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SCRU-11-0000415

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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In the Matter of the

RULES FOR CONVERSION OF NON-JUDICIAL  
FORECLOSURE PROCEEDINGS

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ORDER AMENDING TEMPORARY RULES FOR IMPLEMENTATION  
OF THE CONVERSION PROCEEDING ESTABLISHED BY  
ACT 48 § 5 OF THE 2011 HAWAI'I SESSION LAWS AND FORMS

(By: Recktenwald, C.J., Nakayama, Acoba, and McKenna, JJ., and  
Intermediate Court of Appeals Chief Judge Nakamura,  
assigned by reason of vacancy)

In consideration of Act 182 of the 2012 Hawai'i Session Laws, the Temporary Rules for Implementation of the Conversion Proceeding Established by Act 48 § 5 of the 2011 Hawai'i Session Laws are amended as set out below, effective upon the filing of this order:

1. The title of the Rules is changed to "Rules for Conversion of Non-Judicial Foreclosure Proceedings."

2. Rule 2 is amended, as follows:

**Rule 2. FEES.**

Upon the filing of the certified conversion petition the clerk shall collect a filing fee of [~~\$300~~] \$250. No other fee shall be assessed or collected.

3. Rule 3 is amended, as follows:

**Rule 3. SERVICE.**

Petitioner shall, in addition to any notice and service requirements set out [~~in Act 48 § 5 (2011)~~] by statute, serve the petition in accordance with the service requirements of Rule 5 of the Hawai'i Rules of Civil Procedure. Summons pursuant to Rule 4 of the Hawai'i Rules of Civil Procedure is not required. Petitioner shall file proof of service in the record.

4. The December 31, 2012 expiration date, included in our May 18, 2011 order adopting the temporary rules is repealed and the rules adopted by the May 18, 2011 order, as amended by this order, shall remain in effect until repealed or further amended by this court.

DATED: Honolulu, Hawai'i, June 28, 2012.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ Sabrina S. McKenna

/s/ Craig H. Nakamura

