Mother</u>	<u>Father</u>	<u>Do you seek a Protective Order for this child?</u>
Peter J. Kemza, Jr.	May 1, 1991	Jaylin Kemza	Peter Kemza, Sr.	
[REDACTED]	[REDACTED]	Jaylin Kemza	Peter Kemza, Sr.	

14. If you are seeking a protective order for any of the children named on the previous page, complete items A-C below.

a. Is there a custody and/or visitation order that has been issued by a court for any of the children for which you are seeking an order of protection? Yes No If the answer is "Yes", describe what the order says or attach a copy of the order if it is available.

The children do not live with either parent
 [REDACTED] & one child a "missing child".

b. If you are seeking a protective order for children listed above, describe where each child has been residing and name all adults that have been residing in the home of each child for the three months.

No.

)



FILED

MARK J. BENNETT 2672
Attorney General

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
465 South King Street, B-2
Honolulu, Hawaii 96813
Telephone: 587-2969

2004 OCT 12 AM 7:47
HONOLULU
CLERK
FAMILY COURT 3RD CIRCUIT
STATE OF HAWAII

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII # 10730

In the Interest of

PETER KEMA, JR.,

Born on May 1, 1991.

FC-S No. 98-034

ORDERS CONCERNING CHILD
PROTECTIVE ACT

[] EXHIBIT "A"

JUDGE: *Ben Gaddis*

DATE: September 30, 2004
8:30 a.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

The following parties were present:

- [] Jaylin Kema / mother ;
- [] Peter Kema, Sr. / father ;
- [] _____ / _____ ;
- [] _____ / _____ ;
- [] _____ / _____ ;
- [] _____ / DHS social worker ;

Also present were:

- [] Craig Sadamoto / counsel for mother ;
- [] Steven Strauss / counsel for father ;
- [] _____ / _____ ;
- [] _____ / _____ ;
- [] Edith Kawai / guardian ad litem ;
- [X] Mary Anne Magnier / deputy attorney general .

I hereby certify that this is a full, true and
correct copy of the original on file in this office.

[Signature]

The following parties were not present at the hearing:

- _____ who was/were defaulted at the hearing on _____;
- _____ who was/were not served, however, a reasonable effort has been made to locate him/her/them and it would not be in the best interests of the child(ren) to postpone the proceedings until service can be completed;
- GAL _____ who was/were excused;
- _____ for whom three calls were made with no response and were reserved.

Based upon the record and/or the evidence presented, the Court finds that:

- A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is reunification permanent out of home placement;
- B Each party present at the hearing understands that unless the family is willing and able to provide the child(ren) with a safe family home, even with the assistance of a service plan, within a reasonable period of time stated in the service plan, their parental and custodial duties and rights shall be subject to termination;
- C Each term, condition, and consequence of the service plan dated _____ as modified, and attached as Exhibit "A" has been explained to and is understood by each party present at the hearing;
- _____ Each party at the hearing knows that he/she/they have no right to take or entice the child(ren) from the lawful custody of the Department of Human Services ("DHS") and/or to remove the child(ren) from the State of Hawaii;
- _____ The DHS has made reasonable efforts to complete or have the child(ren)'s parents complete:
 - the medical information form for father
 - the medical information form for mother
 - the medical records release form for father
 - the medical records release form for mother
 - a signed release from mother to receive a copy of all of her medical records relating to the birth of the child(ren);
- _____ The DHS has used due diligence to inform mother and father of the confidentiality requirements of HRS 578-15;
- _____ _____ was/were served with a summons and certified copy of the petition in open court;

THEREFORE, IT IS HEREBY ORDERED THAT:

1 Foster custody is continued;

The service plan dated _____ [] as modified, is ordered by the Court and attached as Exhibit "A" and made a part of this order;

2 All parties are ordered to appear at a (review) hearing on March 24, 2005 at 9 A.m., before the presiding judge;

_____ The DHS report and plan are due two (2) weeks prior to the above-stated court date and the GAL recommendation/objection statement is due one (1) week prior to the above-stated court date;

3 All prior consistent orders shall remain in full force and effect until further order of the Court;

_____ is/are defaulted for failure to appear and notice of future hearings is waived;


_____ The entry of default against _____ is set aside prospectively only, provided that, no prior orders are set aside;

_____ The child's/children's parent/parents is/are ordered to remain in the family court waiting room until they are provided with a filed copy of this order;

_____ Pursuant to HRS § 587-71(n), the natural parents of the child/ren are ordered to complete the medical information forms and consent to release medical information required under HRS § 578-14.5 and shall return the completed forms to the department of human services;

DATED: Honolulu, Hawaii, OCT 12 2001

BEN M. GADDIS
 JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

COURT CLERK: Harriet

Family Court Hearings

JP06 _____
JD12 _____

SW _____
WD _____
EB _____
SSA _____
SA _____

Case Record

FC-6: 99-134

CASE NAME K. J. ... CPSS 10/10 DATE 1/30/05

Time Scheduled: _____ Actual Start: _____ Ending Time: _____

Children: D. J. ...

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Residing Judge: Stoddie

Present:

CPS: [REDACTED] DAG: Mosher GAL: _____

Mom: _____ Dad: _____

Mom Atty: _____ Dad Atty: _____

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE 3/9

NEXT HEARING 3/24/05 @ 9:00

Special Orders: _____

10-04

Comments regarding court hearing, questions regarding service plan, visitation, etc...)

*Continue existing orders -
Foster custody on being found.*

3/24 @ 9:00

FOR SSA IV

CA/CU 28

Date Inputed: 10/1/04

Initial: 

CA/CU 52

Date Inputed: 10/1/04

Initial: 


Unit  gn

10/1/04
Date

MARK J. BENNETT #2672
Attorney General of Hawaii

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
Hilo Lagoon Centre
101 Aupuni Street, Suite 320
Hilo, Hawaii 96720
Telephone: (808) 933-8883

2004 SEP 20 PM 2:48

STATE OF HAWAII
COURT OF THE THIRD CIRCUIT

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of	)	FC-S No. 98-034
)	
PETER KEMA, JR.	)	NOTICE OF FILING; DHS
Born on May 1, 1991	)	SAFE FAMILY HOME REPORT;
	)	CERTIFICATE OF SERVICE
)	
	)	DATE: September 30, 2004
	)	TIME: 8:30 a.m.
	)	JUDGE: Ben H. Gaddis
)	

NOTICE OF FILING

PLEASE TAKE NOTICE that a Safe Family Home Report dated September 11, 2004, prepared by [REDACTED], social worker for the Department of Human Services, was filed with the Court on September 20, 2004, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, September 20, 2004.

Mary Anne Magnier

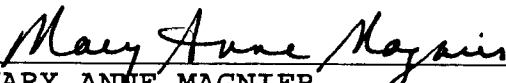
MARY ANNE MAGNIER
Deputy Attorney General
Attorneys for the State of Hawaii

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 20, 2004, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

	By: <u>U.S. Mail</u>	By: <u>Hand-Delivery</u>
CRAIG SADAMOTO, ESQ. Attorney for Mother 234 Waianuenue Avenue Suite 105 Hilo, Hawaii 96720	X	
STEVEN STRAUSS, ESQ. Attorney for Father 190 Keawe Street Suite 31 Hilo, Hawaii 96720	X	
EDITH KAWAI, ESQ. Guardian Ad Litem 65-1229 Opelu Road, Ste. A-1 Kamuela, Hawaii 96743	X	

DATED: Hilo, Hawaii, September 20, 2004.



MARY ANNE MAGNIER
Deputy Attorney General
Attorney for the State of Hawaii

COPY

MARK J. BENNETT 2672
Attorney General

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
465 South King Street, B-2
Honolulu, Hawaii 96813
Telephone: 587-2969

LORENA K. CHEN

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of
PETER KEMA, JR.,
Born on May 1, 1991.

FC-S No. 98-034 #11111
ORDERS CONCERNING CHILD
PROTECTIVE ACT

[] EXHIBIT "A"

JUDGE: *William Chillingworth*

DATE: April 8, 2004
8:30 a.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

The following parties were present:

- [] Jaylin Kema _____, mother _____;
- [] Peter Kema, Sr. _____, father _____;
- [] _____, _____;
- [] _____, _____;
- [] _____, _____;
- [X] [REDACTED] _____, DHS social worker _____;

Also present were:

- [] Craig Sadamoto _____, counsel for mother _____;
- [] Steven Strauss _____, counsel for father _____;
- [] _____, _____;
- [] _____, _____;
- [] _____, _____;
- [] Edith Kawai _____, guardian ad litem _____;
- [X] Mary Anne Magnier _____, deputy attorney general _____.

I hereby certify that this is a full and correct copy of the original on file in this office.

Lorena K. Chen

The following parties were not present at the hearing:

- _____ who was/were defaulted at the hearing on _____;
- _____ who was/were not served, however, a reasonable effort has been made to locate him/her/them and it would not be in the best interests of the child(ren) to postpone the proceedings until service can be completed;
- Euth Kawan, GAL who was/were excused;
- _____ for whom three calls were made with no response and were reserved.

Based upon the record and/or the evidence presented, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is reunification permanent out of home placement;

_____ Each party present at the hearing understands that unless the family is willing and able to provide the child(ren) with a safe family home, even with the assistance of a service plan, within a reasonable period of time stated in the service plan, their parental and custodial duties and rights shall be subject to termination;

Each term, condition, and consequence of the service plan dated _____ as modified, and attached as Exhibit "A" has been explained to and is understood by each party present at the hearing;

_____ Each party at the hearing knows that he/she/they have no right to take or entice the child(ren) from the lawful custody of the Department of Human Services ("DHS") and/or to remove the child(ren) from the State of Hawaii;

_____ The DHS has made reasonable efforts to complete or have the child(ren)'s parents complete:

- the medical information form for father
- the medical information form for mother
- the medical records release form for father
- the medical records release form for mother
- a signed release from mother to receive a copy of all of her medical records relating to the birth of the child(ren);

_____ The DHS has used due diligence to inform mother and father of the confidentiality requirements of HRS 578-15;

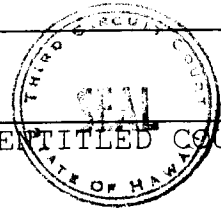
_____ was/were served with a summons and certified copy of the petition in open court;

THEREFORE, IT IS HEREBY ORDERED THAT:

- 1 Foster custody is continued;
- _____ The service plan dated _____ [] as modified, is ordered by the Court and attached as Exhibit "A" and made a part of this order;
- 2 All parties are ordered ~~to~~ appear at a (review) hearing on September 30, 2004 at 8:30 a.m., before the presiding judge;
- 3 The DHS report and plan are due two (2) weeks prior to the above-stated court date and the GAL recommendation/objection statement is due one (1) week prior to the above-stated court date;
- 4 All prior consistent orders shall remain in full force and effect until further order of the Court;
- _____ is/are defaulted for failure to appear and notice of future hearings is waived;
- _____ The entry of default against _____ is set aside prospectively only, provided that, no prior orders are set aside;
- _____ Pursuant to HRS § 587-71(n), the natural parents of the child/ren are ordered to complete the medical information forms and consent to release medical information required under HRS § 578-14.5 and shall return the completed forms to the department of human services;

DATED: Honolulu, Hawaii, APR 30 2004

~~ASSIGNED~~ WILLIAM S. CHILLINGWORTH
JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

<hr/>	<hr/>
<hr/>	<hr/>
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COURT CLERK: _____

Family Court Hearings

310 _____
00 _____
EB _____
BA _____
3R _____ / Case Record

FC-6: 98 234

CASE NAME Kenna Jaylen CPSS 16780 DATE 4/8/09

Time Scheduled: 8:30 Actual Start: _____ Ending Time: _____

Children: Peter Jr

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Challinor

Present:

CPS: _____ DAG: Morgan GAL: Hanna - absent

Mom: Jaylen - absent Dad: Peter Sr - absent

Mom Atty: Sudamata - present Dad Atty: Struss - present

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE 4/15/09

NEXT HEARING 4/30/09 8:30 A.M.

Special Orders: _____

Comments regarding court hearing, questions regarding service plan, visitation, etc...)

D.A.G.

Foster Custody continued

FOR SSA IV

CA/CU 28


Date Inputed: 7/8/04

Initial: 

CA/CU 52

Date Inputed: 4/8/04

Initial: 


Unit Supervisor Sign

4/1/04

Date

MARK J. BENNETT #2672
Attorney General of Hawaii

MARY ANNE MAGNIER 3451
Deputy Attorney General
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General, State of Hawaii
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101 Aupuni Street, Suite 320
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Telephone: (808) 933-8883

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

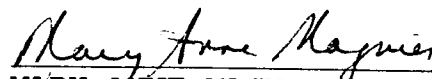
STATE OF HAWAII

In the Interest of	)	FC-S No. 98-034
)	
PETER KEMA, JR.	)	NOTICE OF FILING; DHS
Born on May 1, 1991	)	SAFE FAMILY HOME REPORT;
	)	CERTIFICATE OF SERVICE
)	
	)	DATE: April 8, 2004
	)	TIME: 8:30 a.m.
	)	JUDGE: Ben H. Gaddis
)	

NOTICE OF FILING

PLEASE TAKE NOTICE that a Safe Family Home Report dated March 12, 2004, prepared by [REDACTED] social worker for the Department of Human Services, was filed with the Court on March 30, 2004, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, March 30, 2004.



MARY ANNE MAGNIER
Deputy Attorney General
Attorneys for the State of Hawaii

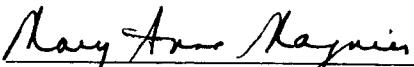


CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 30, 2004, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

	By: <u>U.S. Mail</u>	By: <u>Hand-Delivery</u>
CRAIG SADAMOTO, ESQ. Attorney for Mother 234 Waiianuenue Avenue Suite 105 Hilo, Hawaii 96720	X	
STEVEN STRAUSS, ESQ. Attorney for Father 190 Keawe Street Suite 31 Hilo, Hawaii 96720	X	
EDITH KAWAI, ESQ. Guardian Ad Litem P.O. Box 160 Kamuela, Hawaii 96743	X	

DATED: Hilo, Hawaii, March 30, 2004.



MARY ANNE MAGNIER
Deputy Attorney General
Attorney for the State of Hawaii



LINDA LINGLE
GOVERNOR



MARK J. BENNETT
ATTORNEY GENERAL

RICHARD T. BISSEN, JR.
FIRST DEPUTY ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
FAMILY LAW DIVISION - HILO OFFICE
101 AUPUNI STREET, SUITE 320
HILO, HAWAII 96720-4246
TELEPHONE: (808) 933-8883; FAX: (808) 933-8887

DEPT. OF HUMAN SERVICES
Social Services Division

Child Welfare Services
Hilo Office

CORRESPONDENCE MEMORANDUM

TO: Edith Kawai, Esq.
Craig Sadamoto, Esq.
Steven Strauss, Esq.

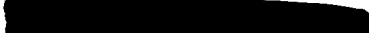
FROM: Mary Anne Magnier *JSA for MAM*
Deputy Attorney General

DATE: March 24, 2004

RE: In the Interest of: *4-11-04*
Peter Kema, Jr.;
FC-S No. 98-034

Please take notice that the **Review Hearing** set for Thursday, March 25, 2004 at 10:00 a.m., has been continued to **Thursday, April 8, 2004 at 8:30 a.m., before the Honorable Ben H. Gaddis.**

If you have any questions, please feel free to call me. Thank you.

MAM:lch
cc: Honorable Ben H. Gaddis
 DHS

MARK J. BENNETT 2672
Attorney General

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
465 South King Street, B-2
Honolulu, Hawaii 96813
Telephone: 587-2969

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of
PETER KEMA, JR.,
Born on May 1, 1991.

FC-S No. 98-034
ORDERS CONCERNING CHILD
PROTECTIVE ACT


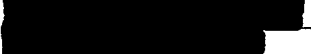

[] EXHIBIT "A"

JUDGE: *Ben Gaddis*

DATE: October 16, 2003
9:00 a.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

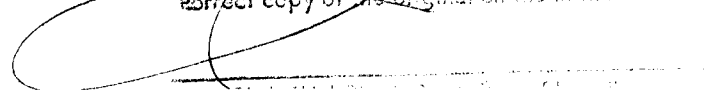
The following parties were present:

[]	Jaylin Kema	, mother	;
[]	Peter Kema, Sr.	, father	;
[]			;
[X]		, DHS s/w	;
[X]		, DHS s/w	;
[X]		, DHS social worker	;

Also present were:

[X]	Craig-Sadamoto <i>(M. J. ...)</i>	, counsel for mother	;
[]	Steven Strauss	, counsel for father	;
[]			;
[]			;
[]			;
[X]	Edith Kawai	, guardian ad litem	;
[X]	<i>Mary Anne Magnier by phone</i>	, deputy attorney general	;

I hereby certify that this is a full, true and
correct copy of the original on file in this office.



The following parties were not present at the hearing:

- [] _____ who was/were defaulted at the hearing on _____;
- [] _____ who was/were not served, however, a reasonable effort has been made to locate him/her/them and it would not be in the best interests of the child(ren) to postpone the proceedings until service can be completed;
- [] _____ who was/were excused;
- [] _____ for whom three calls were made with no response [] and were reserved.

Based upon the record and/or the evidence presented, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [X] reunification [] permanent out of home placement;

X Each party present at the hearing understands that unless the family is willing and able to provide the child(ren) with a safe family home, even with the assistance of a service plan, within a reasonable period of time stated in the service plan, their parental and custodial duties and rights shall be subject to termination;

X Each term, condition, and consequence of the service plan dated _____ [] as modified, and attached as Exhibit "A" has been explained to and is understood by each party present at the hearing;

— Each party at the hearing knows that he/she/they have no right to take or entice the child(ren) from the lawful custody of the Department of Human Services ("DHS") and/or to remove the child(ren) from the State of Hawaii;

— The DHS has made reasonable efforts to complete or have the child(ren)'s parents complete:

- [] the medical information form for father
- [] the medical information form for mother
- [] the medical records release form for father
- [] the medical records release form for mother
- [] a signed release from mother to receive a copy of all of her medical records relating to the birth of the child(ren);

— The DHS has used due diligence to inform [] mother and [] father of the confidentiality requirements of HRS 578-15;

— _____ was/were served with a summons and certified copy of the petition in open court;

THEREFORE, IT IS HEREBY ORDERED THAT:

1 Foster custody is continued;

The service plan dated _____ [] as modified, is ordered by the Court and attached as Exhibit "A" and made a part of this order;

2 All parties are ordered to appear at a (1:00 p.m.) hearing on March 25, 2004 at 10 A.m., before the presiding judge;

3 The DHS report and plan are due two (2) weeks prior to the above-stated court date and the GAL recommendation/objection statement is due one (1) week prior to the above-stated court date;

4 All prior consistent orders shall remain in full force and effect until further order of the Court;

_____ is/are defaulted for failure to appear and notice of future hearings is waived;

The entry of default against _____ is set aside prospectively only, provided that, no prior orders are set aside;

Pursuant to HRS § 587-71(n), the natural parents of the child/ren are ordered to complete the medical information forms and consent to release medical information required under HRS § 578-14.5 and shall return the completed forms to the department of human services;

DATED: *Hilo* Honolulu, Hawaii, 101 20 2008

 JENNIFER GARDIS
JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

<hr/>	<hr/>
<hr/>	<hr/>
<hr/>	<hr/>

COURT CLERK: _____

Family Court Hearings

JP06 _____
JD12 _____

20
199
/ Case Record

FC-S: 93-034
CASE NAME Debra Taylor CPSS 10730 DATE 10/16/03

Time Scheduled: 9:00 Actual Start: _____ Ending Time: _____

Children: Peter

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Huddles

Present: CPS: [REDACTED] DAG: Magnin GAL: Kawan

Mom: _____ Dad: _____

Mom Atty: _____ Dad Atty: Master Burger for Straus

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE 3/10/04

NEXT HEARING 3/25/04 - 10.00 ✓

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on 10-6-03 a true and correct copy of the Report of the Guardian Ad Litem was duly served on the following parties by the method indicated below:

MARY ANNE MAGNIER, ESQ. Mail
Deputy Attorney General
Department of the Attorney General
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Center
Hilo, HI 96720

ATTORNEY FOR THE STATE OF HAWAII (DHS)

CRAIG D. SADAMOTO, ESQ. Mail
Attorney for Mother
234 Waianuenue Avenue, Suite 105
Hilo, HI 96720

STEVEN STRAUSS, ESQ. Mail
Attorney for Father
190 Keawe Street
Hilo, HI 96720

DATED: KAMUELA, HAWAII, October 6, 2003

Edith Kawai
EDITH KAWAI
GUARDIAN AD LITEM

MARK J. BENNETT 2672
Attorney General of Hawaii

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: (808) 933-8883

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of	)	FC-S No. 98-034
)	
PETER KEMA, JR.	)	NOTICE OF FILING; DHS
Born on May 1, 1991	)	SAFE FAMILY HOME REPORT;
	)	CERTIFICATE OF SERVICE
)	
	)	DATE: October 16, 2003
	)	TIME: 9:00 a.m.
	)	JUDGE: Ben H. Gaddis
)	

NOTICE OF FILING

PLEASE TAKE NOTICE that a Safe Family Home Report dated September 30, 2003, prepared by [REDACTED], social worker for the Department of Human Services, was filed with the Court on October 13, 2003, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, October 13, 2003.

Mary Anne Magnier
MARY ANNE MAGNIER
Deputy Attorney General
Attorneys for the State of Hawaii

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 13, 2003, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

By:
U.S. Mail

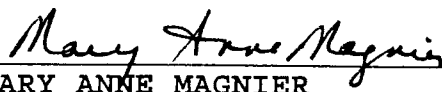
By:
Hand-Delivery/
Court Jacket

CRAIG SADAMOTO, ESQ. X
Attorney for Mother
234 Waianuenu Avenue
Suite 105
Hilo, Hawaii 96720

STEVEN STRAUSS, ESQ. X
Attorney for Father
190 Keawe Street
Suite 31
Hilo, Hawaii 96720

EDITH KAWAI, ESQ. X
Guardian Ad Litem
P.O. Box 160
Kamuela, Hawaii 96743

DATED: Hilo, Hawaii, October 13, 2003.



MARY ANNE MAGNIER
Deputy Attorney General
Attorneys for the State of Hawaii

Family Court Hearings

SW _____
WD _____
EB _____
SSA _____
SR _____

Case Record

JP06 _____
JD12 _____

DEPT. OF HUMAN SERVICES
CHILD WELFARE DIVISION
MAY 15 2003
Child Welfare Services
Honolulu, Hawaii

CASE NAME Kama, Jayline CPSS 10730 DATE 4/24/03

Time Scheduled: 9.00 Actual Start: _____ Ending Time: _____

Children: Peter Boy

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Judd

Present:

CPS: _____ DAG: M. Maguire GAL: Kawai Edwards

Mom: _____ Dad: _____

Mom Atty: _____ Dad Atty: _____

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE _____

NEXT HEARING 10/16/03 @ 9.00

Special Orders: _____

Comments regarding court hearing, questions regarding service plan, visitation, etc...)

Foster Custody continued.

FOR SSA IV

CA/CU 28

Date Inputed: 4/27/03

Initial: [REDACTED]

CA/CU 52

Date Inputed: 4/27/03

Initial: [REDACTED]

[REDACTED]
Unit Supervisor Sign

5/12/03
Date

MARK J. BENNETT 2672
Attorney General of Hawaii

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: (808) 933-8883

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of	)	FC-S No. 98-034
)	
PETER KEMA, JR.	)	NOTICE OF FILING; DHS
Born on May 1, 1991	)	SAFE FAMILY HOME REPORT;
	)	CERTIFICATE OF SERVICE
)	
	)	DATE: April 24, 2003
	)	TIME: 9:00 a.m.
	)	JUDGE: Ben H. Gaddis
)	

DEPT. OF HUMAN SERVICES
Social Services Division

APR 13 2003

EH Child Welfare Service I
Hilo, Hawaii

NOTICE OF FILING

PLEASE TAKE NOTICE that a Safe Family Home Report dated April 8, 2003, prepared by [REDACTED] social worker for the Department of Human Services, was filed with the Court on April 16, 2003, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, April 16, 2003.

Mary Anne Magnier

MARY ANNE MAGNIER
Deputy Attorney General
Attorneys for the State of Hawaii

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 16, 2003, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

By:
U.S. Mail


By:
Hand-Delivery/
Court Jacket

CRAIG SADAMOTO, ESQ. X
Attorney for Mother
234 Waianuenu Avenue
Suite 105
Hilo, HI 96720

STEVEN STRAUSS, ESQ. X
Attorney for Father
190 Keawe Street
Suite 31
Hilo, HI 96720

EDITH KAWAI, ESQ. X
Guardian Ad Litem
P.O. Box 160
Kamuela, HI 96743

DATED: Hilo, Hawaii, April 16, 2003.



MARY ANNE MAGNIER
Deputy Attorney General
Attorneys for the State of Hawaii

1024

MARK J. BENNETT 2672
Attorney General

MARY ANNE MAGNIER 3451
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
465 South King Street, B-2
Honolulu, Hawaii 96813
Telephone: 587-2969

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of
PETER KEMA, JR.,
Born on May 1, 1991.

FC-S No. 98-034
ORDERS CONCERNING CHILD
PROTECTIVE ACT
[] EXHIBIT "A"
JUDGE: *Ben Gaddis*
DATE: April 24, 2003
9:00 a.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

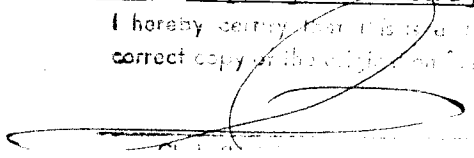
The following parties were present:

- [] Jaylin Kema, mother;
- [] Peter Kema, Sr., father;
- [] _____;
- [] _____;
- [] _____;
- [] _____, DHS social worker;

Also present were:

- [] Craig Sadamoto, counsel for mother;
- [] Steven Strauss, counsel for father;
- [] _____;
- [] _____;
- [] Edith Kawai, guardian ad litem;
- [X] Mary Anne Magnier, deputy attorney general.

I hereby certify that this is a true and correct copy of the original on file in this office.



The following parties were not present at the hearing:

- [] _____ who was/were defaulted at the hearing on _____;
- [] _____ who was/were not served, however, a reasonable effort has been made to locate him/her/them and it would not be in the best interests of the child(ren) to postpone the proceedings until service can be completed;
- [X] Parents, GAL _____ who was/were excused;
- [] _____ for whom three calls were made with no response [] and were reserved.

Based upon the record and/or the evidence presented, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [X] reunification [X] permanent out of home placement;

B Each party present at the hearing understands that unless the family is willing and able to provide the child(ren) with a safe family home, even with the assistance of a service plan, within a reasonable period of time stated in the service plan, their parental and custodial duties and rights shall be subject to termination;

~~C~~ Each term, condition, and consequence of the service plan dated _____ [] as modified, and attached as Exhibit "A" has been explained to and is understood by each party present at the hearing;

_____ Each party at the hearing knows that he/she/they have no right to take or entice the child(ren) from the lawful custody of the Department of Human Services ("DHS") and/or to remove the child(ren) from the State of Hawaii;

_____ The DHS has made reasonable efforts to complete or have the child(ren)'s parents complete:

- [] the medical information form for father
- [] the medical information form for mother
- [] the medical records release form for father
- [] the medical records release form for mother
- [] a signed release from mother to receive a copy of all of her medical records relating to the birth of the child(ren);

_____ The DHS has used due diligence to inform [] mother and [] father of the confidentiality requirements of HRS 578-15;

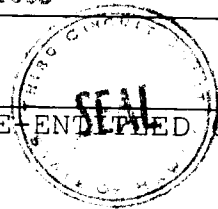
_____ _____ was/were served with a summons and certified copy of the petition in open court;

THEREFORE, IT IS HEREBY ORDERED THAT:

- 1 Foster custody ^{upon location} is continued;
 - 2 The service plan dated _____ [] as modified, is ordered by the Court and attached as Exhibit "A" and made a part of this order;
 - 3 All parties are ordered to appear at a (review) hearing on October 16, 2003 at 9:00 A.m., before the presiding judge;
 - 4 The DHS report and plan are due two (2) weeks prior to the above-stated court date and the GAL recommendation/objection statement is due one (1) week prior to the above-stated court date;
 - 5 All prior consistent orders shall remain in full force and effect until further order of the Court;
- _____ is/are defaulted for failure to appear and notice of future hearings is waived;
- _____ The entry of default against _____ is set aside prospectively only, provided that, no prior orders are set aside;
- _____ Pursuant to HRS § 587-71(n), the natural parents of the child/ren are ordered to complete the medical information forms and consent to release medical information required under HRS § 578-14.5 and shall return the completed forms to the department of human services;

DATED: Hilo, Hawaii, MAY 7 2003

BEN H. GADDIS
JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

<hr/>	<hr/>
<hr/>	<hr/>
<hr/>	<hr/>

COURT CLERK: _____

COPY

EARL I. ANZAI 2904
Attorney General of Hawaii

RANDAL Q. COCKETT 5780
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

NOV 13 10:13

CLERK
COURT

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of)
PETER KEMA, JR.) FC-S NOS. 98-034
Born on May 1, 1991) ORDER CONTINUING FOSTER
CUSTODY WHEN CHILD IS FOUND
HEARING: November 7, 2002
HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

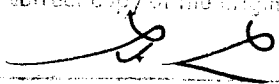
The following parties and/or individuals were present:

- [] JAYLIN KEMA, Mother;
- [] CRAIG SADAMOTO, Counsel for Mother;
- [] PETER KEMA, SR., Father (FC-S No. 98-034);
- [] STEVEN STRAUSS, Counsel for Mr. Kema;
- [] EDITH KAWAI, Guardian Ad Litem;
- [X] [REDACTED], DHS Social Worker;
- [X] RANDAL Q. COCKETT, Deputy Attorney General;
- [] _____;
- [] _____;

The following parties and/or individuals were not present:

- [X] EDITH KAWAI, CRAIG SADAMOTO, and STEVEN STRAUSS, who was/were excused unless requested to appear;
- [] _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;
- [] _____, who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information

I hereby certify that this is a true and correct copy of the original on file in this office.

Clerk Third Circuit Court of Hawaii

pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [X] reunification [X] permanent out of home placement;

B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;

C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____;
/ _____;

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1 The prior award of foster custody when the child is found is continued;

2 All prior consistent orders shall remain in full force and effect until further order of the Court;

3 All parties shall appear at a ^{review of} ~~April 24, 2003~~ hearing, which will be held on April 24, 2003 ✓, at 9:00 a.m., before the Honorable Ben H. Gaddis;

4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's 1 DHS Safe Family Home Report filed October 23, 2002;

State's _____;

State's _____

State's _____

/ _____

/ _____

/ _____

DATED: Hilo, Hawaii, _____

GENE GADDIS
JUDGE OF THE ABOVE ENTITLED COURT



APPROVED AS TO FORM:

In the Interest of Peter Kema, Jr.;/FC-S No. 98-034;/Order Continuing Foster Custody When Child Is Found

Family Court Hearings

SW
BV
CLV
SSA
CLV Case Record

JP06 _____
JD12 _____

CASE NAME Yema Taylor CPSS 10780 DATE 11/7/03

Time Scheduled: 9:30 Actual Start: _____ Ending Time: _____

Children: Peter Boy

Issue Before the Court: TFC TFS FC FS INT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Saddles

Present:

CPS: [Redacted] DAG: Cookett GAL: edward

Mom: edward Dad: edward

Mom Atty: _____ Dad Atty: _____

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE 4/3/09

NEXT HEARING 4/30/03 - 9:00

Special Orders: _____

Comments regarding court hearing, questions regarding service plan, visitation, etc...)

Foster Custody continued

FOR SSA IV

CA/CU 28

Date Inputed: 11/24/02

Initial: 

CA/CU 52

Date Inputed: 11/24/02

Initial: 



 for Sign

mbshk

Date

EARL I. ANZAI #2904
Attorney General of Hawaii

RANDAL Q. COCKETT #5780
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: (808) 933-8883

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of) FC-S No. 98-034
)
PETER KEMA, JR.)
Born on May 1, 1991) NOTICE OF FILING; DHS
) SAFE FAMILY HOME REPORT;
) EXHIBIT "A";
) CERTIFICATE OF SERVICE
)
) DATE: November 7, 2002
) TIME: 9:30 a.m.
) JUDGE: Ben H. Gaddis
)

NOTICE OF FILING

PLEASE TAKE NOTICE that a DHS Safe Family Home Report dated October 20, 2002, and Exhibit "A", prepared by [REDACTED] social worker for the Department of Human Services, was filed with the Court on October 23, 2002, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, October 23, 2002.

/s/ Randal Q. Cockett
RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 23, 2002, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

	By: <u>U.S. Mail</u>	By: <u>Hand-Delivery/ Court Jacket</u>
CRAIG SADAMOTO, ESQ. Attorney for Mother	X	
STEVEN STRAUSS, ESQ. Attorney for Father	X	
EDITH KAWAI, ESQ. Guardian Ad Litem	X	

DATED: Hilo, Hawaii, October 23, 2002.

/s/ Randal Q. Cockett

RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

EARL I. ANZAI 2904
Attorney General of Hawaii

RANDAL Q. COCKETT 5780
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

A. [unclear]

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of)
PETER KEMA, JR.) FC-S NOS. 98-034
Born on May 1, 1991) ORDER CONTINUING FOSTER
CUSTODY WHEN CHILD IS FOUND
HEARING: May 23, 2002
HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

The following parties and/or individuals were present:

- [] JAYLIN KEMA, Mother;
- [] CRAIG SADAMOTO, Counsel for Mother;
- [] PETER KEMA, SR., Father (FC-S No. 98-034);
- [] STEVEN STRAUSS, Counsel for Mr. Kema;
- [] EDITH KAWAI, Guardian Ad Litem;
- [X] [REDACTED], DHS Social Worker;
- [X] RANDAL Q. COCKETT, Deputy Attorney General;
- [] _____;
- [] _____;

The following parties and/or individuals were not present:

- [X] EDITH KAWAI, CRAIG SADAMOTO, and STEVEN STRAUSS, who was/were excused unless requested to appear;
- [] _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;
- [X] Jaylin Kema and Peter Kema, Sr., who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information

I hereby certify that this is a true and correct copy of the original on file in this office.

[Signature]

pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [X] reunification [X] permanent out of home placement;

B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;

C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____

/ _____

_____.

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1 The prior award of foster custody when the child is found is continued;

2 All prior consistent orders shall remain in full force and effect until further order of the Court;

3 All parties shall appear at a review hearing, which will be held on November 7, 2002 at 9:30 a.m., before the Honorable Ben H. Gaddis;

4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's 1 DHS Safe Family Home Report filed May 7, 2002;

State's 2 Report of Guardian Ad Litem filed May 20, 2002;

State's _____
_____;

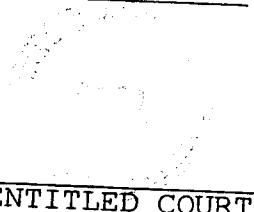
State's _____
_____;

/ _____
_____;

/ _____
_____;

/ _____
_____;

DATED: Hilo, Hawaii, JUL 12 2002


JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

In the Interest of Peter Kema, Jr.;/FC-S No. 98-034;/Order
Continuing Foster Custody When Child Is Found

Family Court Hearings

SW
BV ✓
CLV
SSA

JP06
JD12

DEPT. OF HUMAN SERVICES
CHILD WELFARE DIVISION

MAY 1 2002

Child Welfare Services
Hawaii

Case Record

CASE NAME Kenna, Jaylen CPSS 10780 DATE 5/23/02

Time Scheduled: 10:30 Actual Start: 11:40 Ending Time: _____

Children: Peter Kenna, Jr.

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Maddis

Present:

CPS: _____ DAG: Cockett GAL: excused

Mom: absent Dad: absent

Mom Atty: excused Dad Atty: excused

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE 10/23/02

NEXT HEARING 11/7/02 - 9:30

Special Orders: _____

Comments regarding court hearing, questions regarding service plan,
visitation, etc...)

FOR SSA IV

CA/CU 28

Date Inputed: 5/24/02

Initial: 

CA/CU 52

Date Inputed: 5/24/02

Initial: 

 _____ 5/29/02
Supervisor Sign Date

EARL I. ANZAI #2904
Attorney General of Hawaii

RANDAL Q. COCKETT #5780
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: (808) 933-8883

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of) FC-S No. 98-034
)
PETER KEMA, JR.)
Born on May 1, 1991) NOTICE OF FILING; DHS
) SAFE FAMILY HOME REPORT;
) EXHIBIT A; CERTIFICATE
) OF SERVICE
)
) DATE: May 23, 2002
) TIME: 10:00 a.m.
) JUDGE: Ben H. Gaddis

NOTICE OF FILING

PLEASE TAKE NOTICE that a Safe Family Home Report; Exhibit A, dated May 1, 2002, prepared by [REDACTED], social worker for the Department of Human Services, was filed with the Court on May 7, 2002, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, May 7, 2002.

/s/ Randal Q. Cockett
RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 7, 2002, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

	By: <u>U.S. Mail</u>	By: <u>Hand-Delivery/ Court Jacket</u>
CRAIG SADAMOTO, ESQ. Attorney for Mother	X	
STEVEN STRAUSS, ESQ. Attorney for Father	X	
EDITH KAWAI, ESQ. Guardian Ad Litem	X	

DATED: Hilo, Hawaii, May 7, 2002.

/s/ Randal Q. Cockett
RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

EARL I. ANZAI 2904
Attorney General of Hawaii

2002 JAN -5 AM 10:15

RANDAL Q. COCKETT 5780
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

CLERK
COURT 3RD CIRCUIT

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of	)	FC-S NOS. 98-034
)	
PETER KEMA, JR.	)	ORDER CONTINUING FOSTER
Born on May 1, 1991	)	CUSTODY WHEN CHILD IS FOUND
)	
	)	HEARING: December 6, 2001
)	
	)	HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

The following parties and/or individuals were present:

- [] JAYLIN KEMA, Mother;
- [X] CRAIG SADAMOTO, Counsel for Mother;
- [] PETER KEMA, SR., Father (FC-S No. 98-034);
- [X] STEVEN STRAUSS, Counsel for Mr. Kema;
- [X] EDITH KAWAI, Guardian Ad Litem;
- [X] [REDACTED], DHS Social Worker;
- [X] RANDAL Q. COCKETT, Deputy Attorney General;
- [X] [REDACTED], *DHS Social Worker*;
- [] _____;
- [] _____;

The following parties and/or individuals were not present:

- [] _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;
- [] _____, who was/were represented by counsel;
- [X] *Jaylin Kema and Peter Kema, Sr.*, who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information

I hereby certify that this is a true, correct and exact copy of the original on file in this office.

M. Kama

pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [X] reunification [X] permanent out of home placement;

B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;

C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____

_____;

/ _____

_____.

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1 The prior award of foster custody when the child is found is continued;

2 All prior consistent orders shall remain in full force and effect until further order of the Court;

3 All parties shall appear at a review hearing, which will be held on May 16, 2002, at 9:00 a.m., before the Honorable Ben H. Gaddis;

/ The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's _____
_____;

State's _____
_____;

State's _____
_____;

State's _____
_____;

4 Parents' counsel and the Guardian Ad Litem are
excused from all future hearings unless requested to appear;

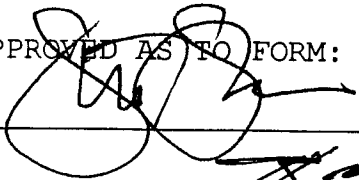
/ _____
_____;

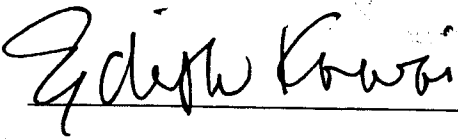
/ _____
_____.

DATED: Hilo, Hawaii, _____ JAN 05 2002 _____.

2011-1-05 08
JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:





In the Interest of Peter Kema, Jr.;/FC-S No. 98-034;/Order
Continuing Foster Custody When Child Is Found

Family Court Hearings

SW
BV jm
CLV
SSA
CLV 2 Case Record

JP06
JD12

CASE NAME Kerna, Jaylen CPSS 10730 DATE 12/15/01

Time Scheduled: 9:30 Actual Start: _____ Ending Time: _____

Children: Peter Kerna, Jr.

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Jaddis

Present:

CPS: [REDACTED] DAG: Cockett GAL: Harris

Mom: Jaylen - not pres Dad: Peter Jr - not pres

Mom Atty: Sodamoto Dad Atty: Struss

Others Present: [REDACTED]

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE 5/1/02

NEXT HEARING 5/16/02 1:00

Special Orders: _____

Comments regarding court hearing, questions regarding service plan, visitation, etc...)

*① Counselor to be attending
Q Parent's Counsel expense from ~~attorney~~ future court
-- JAL + hearings unless requested by the court*

FOR SSA IV

CA/CU 28

Date Inputed: _____

Initial: _____

CA/CU 52

Date Inputed: _____

Initial: _____

Unit Supervisor Sign 12/19/01 Date

COPY

EARL I. ANZAI 2904
Attorney General of Hawaii

RANDAL Q. COCKETT 5780
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of	)	FC-S NOS. 98-034
)	
PETER KEMA, JR.	)	ORDER CONTINUING FOSTER
Born on May 1, 1991	)	CUSTODY WHEN CHILD IS FOUND
)	
	)	HEARING: October 25, 2001
	)	<i>William S. Chillingworth</i>
	)	HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

The following parties and/or individuals were present:

- [] JAYLIN KEMA, Mother;
- [X] CRAIG SADAMOTO, Counsel for Mother;
- [] PETER KEMA, SR., Father (FC-S No. 98-034);
- [] STEVEN STRAUSS, Counsel for Mr. Kema;
- [X] EDITH KAWAI *-by phone*, Guardian Ad Litem;
- [X] _____, DHS Social Worker;
- [X] RANDAL Q. COCKETT, Deputy Attorney General;
- [X] _____, *DHS Social Workers*;
- [] _____;
- [] _____;

The following parties and/or individuals were not present:

- [] _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;
- [] _____, who was/were represented by counsel;
- [X] *J. Kema, P. Kema, Sr., and Steve Strauss*, who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information

I hereby certify that this is a full, true and correct copy of the original on file in this office.

M. Kalua

Clerk, Third Circuit Court, State of Hawaii

pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [X] reunification [X] permanent out of home placement;

B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;

C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____
_____;

/ _____
_____.

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1 The prior award of foster custody when the child is found is continued;

2 All prior consistent orders shall remain in full force and effect until further order of the Court;

3 All parties shall appear at a review hearing, which will be held on December 6, 2001, at 9:30 a.m., before the Honorable Ben H. Gaddis;

4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's 1 DHS Safe Family Home Report filed October 9, 2001;

State's _____;

State's _____;

State's _____;

5 Edith Kawai's signature is waived on this order

/

/

DATED: Hilo, Hawaii, NOV 20 2001

WILLIAM S. CHILINOWICH
ASSIGNED JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

[Signature]

In the Interest of Peter Kema, Jr.;/FC-S No. 98-034;/Order Continuing Foster Custody When Child Is Found

EARL I. ANZAI #2904
Attorney General of Hawaii

RANDAL Q. COCKETT #5780
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: (808) 933-8883

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of	)	FC-S No. 98-034
)	
PETER KEMA, JR.	)	NOTICE OF FILING; DHS
Born on May 1, 1991	)	SAFE FAMILY HOME REPORT;
	)	EXHIBIT A; CERTIFICATE
	)	OF SERVICE
)	
	)	DATE: October 25, 2001
	)	TIME: 8:30 a.m.
	)	JUDGE: Ben H. Gaddis

NOTICE OF FILING

PLEASE TAKE NOTICE that a Safe Family Home Report; Exhibit A, dated October 7, 2001, prepared by [REDACTED] social worker for the Department of Human Services, was filed with the Court on October 9, 2001, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, October 9, 2001.

Randal Q. Cockett

RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 9, 2001, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

	By: <u>U.S. Mail</u>	By: <u>Hand-Delivery/ Court Jacket</u>
CRAIG SADAMOTO, ESQ. Attorney for Mother	X	
STEVEN STRAUSS, ESQ. Attorney for Father	X	
EDITH KAWAI, ESQ. Guardian Ad Litem	X	

DATED: Hilo, Hawaii, October 9, 2001.



RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

Family Court Hearings

SW _____
BV _____
CLV _____
SSA _____
CLV _____ / Case Record

JP06 _____
JD12 _____

CASE NAME Kerna, Jaylin CPSS 10780 DATE 10/25/01

Time Scheduled: 8:30 Actual Start: _____ Ending Time: _____

Children: Peter Jr.

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Chillingworth

Present:

CPS: [REDACTED] DAG: Crockett GAL: Kawai

Mom: Jaylin (excused) Dad: Peter Sr. - not present

Mom Atty: Sadamoto Dad Atty: Stevens - not present

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence

SP / RSP Dated _____ Ordered Modifications: YES NO

NEXT REPORT DUE _____

NEXT HEARING 12/6/01 - 9:30 A.M.

Special Orders: _____

Comments regarding court hearing, questions regarding service plan, visitation, etc...)

Continued expecting orders

FOR SSA IV

CA/CU 28

Date Inputed: 10/25/01

Initial: 

CA/CU 52

Date Inputed: 10/25/01

Initial: 

 _____ 10-26-01 _____
Unit Supervisor Sign Date

COPY

EARL I. ANZAI 2904
Attorney General of Hawaii

RANDAL Q. COCKETT 5780
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

05/21/01 11:38

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of	)	FC-S NOS. 98-034
)	
PETER KEMA, JR.	)	ORDER CONTINUING FOSTER
Born on May 1, 1991	)	CUSTODY WHEN CHILD IS FOUND
)	
	)	HEARING: May 24, 2001
)	
	)	HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

The following parties and/or individuals were present:

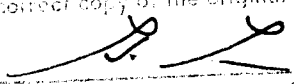
- JAYLIN KEMA, Mother;
- CRAIG SADAMOTO, Counsel for Mother;
- PETER KEMA, SR., Father (FC-S No. 98-034);
- STEVEN STRAUSS, Counsel for Mr. Kema;
- EDITH KAWAI, Guardian Ad Litem;
- [REDACTED], DHS Social Worker;
- RANDAL Q. COCKETT, Deputy Attorney General;
- _____;
- _____;
- _____;

The following parties and/or individuals were not present:

- _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;
- _____, who was/were represented by counsel;
- Edith Kawai, who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information

I hereby certify that this is a full, true and correct copy of the original on file in this office.



Clerk, Third Circuit Court, State of Hawaii

pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

- A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is reunification permanent out of home placement;
- B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;
- C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____

/ _____

_____.

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

- 1 The prior award of foster custody when the child is found is continued;
- 2 All prior consistent orders shall remain in full force and effect until further order of the Court;
- 3 All parties shall appear at a review hearing, which will be held on November 8, 2001 ~~October 25, 2001~~, at 8:30 a.m., before the Honorable Ben H. Gaddis;
- 4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's 1 DHS Safe Family Home Report filed May 4, 2001;
State's 2 Report of the Guardian Ad Litem dated May 8, 2001;

State's _____ ;
_____ ;

State's _____ ;
_____ ;

/ _____ ;
_____ ;

/ _____ ;
_____ ;

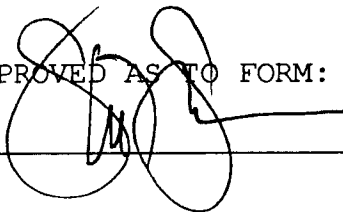
/ _____ ;
_____ ;

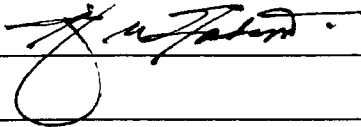
DATED: Hilo, Hawaii, JUN 21 2001 .

BEN H. GADDIS
JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:





In the Interest of Peter Kema, Jr.;/FC-S No. 98-034;/Order Continuing Foster Custody When Child Is Found

Family Court Hearings

JP06 _____
JD12 _____

SW _____
BV _____
CLV _____
SSA _____
CLV ch Case Record

CASE NAME Kama, Jaylin CPSS 10780 DATE 5/31/01


Time Scheduled: 9:30 AM Actual Start: 9:15 Ending Time: _____


Children: Peter

Issue Before the Court: TFC TFS FC FS INIT FS REV PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Ben Hodges

Present: 

CPS:  DAG: Bardy Covert GAL: Monica E. Kowin

Mom: Craig Sabarwal Dad: Peter Kama Sr

Mom Atty: mother present Dad Atty: Steven Stranica

Others Present: _____

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence _____

SP / RSP Dated _____ Ordered _____ Modifications: YES NO

NEXT REPORT DUE _____

NEXT HEARING 10/25/01 @ 9:30 AM

COPY

[REDACTED] DHS files
FILED

EARL I. ANZAI #2904
Attorney General of Hawaii

RANDAL Q. COCKETT #5780
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: (808) 933-8883

H. TANAKAWA

Attorneys for the State of Hawaii

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of	)	FC-S No. 98-034
)	
PETER KEMA, JR.	)	NOTICE OF FILING OF
Born on May 1, 1991	)	SAFE FAMILY HOME REPORT;
	)	EXHIBIT A; CERTIFICATE
	)	OF SERVICE
)	
	)	DATE: May 24, 2001
	)	TIME: 9:00 a.m.
	)	JUDGE: Ben H. Gaddis

NOTICE OF FILING

PLEASE TAKE NOTICE that a Safe Family Home Report; Exhibit A, dated May 2, 2001, prepared by [REDACTED] social worker for the Department of Human Services, was filed with the Court on May 4, 2001, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, May 4, 2001.

Randal Q. Cockett

RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 4, 2001, a copy of this Notice of Filing of Safe Family Home Report was duly served upon the following parties by the method indicated below:

	By: <u>U.S. Mail</u>	By: <u>Hand-Delivery</u>
Craig Sadamoto, Esq. Attorney for Mother	X	
Steven Strauss, Esq. Attorney for Father	X	
Edith Kawai, Esq. Guardian Ad Litem	X	

DATED: Hilo, Hawaii, May 4, 2001.



RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the State of Hawaii

COPY

EARL I. ANZAI 2904
Attorney General of Hawaii

RECORDED 11 9:00

RANDAL Q. COCKETT 5780
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

FILED
NOV 14 2000
HAWAII

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of	)	FC-S NOS. 98-034
)	
PETER KEMA, JR.	)	ORDER CONTINUING FOSTER
Born on May 1, 1991	)	CUSTODY WHEN CHILD IS FOUND
)	
	)	HEARING: December 14, 2000
)	
	)	HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

The following parties and/or individuals were present:

- [X] JAYLIN KEMA, Mother;
- [X] CRAIG SADAMOTO, Counsel for Mother;
- [] PETER KEMA, SR., Father (FC-S No. 98-034);
- [X] STEVEN STRAUSS, Counsel for Mr. Kema;
- [] [REDACTED]
- [] LLOYD VAN DE CAR, [REDACTED]
- [X] Ellen Yamakawa, Volunteer Guardian Ad Litem;
- [X] [REDACTED], DHS Social Worker;
- [X] RANDAL Q. COCKETT, Deputy Attorney General;
- [X] Edith Kawai, Guardian Ad Litem;
- [] _____;
- [] _____;

The following parties and/or individuals were not present:

- [] _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;
- [X] Peter Kema, Sr., who was/were represented by counsel;
- [] _____, who was/were excused.

I hereby certify that this is a full, true and correct copy of the original on file in this office.

J. Munn
Clerk Third Circuit Court, State of Hawaii

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

A Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is reunification permanent out of home placement;

B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;

C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____
_____;

/ _____
_____.

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1 The prior award of foster custody when the child is found is continued;

2 All prior consistent orders shall remain in full force and effect until further order of the Court;

3 All parties shall appear at a review hearing, which will be held on May 24, 2001, at 10:30 am 9:00 am, before the Honorable Ben H. Gaddis;

4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's 1 DHS Supplemental Safe Family Home Report filed ~~2000~~ November 17, 2000;


State's _____;
State's _____;
State's _____;

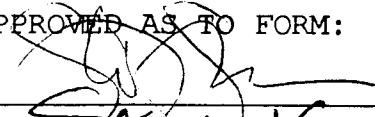
5 Ellen Yasukawa is discharged as VGAL and Edith Kawai shall be the GAL in this case.

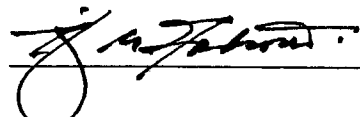
/ _____;
/ _____;

DATED: Hilo, Hawaii, _____ DEC. 30 2000 _____.

BEN H. GADDIS
JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

Edith Kawai



In the Interest of Peter Kema, Jr.;
FC-S No. 98-034;
/Order Continuing
Foster Custody When Child Is Found

EARL I. ANZAI #2904
Attorney General of Hawaii

RANDAL Q. COCKETT #5780
Deputy Attorney General
Department of the Attorney General,
State of Hawaii
101 Aupuni Street, Suite 320
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: (808) 933-8883

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

In the Interest of


PETER KEMA, JR.
Born on May 1, 1991

) FC-S No. 98-034
)
) NOTICE OF FILING OF
) SUPPLEMENTAL SAFE FAMILY
) HOME REPORT; EXHIBIT A;
) CERTIFICATE OF SERVICE
)
) DATE: December 14, 2000
) TIME: 10:30 a.m.
) JUDGE: Ben H. Gaddis

NOTICE OF FILING

PLEASE TAKE NOTICE that a Supplemental Safe Family Home Report; Exhibit A, dated November 16, 2000, and prepared by [REDACTED], Social Worker for the Department of Human Services, was filed with the Court on November 17, 2000, pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, November 17, 2000.



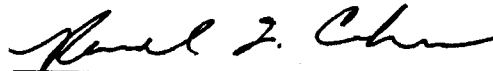
RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for the Department of
Human Services

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 17, 2000, a copy of this Notice of Filing of Supplemental Safe Family Home Report was duly served upon the following parties by the method indicated below:

	By: <u>U.S. Mail</u>	By: <u>Hand-Delivery</u>
Craig Sadamoto, Esq. Attorney for Jaylin Kema	X	
Steven Strauss, Esq. Attorney for Peter Kema, Sr.	X	
Edith Kawai, Esq. Guardian Ad Litem	X	

DATED: Hilo, Hawaii, November 17, 2000.



RANDAL Q. COCKETT
Deputy Attorney General
Attorneys for Department of
Human Services

Family Court Hearings

SW
BV
CLV
SSA
CLV Case Record

JP06
JD12

CASE NAME Hema, Jaylin CPSS 10780 DATE 12/12/00

Time Scheduled: 10:00 Actual Start: 10:48 Ending Time:

Children: Peter Hema, Jr.

Issue Before the Court: TFC TFS FC FS INIT FS **REV** PC PC REV ADP

Motion For / Other:

Presiding Judge: Saddis

Present:

CPS: DAG: Cockett GAL: Edith Bawai

Mom: Jaylin Dad:

Mom Atty: Sadamoto Dad Atty: Strauss

Others Present:

ORDERED: TFC TFS FC FS PC Effective:

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date Admitted Into Evidence

SP / RSP Dated Ordered Modifications: YES NO

NEXT REPORT DUE

NEXT HEARING 5/21/01 — 10:30 AM

DHS-EHCWSI (4/99) 5/24/01 — 9:00 AM

Special Orders: _____

Comments regarding court hearing, questions regarding service plan, visitation, etc...)

- ① Hawaii reappointed GAL
- VGAL discharged
- ② Steauss continued Pro Bono

FOR SSA IV

CA/CU 28

Date Inputed: 01/03/01

Initial: 

CA/CU 52

Date Inputed: 01/03/01

Initial: 

Unit Supervisor Sign 1/8/01
Date

COPI

STATE OF HAWAII
FAMILY COURT
THIRD CIRCUIT

ORDER DISCHARGING GUARDIAN
AD LITEM AND
APPOINTING SUBSTITUTE

CASE NUMBER

FC- S NO. 98-0034

IN THE INTEREST OF
PETER KEMA, JR.,
Born on 05/01/91.

A child under the age of
eighteen years.

SUBSTITUTE GUARDIAN AD LITEM

(Name, Address, & Phone No.)

ELLEN YASUKAWA

c/o Program Services

P. O. Box 1007

Hilo, HI 96721 (934-5777)

GUARDIAN AD LITEM FOR (Name)

PETER KEMA, JR.

Good cause appearing, IT IS ORDERED that pursuant to HRS Sections 560:5-105, 571-8.5(8), 571-24, 571-46(8), 571-47, 578-17, 584-9, 587-34 and /or Family Court Rules 17(c) and 152, the person indicated above be appointed to substitute as guardian ad litem to protect the interests of the minor child named above until final disposition of the case or unless sooner discharged by the court subject to the "Duties of a Guardian Ad Litem (GAL)" set forth on the reverse of this order and incorporated herein.

IT IS ALSO ORDERED that said guardian ad litem shall serve effective: August 16, 2000

- without bond
- without compensation but shall receive reasonable costs
- as a volunteer of the Volunteer Guardian Ad Litem Program, said Program having the authority to act on behalf of the volunteer
- and shall receive reasonable fees and costs .
- fee and/or cost may be payable in whole or in part by an individual or agency, or by the court as the circumstances may justify
- _____ may be required to reimburse the court for fees and costs paid as circumstances may justify and in an amount to be determined by the court.

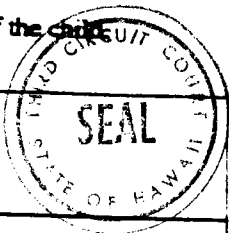
IT IS FURTHER ORDERED that the guardian ad litem shall:

- (1) Be allowed access to the child by the caretakers of the child whether caretakers are individuals, authorized agencies, or health care providers;
- (2) Upon presentation of this order to any agency, hospital, organization, school, individual or office, including but not limited to the Clerk of this Court, human services and/or child caring agencies, public or private institutions and/or facilities, medical and mental health professional, law enforcement agencies and the Attorney General, have the authority to inspect and receive copies of any records, notes, and electronic recordings concerning the child that are relevant to the proceedings filed under this chapter without the consent of the child or individuals and authorized agencies who have control of the child;
- (3) Hold any information received from any such source as confidential, and shall not disclose the same except to the court and where allowed by the court, to other parties to this case and where provided by law;
- (4) Be given notice of all hearings and proceedings including but not limited to administrative, family, civil, criminal, grand juries or appellate; and all conferences including but not limited to multi-disciplinary team meetings, individual educational program meetings or interagency cluster meeting, involving the child and shall protect the best interest of the child therein, unless otherwise ordered by the court;
- (5) Appear at all hearings, proceedings and conferences to protect the best interest of the child unless otherwise directed by the court; and
- (6) Have party status in any agreement or plan entered into on behalf of the child.

DATE
- AUG 17 2000

JUDGE

ESH



Hilo, Hawaii

CC: Discharged GAL - E. Kawai
DAG - R. Cockett, DHS/SW - [REDACTED]
Substitute GAL - E. Yasukawa
Fiscal
Family Court Director

I hereby certify that this is a full, true and correct copy of the original on file in this office.

[Signature]

Clerk, Third Circuit Court, State of Hawaii

F. TAMANAHA

Family Court Hearings

SW
BV
CLV
SSA
CLV

Case Record

DEPT. OF HEALTH & HUMAN SERVICES
JULY 2000

JP06 _____
JD12 _____

CASE NAME Kerna Jaylin CPSS 10780 DATE 6/29/00

Time Scheduled: 10:30 Actual Start: 11:16 Ending Time: _____

Children: Peter Kerna, Jr.

Issue Before the Court: TFC TFS FC FS INIT FS **REV** PC PC REV ADP

Motion For / Other: _____

Presiding Judge: Ben Hardin

Present:

CPS [REDACTED] AG: Randal Cockett GAL: Edith Kerna

Mom: Jaylin Kerna Dad: (father - not present)

Mom Atty: Craig Sadamiro Dad Atty: Steven Steiner

Others Present: [REDACTED]

ORDERED: TFC TFS FC FS PC Effective: _____

TFC CONT TFS CONT FC CONT FS CONT PC CONT

DHS Reported Date _____ Admitted Into Evidence _____

SP / RSP Dated _____ Ordered _____ Modifications: YES NO

NEXT REPORT DUE 11/29/00

NEXT HEARING 8/14/00 - 10:30 AM

EARL I. ANZAI 2904
Attorney General of Hawaii

RANDAL Q. COCKETT 5780
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

2000 JUN 29 PM 3:15

H. TAMANAHA

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of	)	FC-S NOS. 98-034
PETER KEMA, JR.)	
Born on May 1, 1991	)	ORDER CONTINUING FOSTER
	)	CUSTODY WHEN CHILD IS FOUND
	)	HEARING: June 29, 2000
	)	HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

The following parties and/or individuals were present:

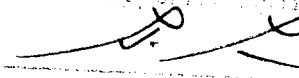
<input checked="" type="checkbox"/>	JAYLIN KEMA	, Mother;
<input checked="" type="checkbox"/>	CRAIG SADAMOTO	, Counsel for Mother;
<input type="checkbox"/>	PETER KEMA, SR.	, Father (FC-S No. 98-034);
<input checked="" type="checkbox"/>	STEVEN STRAUSS	, Counsel for Mr. Kema;
<input type="checkbox"/>	[REDACTED]	, [REDACTED];
<input type="checkbox"/>	LLOYD VAN DE CAR	, [REDACTED];
<input checked="" type="checkbox"/>	EDITH KAWAI	, Guardian Ad Litem;
<input checked="" type="checkbox"/>	RANDAL Q. COCKETT	, DHS Social Worker;
<input type="checkbox"/>		, Deputy Attorney General;
<input type="checkbox"/>		;
<input type="checkbox"/>		;

The following parties and/or individuals were not present:

_____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;

Peter Kema Sr., who was/were represented by counsel;

I hereby certify that this is a full, true and correct copy of the original on file in this office.



[] _____, who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

- A Reasonable efforts are being made or have been made by DHS to make it possible for the child to return to the family home;
- B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;
- C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____;

/ _____;

_____.

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

- 1 The prior award of foster custody when the child is found is continued;
- 2 All prior consistent orders shall remain in full force and effect until further order of the Court;
- 3 All parties shall appear at a review hearing, which will be held on December 14, 2000, at 10:30 a.m., before the Honorable Ben H. Gaddis;
- 4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's 1 DHS Supplemental Safe Family Home Report filed June 20, 2000;

EARL I. ANZAI, #2904
Attorney General of Hawaii

RANDAL Q. COCKETT #5780
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
101 Aupuni Street, Suite 1014-A
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: 933-8883

FILED
2000 JUN 20 PM 1:04
COURT CLERK
HAWAII SUPERIOR COURT

Attorneys for the Department
of Human Services

IN THE THIRD CIRCUIT OF THE FAMILY COURT
STATE OF HAWAII

IN THE INTEREST OF:	)	FC-S No.: 98-034
)	
PETER KEMA, JR.	)	NOTICE OF FILING OF
Born May 1, 1991	)	SUPPLEMENTAL SAFE FAMILY
	)	HOME REPORT; EXHIBIT A;
	)	CERTIFICATE OF SERVICE.
)	
	)	HEARING: June 29, 2000
	)	TIME: 10:30 A.M.
	)	JUDGE: BEN H. GADDIS
)	

NOTICE OF FILING

Please take notice that a Supplemental Safe Family Home Report with attached Exhibit A, dated June 19, 2000, and prepared by [REDACTED] a Social Worker for the Department of Human Services, was filed with the Court on June 20, 2000 pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, June 20, 2000.

Randal Q. Cockett

RANDAL Q. COCKETT
Deputy Attorney General
Attorney for The Department of
Human Services

CERTIFICATE OF SERVICE

I hereby certify that on June 20, 2000, this Notice of Filing of Supplemental Safe Family Home Report was duly served upon the following parties:

By: U.S. Mail By: Hand-Delivery

CRAIG SADAMOTO, ESQ.
Attorney for Jaylin Kema

X

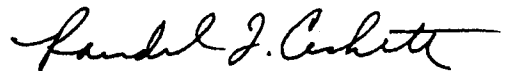
STEVEN STRAUSS, ESQ.
Attorney for Peter Kema, Sr.

X

EDITH KAWAI, ESQ.
Guardian Ad Litem

X

DATED: Hilo, Hawaii, June 20, 2000



RANDAL Q. COCKETT
Deputy Attorney General
Attorney for The Department of
Human Services

EARL I. ANZAI, #2904
Attorney General of Hawaii

RANDAL Q. COCKETT #5780
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
101 Aupuni Street, Suite 1014-A
Hilo Lagoon Centre
Hilo, Hawaii 96720
Telephone: 933-8883

Attorneys for the Department
of Human Services

IN THE THIRD CIRCUIT OF THE FAMILY COURT
STATE OF HAWAII

IN THE INTEREST OF:

PETER KEMA, JR.
Born May 1, 1991

) FC-S No.: 98-034
)
)

) NOTICE OF FILING OF
) SUPPLEMENTAL SAFE FAMILY
) HOME REPORT; EXHIBIT A;
) CERTIFICATE OF SERVICE.
)

) HEARING: June 29, 2000
) TIME: 10:30 A.M.
) JUDGE: BEN H. GADDIS
)

NOTICE OF FILING

Please take notice that a Supplemental Safe Family Home Report with attached Exhibit A, dated June 19, 2000, and prepared by [REDACTED] a Social Worker for the Department of Human Services, was filed with the Court on June 20, 2000 pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, June 20, 2000.

Randal Q. Cockett
RANDAL Q. COCKETT
Deputy Attorney General
Attorney for The Department of
Human Services

CERTIFICATE OF SERVICE

I hereby certify that on June 20, 2000, this Notice of Filing of Supplemental Safe Family Home Report was duly served upon the following parties:

By: U.S. Mail By: Hand-Delivery

CRAIG SADAMOTO, ESQ.
Attorney for Jaylin Kema

X

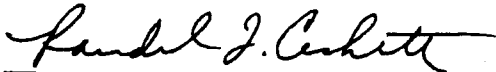
STEVEN STRAUSS, ESQ.
Attorney for Peter Kema, Sr.

X

EDITH KAWAI, ESQ.
Guardian Ad Litem

X

DATED: Hilo, Hawaii, June 20, 2000



RANDAL Q. COCKETT
Deputy Attorney General
Attorney for The Department of
Human Services

COPY

FILED

EARL I. ANZAI 2904
Attorney General of Hawaii

ALEY K. AUNA, JR. 3391
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

2000 JAN 27 11:35:55

H. TAMAMAKA
Clerk
Third Circuit Court

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of	)	FC-S NOS. 98-034
)	
PETER KEMA, JR.	)	ORDER CONTINUING FOSTER
Born on May 1, 1991	)	CUSTODY WHEN CHILD IS FOUND
)	
	)	HEARING: January 18, 2000
)	
	)	HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND

The following parties and/or individuals were present:


[X]	JAYLIN KEMA	, Mother;
[X]	CRAIG SADAMOTO	, Counsel for Mother;
[X]	PETER KEMA, SR.	, Father (FC-S No. 98-034);
[X]	STEVEN STRAUSS	, Counsel for Mr. Kema;
[]	[REDACTED]	[REDACTED]
[]	[REDACTED]	[REDACTED]
[]	LLOYD VAN DE CAR	[REDACTED]
[X]	EDITH KAWAI	, Guardian Ad Litem;
[X]	[REDACTED]	, DHS Social Worker;
[X]	ALEY K. AUNA, JR.	, Deputy Attorney General;
[X]	DR. KELVIN DEGINDER	, <i>Mother's physician</i>
[]	_____	_____;
[]	_____	_____;

The following parties and/or individuals were not present:

[] _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;

[W] _____, who was/were represented by counsel;

I hereby certify that this is a full, true and correct copy of the original on file in this office.


Clerk, Third Circuit Court, State of Hawaii

[X] [REDACTED], and L. VANDECAR, who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

A Reasonable efforts are being made or have been made by DHS to make it possible for the child to return to the family home;

B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;

C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____

_____;

/ _____

_____.

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1 The prior award of foster custody when the child is found is continued;

2 All prior consistent orders shall remain in full force and effect until further order of the Court;

3 All parties shall appear at a review hearing, which will be held on June 29, 2000, at 10:30 A.M., before the Honorable Ben H. Gaddis;

4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

Father's State's A National Center For Missing & Exploited Children Reports (7 pages), filed January 19, 2000;

Father's
State's B

Letter dated January 18, 2000 from Jacqueline
Brittain, Ph.D., filed January 18, 2000 ;

wa

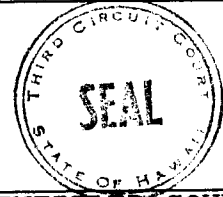
Father's C

Memorandum dated January 18, 2000 from Paul E.
Johnston, MD, filed January 18, 2000 ;

/

/

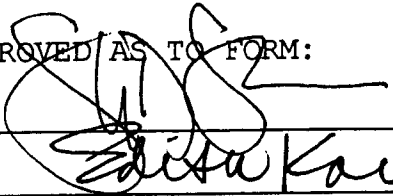
DATED: Hilo, Hawaii, JAN 27 2001

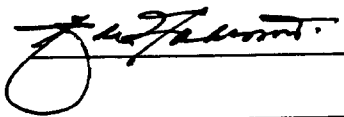


BEN H. GADDIS

JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:


Shira Kawai


Ben H. Gaddis

In the Interest of Peter Kema, Jr. ;
FC-S No. 98-034 ;
Order Continuing Foster Custody When Child Is Found

EARL I. ANZAI 2904
Attorney General of Hawaii

ALEY K. AUNA, JR. 3391
Deputy Attorney General
Suite 320, Hilo Lagoon Centre
101 Aupuni Street
Hilo, Hawaii 96720
Telephone: 933-8883

Attorneys for the Department of
Human Services

2000 JAN 27 09:35 AM

CLERK OF THE COURT
FAMILY COURT
3RD CIRCUIT
HONOLULU, HAWAII

IN THE FAMILY COURT OF THE THIRD CIRCUIT
STATE OF HAWAII

In the Interest of

PETER KEMA, JR.
Born on May 1, 1991

) FC-S NOS. 98-034
)
) ORDER CONTINUING FOSTER
) CUSTODY WHEN CHILD IS FOUND
)
) HEARING: January 13, 2000
)
) HONORABLE BEN H. GADDIS

ORDER CONTINUING FOSTER CUSTODY WHEN CHILD IS FOUND


The following parties and/or individuals were present:

- JAYLIN KEMA _____, Mother;
- CRAIG SADAMOTO _____, Counsel for Mother;
- PETER KEMA, SR. _____, Father (FC-S No. 98-034);
- STEVEN STRAUSS _____, Counsel for Mr. Kema;
- _____, _____;
- LLOYD VAN DE CAR _____, _____;
- EDITH KAWAI _____, _____;
- _____, Guardian Ad Litem;
- ALEY K. AUNA, JR. _____, DHS Social Worker;
- _____, Deputy Attorney General;
- _____, _____;
- _____, _____;

The following parties and/or individuals were not present:

- _____, who was/were either duly served or ordered to be present and having failed to appear after three calls were made, is/are defaulted at this hearing;
- _____, who was/were represented by counsel;

I hereby certify that this is a full, true and correct copy of the original on file in this office.


Clerk, Third Circuit Court

[X] [REDACTED] and Mr. Vander Coe, who was/were excused.

Based upon the records and/or evidence presented and having fully considered all relevant prior and current information pertaining to the guidelines for determining whether the children's family is willing and able to provide the children with a safe family home, the Court finds that:

- A Reasonable efforts are being made or have been made by DHS to make it possible for the child to return to the family home;
- B The child's family is not presently willing and able to provide the child with a safe family home even with the assistance of a service plan;
- C It is not reasonably foreseeable that the child's family will become willing and able to provide the child with a safe family home even with the assistance of a service plan within a reasonable period of time;

/ _____
 _____;

/ _____

Based upon the foregoing considerations and findings, and good cause appearing therefor;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

- 1 The prior award of foster custody when the child is found is continued;
- 2 All prior consistent orders shall remain in full force and effect until further order of the Court;
- 3 All parties shall appear at a continued review hearing, which will be held on January 18, 2000, at 1:00 p.m., before the Honorable Ben H. Gaddis;
- 4 The following exhibits are admitted into evidence and made a part of the record, provided that the parties reserve the right to cross-examination thereon:

State's 1 DHS Supplemental Safe Family Home Report filed January 6, 2000;

State's 2 Report of the Guardian Ad Litem filed January 5, 2000;

State's / _____;

State's / _____;

/ _____;

/ _____;

/ _____.

DATED: Hilo, Hawaii, JAN 9 2000



BEN H. GADDIS

JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

[Handwritten signature]

copy

EARL I. ANZAI #2904
Attorney General of Hawaii

FILED

ALEY K. AUNA, JR. #3391
Deputy Attorney General
Department of the Attorney General,
State of Hawaii - Family Law Division
Hilo Lagoon Centre
101 Aupuni Street, Suite 320
Hilo, Hawaii 96720
Telephone: (808) 933-8883

2000 JAN -6 11:48

H. TAMANAHUA
CLERK OF COURT

Attorneys for the Department of
Human Services

IN THE FAMILY COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

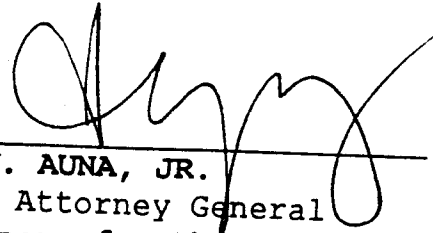
In the Interest of
PETER KEMA, JR.
Born on May 1, 1991

) FC-S No. 98-34
)
) NOTICE OF FILING OF
) SUPPLEMENTAL SAFE FAMILY
) HOME REPORT; CERTIFICATE
) OF SERVICE

NOTICE OF FILING OF SUPPLEMENTAL SAFE FAMILY HOME REPORT

PLEASE TAKE NOTICE THAT a Supplemental Safe Family Home Report, dated January 5, 2000, and prepared by [REDACTED] Social Worker for The Department of Human Services, was filed with the Court on January 6, 2000 pursuant to Section 587-40, H.R.S., as amended.

DATED: Hilo, Hawaii, January 6, 2000.



ALEY K. AUNA, JR.
Deputy Attorney General
Attorneys for the Department
of Human Services

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 6, 2000, this Notice of Filing of Supplemental Safe Family Home Report was duly served upon the following parties by mailing, postage prepaid:

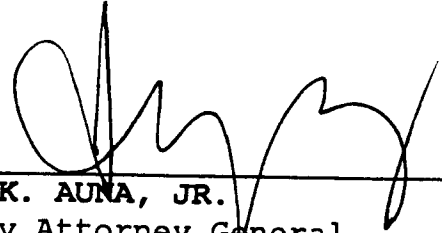
CRAIG SADAMOTO, ESQ.
Attorney for Mother

STEVEN STRAUSS, ESQ.
Attorney for Father

EDITH KAWAI, ESQ.
Guardian Ad Litem

LLOYD VAN DE CAR, ESQ.


DATED: Hilo, Hawaii, January 6, 2000.



ALEY K. AUNA, JR.
Deputy Attorney General
Attorneys for the Department
Of Human Services

