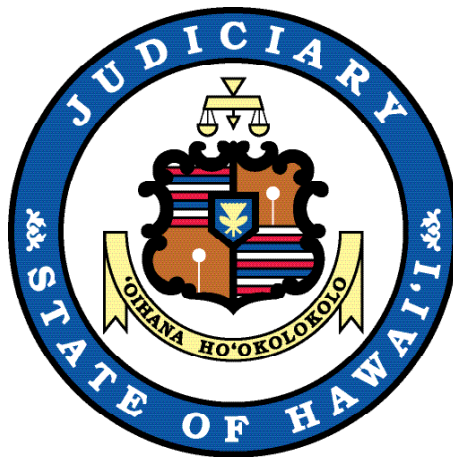

The Judiciary State of Hawai'i



2010 Annual Report

*The mission of the Judiciary,
as an independent branch of
government, is to administer
justice in an impartial, efficient
and accessible manner in
accordance with the law.*

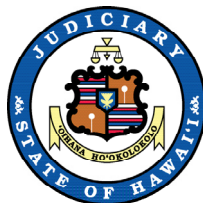
I am pleased to present our 2010 Annual Report. This report details the work of the Judiciary during the past year. As an independent branch of government, the Judiciary's role is to administer justice in an impartial manner, free from outside influences.

This report reflects the dedication of the men and women who work in the court system. Each day, these employees work toward fulfilling our mission, knowing that what they do may have far-reaching impacts upon people's lives. I am proud of our employees' work and extend to them my heartfelt thanks and appreciation. I also thank another valuable part of our Judiciary family—the many volunteers who unselfishly give their time and talent to serve the people of Hawai'i.

On behalf of the Judiciary, I also extend our sincere appreciation to the Legislature for its continued support of our budgetary needs and legislative initiatives. I also wish warm *aloha* to Governor Linda Lingle and her cabinet. We pledge our continued commitment to working with the Legislature and Governor Neil Abercrombie to build a dynamic and progressive judicial system. Our mutual quest for excellence depends on our cooperative and collaborative efforts.

Mark E. Rechtenwald

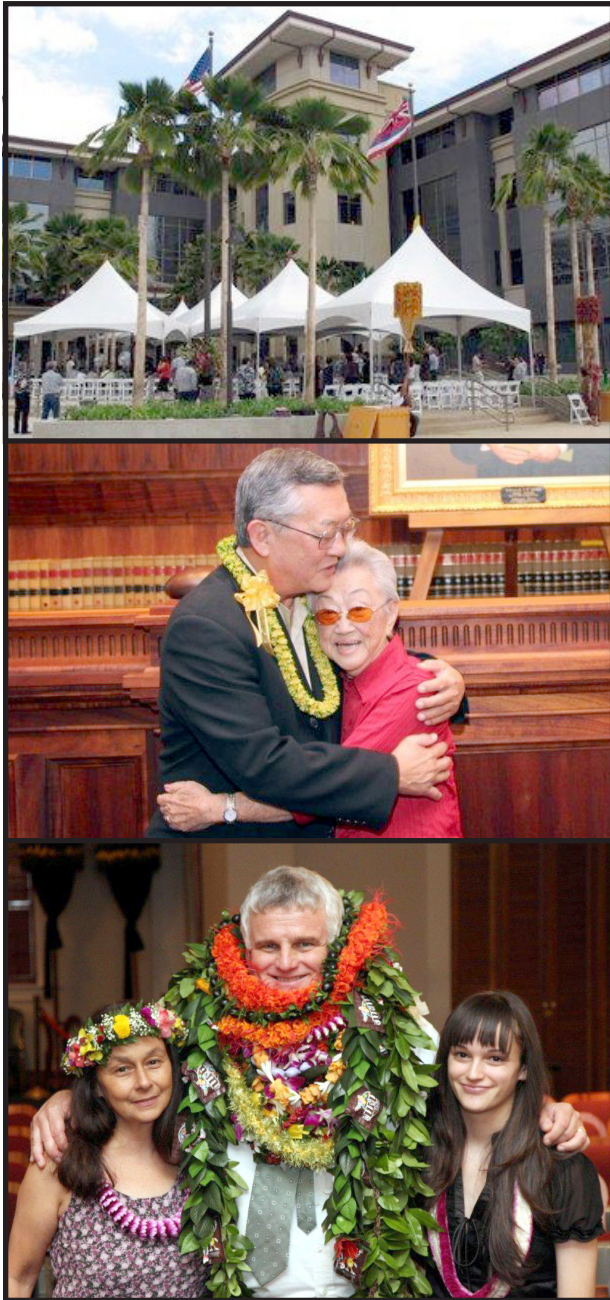
Mark E. Rechtenwald
Chief Justice
Hawai'i Supreme Court



PRODUCED BY
THE HAWAI'I STATE JUDICIARY
COMMUNICATIONS AND COMMUNITY RELATIONS OFFICE
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JANUARY 26, 2011

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Photos above: The Ronald T. Y. Moon Judiciary Complex in Kapolei is dedicated, Chief Justice Ronald Moon hugs his mother at his retirement party, and the new Chief Justice, Mark Recktenwald, poses with his wife and daughter at his swearing in ceremony.

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Month-by-Month Highlights

January

The Judiciary launches a **more functional website**. This website is significantly less expensive to maintain than the old site and easier to use by first-time visitors and people with disabilities. In conjunction with the new website, the Judiciary launches a Facebook page and Twitter feed to help keep users notified of the latest information issued by the courts.

On January 27, Chief Justice Ronald Moon delivers his **last State of the Judiciary Address** at the Senate Chamber of the State Capitol.

On January 28, **Edwin Nacino is sworn in** as Judge of the Circuit Court of the First Circuit by Chief Justice Moon.



February

The juvenile detention facility moves from Alder Street in Honolulu to Kapolei on February 27.

March

An **in-depth feature article on the First Circuit Family Court** appears in the March issue of *Honolulu* magazine.

Edward Kubo, Jr. becomes a First Circuit Court judge on March 11.

The Wai'anae Division of the First Circuit District Court moves from leased space in Nanakuli to Kapolei and begins holding hearings at the new court complex on March 22.

Family Court offices start moving to Kapolei where the first court proceedings are held on March 29.

May

Lisa Ginoza is sworn in to the Intermediate Court of Appeals and Mark Browning is sworn in as a First Circuit Court Judge on May 6.

After more than 20 years and \$124.5 million, a new, 123,118-square-foot courthouse and 52,306-square-foot juvenile detention **facility is officially dedicated** on May 28 with the symbolic untying of a maile lei.

The Committee on Equality and Access to the Courts holds **seminars for the Kokua Kalihi Valley Samoan Women's Health Group** on domestic violence, restraining orders and other legal issues. The goal is to help targeted communities meet certain legal needs. The project is a collaboration between grant-funding partners Hawai'i Friends for Civic and Law Related Education and the Visitor Industry Charity Walk, and Kokua Kalihi Valley and Hawai'i Women Lawyers.

June

The requirement that appeals from trial courts and state agencies be filed first with the Intermediate Court of Appeals instead of the Hawai'i Supreme Court **becomes permanent** on June 29.

Month-by-Month Highlights

CourtConnect, the interface connecting online users with the Judiciary's traffic case management database, is **replaced by eCourtKokua**. eCourtKokua has several easy-to-use features that were not available through CourtConnect. The new system, for example, provides the total amount of outstanding fines and fees at the top of the page as well as all bench warrants, drivers license stoppers and vehicle registration stoppers ordered by the court.

July

On July 15, the **Supreme Court convenes in special session** to honor the late Chief Justice William Richardson.

August

On August 26, **Sherri-Ann Iha, Steven Nakashima, Michael Tanigawa and Matthew Viola are sworn in** as district court judges.

On August 27, the new **Kapolei complex is named the Ronald T. Y. Moon Judiciary Complex**. During the ceremony, Chief Justice Moon receives the Harry L. Carrico Award from Texas Chief Justice Wallace Jefferson, president of the Conference of Chief Justices, for his accomplishments in the area of judicial administration.

Chief Justice Moon retires on August 31 after heading the Hawai'i State Judiciary for 17 years; the longest of any Hawai'i chief justice since 1900.

September

Mark Recktenwald becomes the Chief Justice of the Hawai'i Supreme Court on September 14.

The Judiciary and Hawai'i Information Consortium's joint project, the **electronic bench warrants system (eBW)**, is **recognized** by two national organizations as an innovative project with the potential to contribute greatly to government efficiencies and to enhance public safety.

The eBW receives a Digital Government Achievement Award from the Center for Digital Government and a Bright Ideas Award from the Ash Center for Democratic Governance and Innovation at the John F. Kennedy School of Government, Harvard University. eBW speeds the delivery of traffic warrants from all District Courts to law enforcement by eliminating the manual delivery of paper warrants.

On September 27, **appellate documents are able to be electronically filed** nearly 24 hours per day, including weekends, furlough days, and holidays (the system is down for maintenance during a short period sometime between midnight and 4:00 a.m.).

Jeannette Castagnetti and Colette Garibaldi are sworn in as First Circuit Court judges on September 30.

October

Hearings scheduled at five rural courts on the Big Island are consolidated into two rural courts - South Kohala and Kona - on October 1 due to a shortage of sheriffs. Proceedings normally heard at the District Courts of North Kohala and Hāmākua are held at the South Kohala District Court. The Ka'ū District Court calendar moves to the District Court in Kona.

Former District Court **Judge Fa'aunga To'oto'o is sworn in** on October 7 as a First Circuit Court judge.

Month-by-Month Highlights



Chief Justice Recktenwald (left) names First Circuit **Judge Steven Alm (right)** “**Jurist of the Year.**” Judge Alm implemented the HOPE Probation program, which results in the imposition of appropriate consequences quickly on high-risk felons who violate the terms of their probation. Other employees are honored at ceremonies on O’ahu, the Big Island, Maui and Kaua’i for outstanding contributions to the court system:

- **Joan Sakaba** of the First Circuit’s Adult Client Services Branch, with a Distinguished Service Award;
- **Randi Cooper** of the Juvenile Client Services Branch, Third Circuit, **Loreen Fujioka** (retired) formerly with the Fiscal Office and Land Court, First Circuit, and **Carol Matsumura** of the Juvenile Client Services Branch, Fifth Circuit, with a Meritorious Service award;
- The Statewide Caseload Explorer Team: **Remy Balaan, Barry Chun, Ernest De Lima, Kimberly Foster, Zachary Higa, Noreen Kishimoto, Laurulie Maeda, Catherine Mochizuki, Gerald Oyasato, Edwin Sugawara, Kristi Tanaka, and Francine Victor**, with a Group Meritorious Service Award;

- **Lisa Ciriako**, District Court North and South Kona Division, Third Circuit, **Kane Kaneyuki**, Judicial Services, First Circuit, **Karen Kimm**, Intergovernmental and Community Relations Department, Office of the Administrative Director of the Courts, and **Lynnette Uyesato**, Deputy Chief Court Administrator’s Office, Third Circuit, with a Spirit of the Judiciary award;
- **Aolani Mills** of Third Circuit’s Drug Court and **Jo-Ann Hirako** of Third Circuit’s Juvenile Client Services Branch, with a Certificate of Commendation Award; and
- The First Circuit’s “Move Team” of **Steven Kam, Dee Dee Letts** and **Wayne Taniguchi**, and the Second Circuit’s Special Services Unit, Adult Client Services, whose members are **Ronald Baybayan, Eric Kawaguchi, Margaret Murakami, Summer Solt, and Sonia Taimanao**, with a Group Certificate of Commendation.

November

The Fall issue of ***The Journal of Global Drug Policy and Practice*** describes **HOPE Probation** as “an innovative low-cost approach that dramatically improves probationer compliance and reduces drug use and crime.” The article is entitled, “HOPE for Probation: How Hawaii Improved Behavior with High-Probability, Low-Severity Sanctions.”

A public meeting is held on November 18 on the Big Island to inform the community about a **study for a court complex in Kona**, and to receive input on the Environmental Impact Statement Preparation Notice (EISPN). The EISPN explains the purpose and need for a site selection study for a Kona court complex and lists ten potential sites to be evaluated. The site found to be most qualified will be evaluated in a draft Environmental Impact Statement.

Month-by-Month Highlights

Chief Justice Recktenwald (right) presents Administrative Director Rick Keller (left) with a proclamation designating his last day with the Judiciary, November 30, as **“Thomas Rickie ‘Rick’ Keller Day.”** A proclamation is also presented to Deputy Administrative Director Walter Ozawa designating his last day, December 30, as **“Walter M. Ozawa Day.”**



December

Rodney Maile is chosen to be the new Administrative Director of the Courts effective December 1. Mr. Maile previously served as a Deputy Public Defender and as Staff Attorney to the Regulated Industries Complaints Office and Office of Consumer Protection, Department of Commerce and Consumer Affairs.



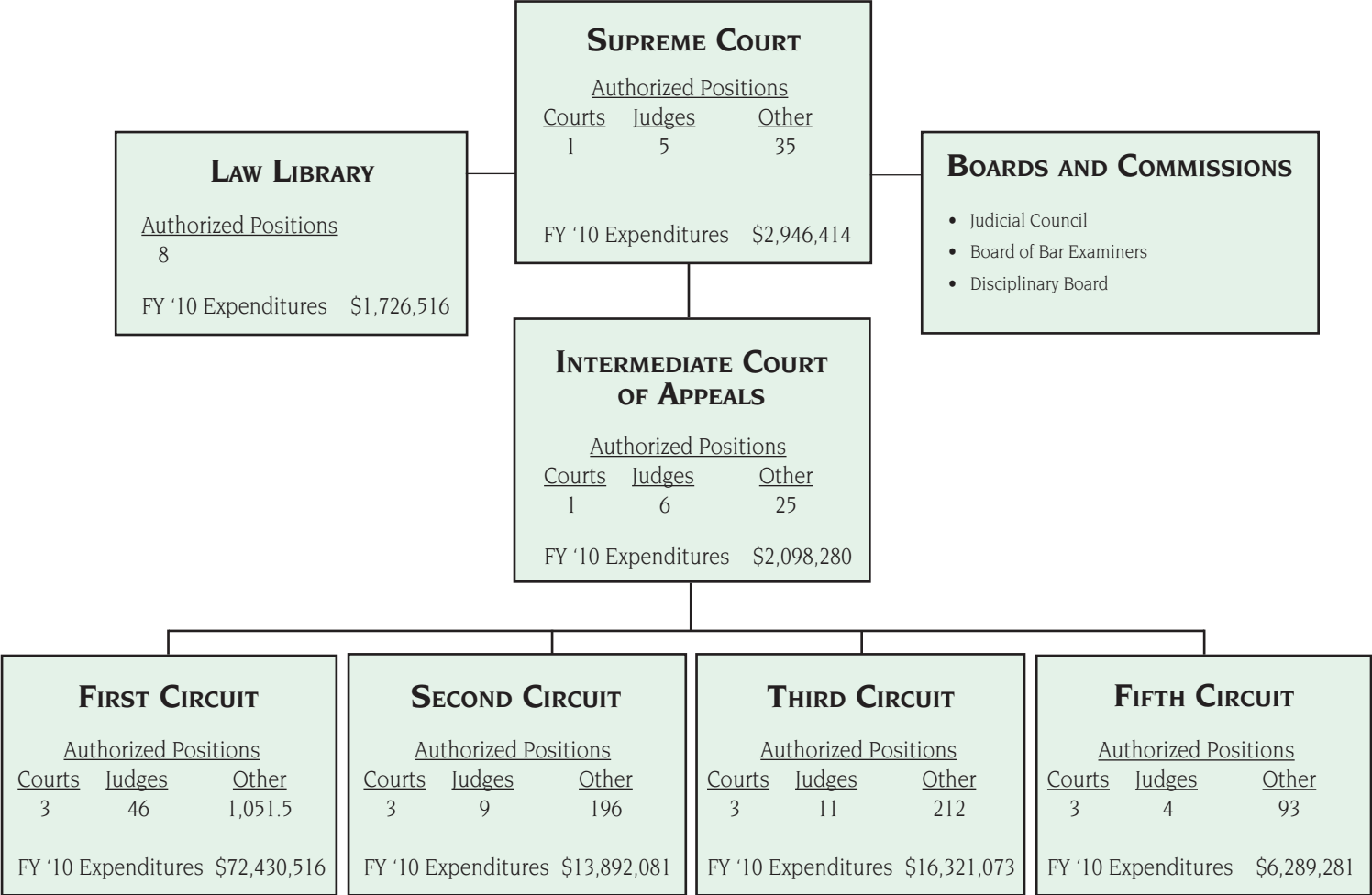
On December 2, for the first time, the **Hawai'i Supreme Court hears oral argument at the courthouse in Kapolei.** The appeal involves a dispute over property division in a divorce case. The intent is to make the court more accessible to people who live and work on the west side of the island, and to the Family Court Bar.

The Judiciary releases a report, “Justice in Jeopardy,” detailing the impacts that furloughs and budget cuts have had on court users and the public. The reductions, according to the report, have had substantial negative effects throughout the judicial system. In the last two years, the Judiciary’s state general fund appropriation has been reduced by \$19.7 million or 13.1 percent of its overall budget. Furloughs alone have eliminated more than 600,000 available staff hours of work.

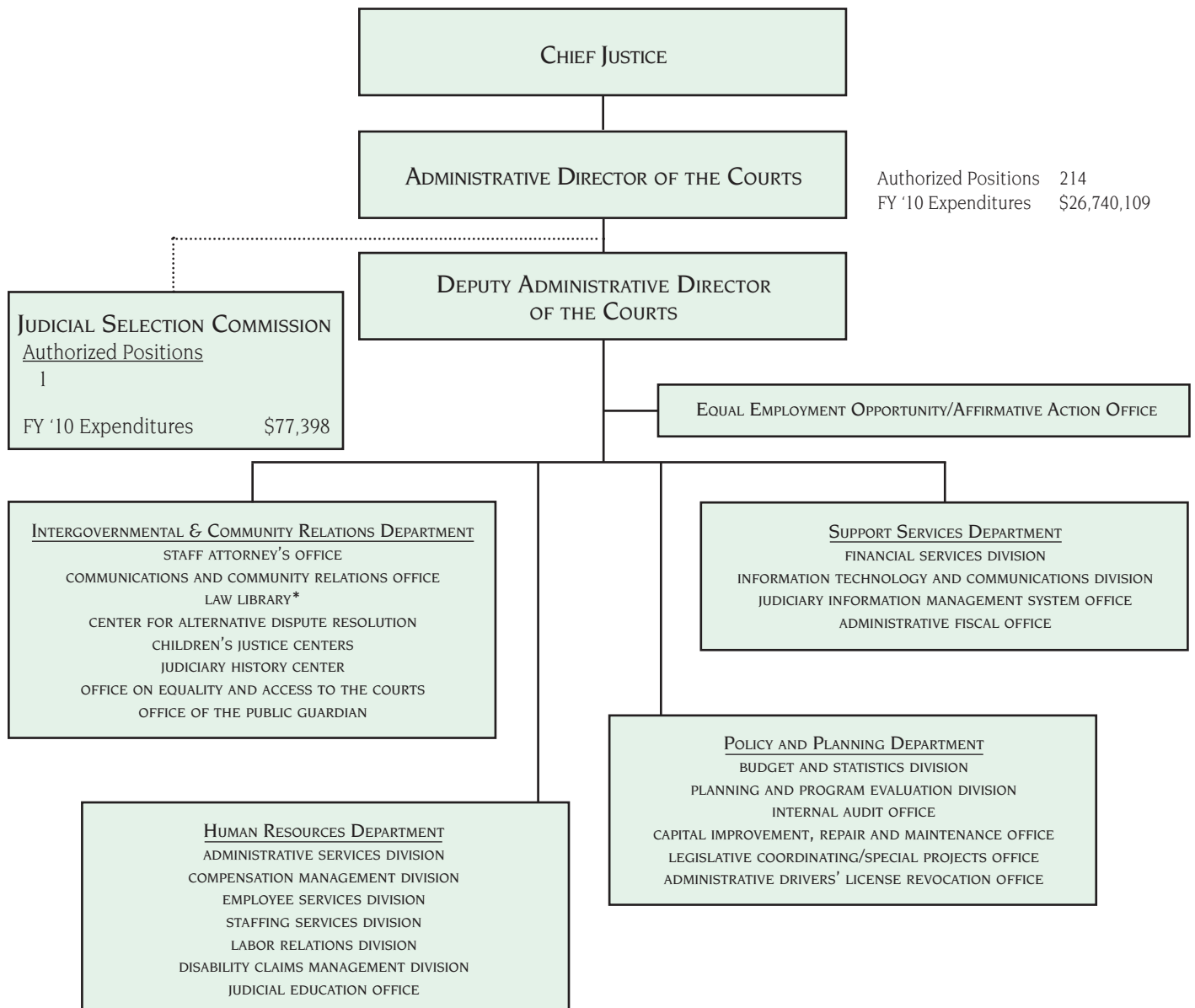
The 2010 Judicial Performance Program Report containing summary **evaluation results of 10 Circuit Court judges and six District Court judges is published** on the Judiciary’s website.

Almost 4,000 active attorneys who provided the Hawaii State Bar Association with their email addresses were solicited. Nearly 500 responses were received for the Circuit Court judges and nearly the same amount for the District Court judges.

Structure of the Court System



Structure of the Office of the Administrative Director of the Courts



* Funding reflected under Courts of Appeal

Courts of Appeal

ACTIONS FILED

There were 677 primary cases filed in the Courts of Appeal during the 2009-10 fiscal year – 579 appeals and 98 original proceedings.

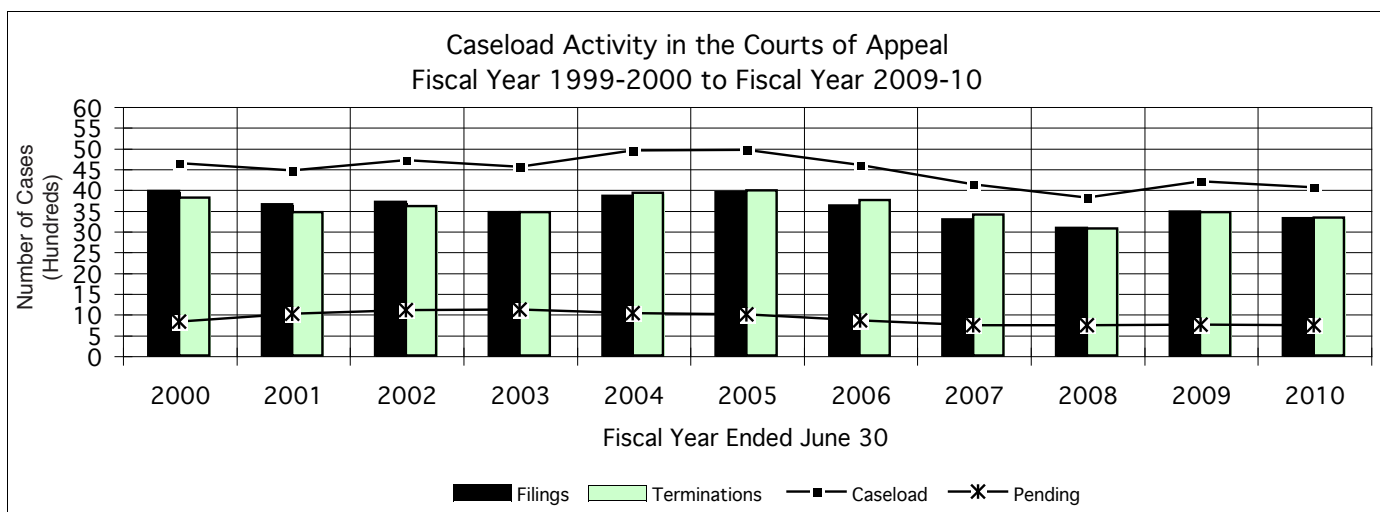
Supplemental proceedings, which arise out of primary cases, are comprised of motions, special stipulations and applications for certiorari. In fiscal year 2009-10, 2,630 supplemental proceedings were filed in the Courts of Appeal.

TERMINATIONS

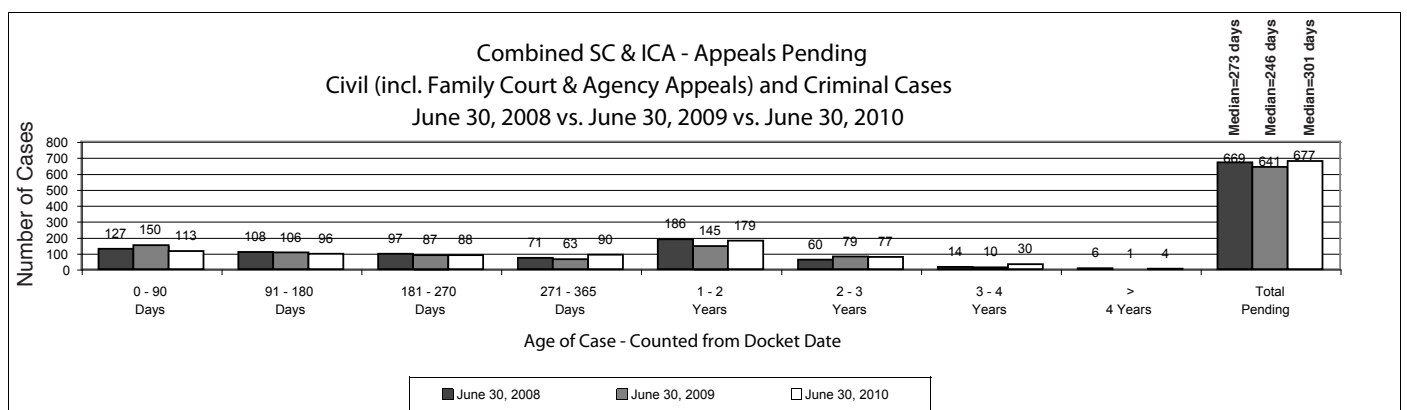
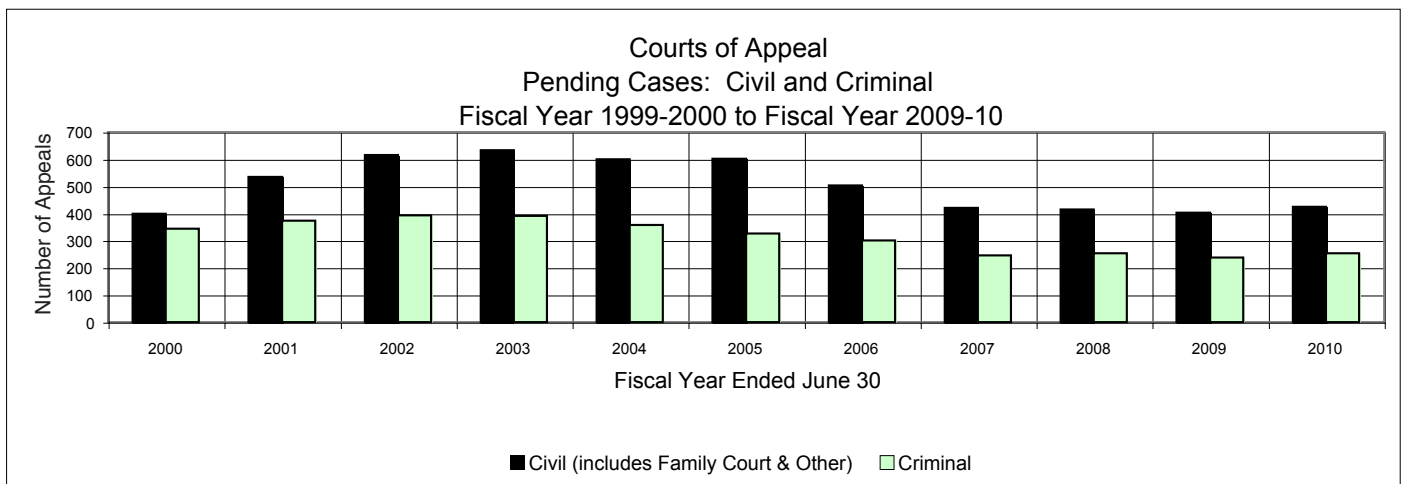
The Courts of Appeal terminated 650 primary cases during fiscal year 2009-10, compared to 712 primary cases terminated during the previous fiscal year. Terminations of supplemental proceedings decreased from 2,745 last year to 2,666 this year.

STATUS OF PENDING CASES

There were 685 primary cases and 43 supplemental proceedings pending in the Courts of Appeal at the end of the fiscal year. Of the 728 pending cases, 82% were being briefed, 13% were ready to be scheduled for hearing or, in the case of supplemental proceedings, ready and awaiting decision without further hearing, and 5% had been taken under advisement and were awaiting decision.



*Courts of
Appeal*



Supreme Court

The Supreme Court of Hawai'i is the State's court of last resort. The Supreme Court hears appeals that are properly brought before the court upon applications for writs of certiorari to the Intermediate Court of Appeals and applications for transfer from the Intermediate Court of Appeals.

The Supreme Court also:

- hears reserved questions of law from the circuit courts, the land court, and the tax appeal court;
- hears certified questions of law from federal courts;
- hears applications for writs to judges and other public officers;
- hears complaints regarding elections;
- makes rules of practice and procedure for all state courts;
- licenses, regulates, and disciplines attorneys; and
- disciplines judges.

Each appeal is decided on the basis of the written record. In some cases, the court may hear oral arguments. The court takes no evidence, except in original proceedings. Each justice, or a substitute from the Intermediate Court of Appeals or the Circuit Court, participates in every substantive matter before the court.

The Supreme Court is composed of a Chief Justice and four Associate Justices. Justices are nominated by the Governor from a list of not less than four and not more than six names submitted by the Judicial Selection Commission. A justice's nomination is subject to confirmation by the State Senate. Each justice is initially appointed for a ten-year term. To be considered for appointment, a person must be a resident and a citizen of the state and of the United States and licensed to practice law by the Supreme Court of Hawai'i for not less than ten years preceding their nomination. After initial appointment, the Judicial Selection Commission determines whether a justice will be retained in office. A justice may not serve past age 70.

The members of the Supreme Court are Chief Justice Mark E. Recktenwald and Associate Justices Paula A. Nakayama, Simeon R. Acoba, Jr. and James E. Duffy, Jr. Currently, there is one vacancy on the Supreme Court.

Supreme Court

ACTIONS FILED

During fiscal year 2009-10, 143 primary cases were filed in the Supreme Court. There were also 354 supplemental proceedings filed before the Supreme Court.

TERMINATIONS

Terminations of primary cases increased from last fiscal year – 127 cases to 147.

STATUS OF PENDING CASES

At the end of the fiscal year, 24 primary cases and 17 supplemental proceedings were pending. All pending supplemental proceedings were complete and awaiting decision.

JUSTICES AND THEIR TERMS

CHIEF JUSTICE MARK E. RECKTENWALD

September 14, 2010 - September 13, 2020

ASSOCIATE JUSTICE PAULA A. NAKAYAMA

April 22, 2003 - April 21, 2013

ASSOCIATE JUSTICE SIMEON R. ACOBA, JR.

May 19, 2010 - May 18, 2020

ASSOCIATE JUSTICE JAMES E. DUFFY, JR.

June 27, 2003 - June 26, 2013

ASSOCIATE JUSTICE

Vacant

Intermediate Court of Appeals

The Intermediate Court of Appeals (ICA) hears nearly all appeals from trial courts and some agencies in the State of Hawai'i. The ICA is composed of six judges who sit on panels of three. Judges are nominated by the Governor from a list of not less than four and not more than six names submitted by the Judicial Selection Commission. A judge's nomination is subject to confirmation by the State Senate. Each judge is initially appointed for a ten-year term. After initial appointment, the Judicial Selection Commission determines whether a judge will be retained in office. A judge may not serve past age 70.

The Intermediate Court of Appeals has discretionary authority to entertain cases submitted without a prior suit when there is a question of law that could be the subject of a civil action or a proceeding in the Circuit Court or Tax Appeal Court, and the parties agree upon the facts upon which the controversy depends.

Cases in the Intermediate Court of Appeals may be transferred to the Hawai'i Supreme Court upon application to the Supreme Court under circumstances set out in the Hawai'i Revised Statutes. The ICA's Judgments on Appeal and dismissal orders are subject to the Hawai'i Supreme Court's discretionary review by way of an application for a writ of certiorari.

The current members of the Intermediate Court of Appeals are Chief Judge Craig H. Nakamura, and Associate Judges Daniel R. Foley, Alexa D. M. Fujise, Katherine G. Leonard, Lawrence M. Reifurth and Lisa M. Ginoza.

*Intermediate
Court of Appeals*

ACTIONS FILED

A total of 542 primary cases and 2,276 supplemental proceedings were filed with the ICA in fiscal year 2009-10.

TERMINATIONS

During fiscal year 2009-10, the ICA terminated 80% of its total caseload. This figure includes 511 primary cases and 2,294 supplemental proceedings.

STATUS OF PENDING CASES

At the end of the 2009-10 fiscal year, 661 primary cases and 26 supplemental cases were pending, representing 20% of the total caseload for the year.

JUDGES AND THEIR TERMS

CHIEF JUDGE - CRAIG H. NAKAMURA
September 16, 2009 - September 15, 2019

ASSOCIATE JUDGE DANIEL R. FOLEY
October 2, 2010 - October 1, 2020

ASSOCIATE JUDGE ALEXA D.M. FUJISE
June 10, 2004 - June 9, 2014

ASSOCIATE JUDGE KATHERINE G. LEONARD
January 30, 2008 - January 29, 2018

ASSOCIATE JUDGE LAWRENCE M. REIFURTH
March 11, 2010 - March 10, 2020

ASSOCIATE JUDGE LISA M. GINOZA
May 6, 2010 - May 5, 2020

Land Court

DESCRIPTION

The Land Court has exclusive statewide jurisdiction over the registration of title to real property and over all disputes that may arise after title registration. Also, the court has jurisdiction over matters pertaining to the Land Court Registration law (Chapter 501, Hawai'i Revised Statutes).

The Land Court judge sits in Honolulu but hears cases brought from all islands.

ACTIONS FILED

In fiscal year 2009-10, 2,064 cases were filed in the Land Court. Combined with the 261 cases pending at the end of the last fiscal year, the Land Court handled a total caseload of 2,325 cases.

In addition, the Land Court processed 3,684 ex parte petitions during fiscal year 2010.

TERMINATIONS AND PENDING CASES

1,887 cases were terminated during fiscal year 2009-10, leaving 438 cases pending at the start of the new fiscal year.

Tax Appeal Court

DESCRIPTION

The Tax Appeal Court has exclusive jurisdiction to hear appeals under state laws, including, but not limited to, income tax, general excise tax, franchise tax and real property taxations directly from assessments and/or from the Boards of Review.

Like the Land Court, the Tax Appeal Court judge sits in Honolulu but hears cases brought from all islands.

ACTIONS FILED

In fiscal year 2009-10, 990 cases were filed in the Tax Appeal Court. Combined with the 275 pending cases at the end of the last fiscal year, the Tax Appeal Court's total caseload was 1,265 cases.

TERMINATIONS AND PENDING CASES

The Tax Appeal Court terminated a total of 91 cases, or 7% of the court's caseload, during the 2009-10 fiscal year. At the close of the fiscal year, 1,174 cases remained pending.

Trial Courts

Hawaii's trial level is comprised of Circuit Courts and District Courts. Family Courts are included in the Circuit Courts. Hawaii's trial courts function in four circuits that correspond approximately to the geographical areas served by the counties.

The First Circuit serves the City and County of Honolulu.

The Second Circuit serves the County of Maui, which includes the islands of Maui, Moloka'i and Lāna'i.

The Third Circuit, divided into the districts of Hilo and Kona, serves the County of Hawai'i.

The Fourth Circuit is no longer used as a circuit designation. The Third and Fourth Circuits merged in 1943.

The Fifth Circuit serves the County of Kaua'i, which includes the islands of Kaua'i and Ni'ihau.

Circuit Courts

STRATEGIC MISSION

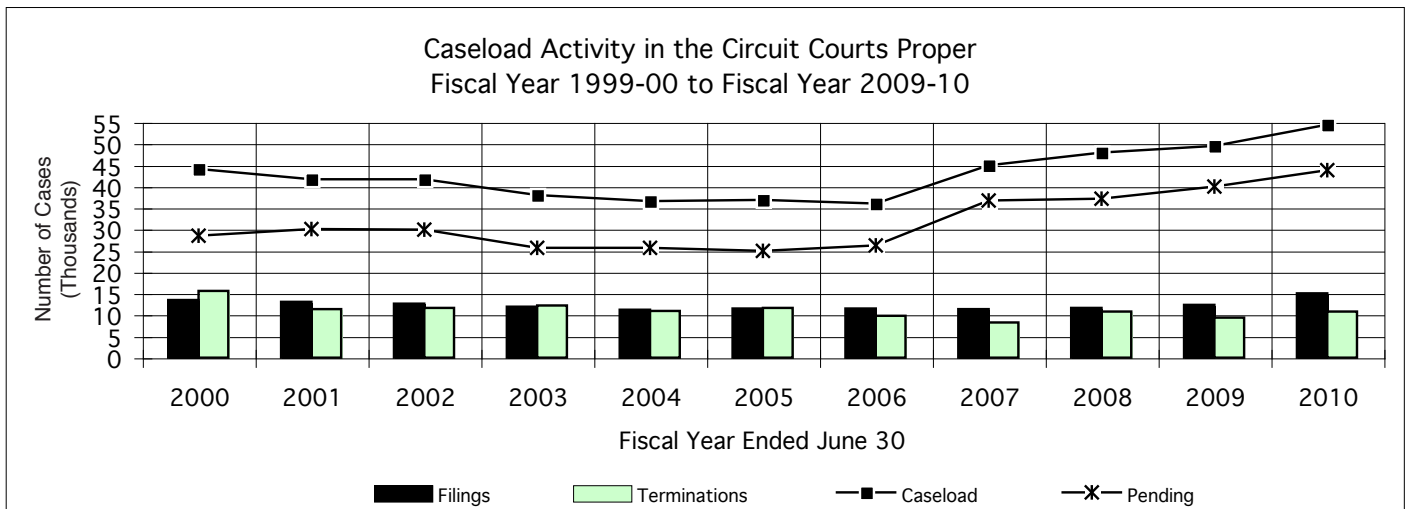
The mission of the Circuit Court is to expeditiously and fairly adjudicate or resolve all matters within its jurisdiction in accordance with the law.

DESCRIPTION

All jury trials are held in the Circuit Courts, which have general jurisdiction in civil and criminal cases. They also have exclusive jurisdiction in probate, guardianship and criminal felony cases, as well as civil cases where the contested amount exceeds \$25,000. Circuit Courts share concurrent jurisdiction with District

Courts in civil non-jury cases that specify amounts between \$10,000 and \$25,000. Additional cases dispensed by the Circuit Courts include mechanics' liens and misdemeanor violations transferred from the District Courts for jury trials.

Circuit Court judges are appointed to ten-year terms by the Governor from a list of not less than four and not more than six nominees provided by the Judicial Selection Commission. The nominees are subject to confirmation by the State Senate.



Circuit Courts

ACTIONS FILED

Filings in the Circuit Courts totaled 14,981 cases in fiscal year 2009-10. Of the cases filed, 5,019, or 34%, were civil cases; and 4,221, or 28%, were criminal cases.

TERMINATIONS

During fiscal year 2009-10, the Circuit Courts terminated 10,722 cases.

STATUS OF PENDING CASES

At the end of the 2009-10 fiscal year, a total of 43,749 cases were pending in the Circuit Courts proper. This includes 2,779 inactive criminal cases and 5,687 criminal cases on deferred status.

ADULT PROBATION DIVISIONS

The Adult Probation Reporting System is currently undergoing software changes. Therefore, data will not be available until modifications to the Adult Probation Reporting System are completed.

Circuit Court Judges and Their Terms

FIRST CIRCUIT

KARL K. SAKAMOTO, 1ST DIVISION
June 1, 2010 - May 31, 2020

STEVEN S. ALM, 2ND DIVISION
May 14, 2001 - May 13, 2011

R. MARK BROWNING, 3RD DIVISION
May 6, 2010 - May 5, 2020

GLENN J. KIM, 4TH DIVISION
April 30, 2007 - April 29, 2017

JEANETTE H. CASTAGNETTI, 5TH DIVISION
September 30, 2010 - September 29, 2020

MICHAEL D. WILSON, 6TH DIVISION
May 10, 2010 - May 9, 2020

RICHARD W. POLLACK, 7TH DIVISION
May 10, 2010 - May 9, 2020

RICHARD K. PERKINS, 8TH DIVISION
DEPUTY CHIEF JUDGE
CRIMINAL DIVISION
May 6, 2004 - May 5, 2014

VIRGINIA LEA CRANDALL, 9TH DIVISION
April 1, 2001 - March 31, 2011

RHONDA A. NISHIMURA, 10TH DIVISION
June 20, 2003 - June 19, 2013

KAREN S. S. AHN, 11TH DIVISION
May 10, 2010 - May 9, 2020

RANDAL K. O. LEE, 12TH DIVISION
April 22, 2005 - April 21, 2015

DEXTER D. DEL ROSARIO, 13TH DIVISION
April 15, 2004 - April 14, 2014

GARY W. B. CHANG, 14TH DIVISION
June 1, 2009 - May 31, 2019

EDWIN C. NACINO, 15TH DIVISION
January 28, 2010 - January 27, 2020

PATRICK W. BORDER, 16TH DIVISION
April 8, 2004 - April 7, 2014

ROM A. TRADER, 17TH DIVISION
March 27, 2009 - March 26, 2019

EDWARD H. KUBO JR., 18TH DIVISION
March 11, 2010 - March 10, 2020

FA'AUNGA L. TO'OTO'O, 19TH DIVISION
October 7, 2010 - October 6, 2020

COLETTE Y. GARIBALDI, 20TH DIVISION
September 30, 2010 - September 29, 2020

BERT I. AYABE, 21ST DIVISION
DEPUTY CHIEF JUDGE
CIVIL DIVISION
June 10, 2004 - June 9, 2014

SABRINA S. McKENNA, 22ND DIVISION
DEPUTY CHIEF JUDGE
FAMILY COURT
June 30, 2005 - June 29, 2015

DERRICK H. M. CHAN, 23RD DIVISION
CHIEF JUDGE
August 25, 2010 - August 24, 2020

Circuit Court Judges and Their Terms

SECOND CIRCUIT

SHACKLEY F. RAFFETTO, 1ST DIVISION
CHIEF JUDGE/SENIOR FAMILY COURT JUDGE
June 9, 2004 - June 8, 2014

JOEL E. AUGUST, 2ND DIVISION
June 10, 2002 - June 9, 2012

JOSEPH E. CARDOZA, 3RD DIVISION
June 24, 2009 - June 23, 2019

RICHARD T. BISSEN, JR., 4TH DIVISION
April 29, 2005 - April 28, 2015

THIRD CIRCUIT

GREG K. NAKAMURA, 1ST DIVISION
DEPUTY CHIEF JUDGE/
SENIOR FAMILY COURT JUDGE
April 18, 2004 - April 17, 2014

GLENN S. HARA, 2ND DIVISION
June 25, 2004 - June 24, 2014

RONALD IBARRA, 3RD DIVISION
CHIEF JUDGE
May 10, 2009 - May 9, 2019

ELIZABETH A. STRANCE, 4TH DIVISION
March 31, 2005 - March 30, 2015

FIFTH CIRCUIT

RANDAL G. B. VALENCIANO, 1ST DIVISION
CHIEF JUDGE/SENIOR FAMILY COURT JUDGE
June 14, 2007 - June 13, 2017

KATHLEEN N. A. WATANABE, 2ND DIVISION
August 17, 2005 - August 16, 2015

Family Courts

STRATEGIC MISSION

The mission of the Family Court is to provide a fair, speedy, economical and accessible forum for the resolution of matters involving families and children.

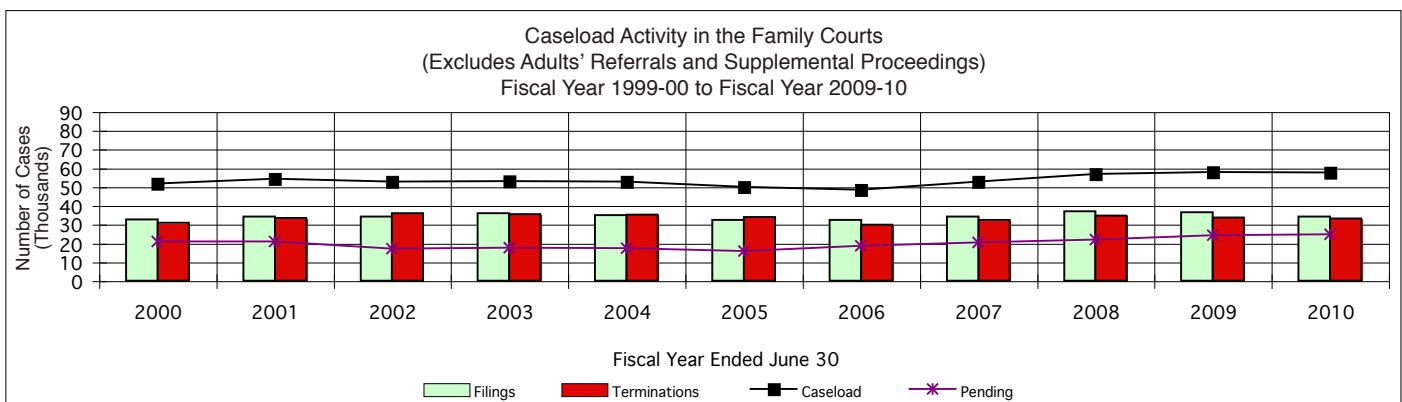
DESCRIPTION

The Family Courts were established by statute in 1965 to deal with virtually all legal problems impacting Hawaii's families and children.

The Family Court hears all legal matters involving children, such as delinquency, waiver, status offenses,

abuse and neglect, termination of parental rights, adoption, guardianships and detention. The Family Court also hears traditional domestic relations cases, including divorce, nonsupport, paternity, uniform child custody jurisdiction cases and miscellaneous custody matters.

District Family Court judges are appointed to six-year terms by the Chief Justice from a list of at least six names submitted for each opening by the Judicial Selection Commission, subject to confirmation by the State Senate.



*Family
Courts*

ACTIONS FILED

A total of 34,132 cases were filed in the Family Courts in fiscal year 2009-10.

TERMINATIONS

Terminations totaled 33,024 in fiscal year 2009-10.

STATUS OF PENDING CASES

There were 24,672 cases pending at the end of fiscal year 2009-10.

Family Court Judges and Their Terms

FIRST CIRCUIT

SABRINA S. MCKENNA,
FIRST CIRCUIT COURT
22ND DIVISION
DEPUTY CHIEF JUDGE
June 30, 2005 - June 29, 2015

PATRICK W. BORDER,
FIRST CIRCUIT COURT
16TH DIVISION
April 8, 2004 - April 7, 2014

RHONDA A. NISHIMURA,
FIRST CIRCUIT COURT
10TH DIVISION
June 20, 2003 - June 19, 2013

JENNIFER L. CHING
June 24, 2005 - June 23, 2011

SHERRI-ANN L. IHA
August 26, 2010 - August 25, 2016

CHRISTINE E. KURIYAMA
May 20, 2010 - May 19, 2016

LINDA K. C. LUKE
December 29, 2010 - December 28, 2016

PAUL T. MURAKAMI
June 7, 2008 - June 6, 2014

MICHAEL K. TANIGAWA
August 26, 2010 - August 25, 2016

BODE A. UALE
October 27, 2010 - October 26, 2016

MATHEW J. VIOLA
August 26, 2010 - August 25, 2016

SECOND CIRCUIT

SHACKLEY F. RAFFETTO,
SECOND CIRCUIT COURT, 1ST DIVISION
CHIEF JUDGE
June 9, 2004 - June 8, 2014

KELSEY T. KAWANO
August 29, 2008 - August 28, 2014

THIRD CIRCUIT

GREG K. NAKAMURA,
THIRD CIRCUIT COURT, 1ST DIVISION
DEPUTY CHIEF JUDGE
April 18, 2004 - April 17, 2014

ALEY K. AUNA, JR.
April 4, 2006 - April 3, 2012

ANTHONY K. BARTHOLOMEW
June 6, 2008 - June 5, 2014

MELVIN H. FUJINO
December 19, 2008 - December 18, 2014

FIFTH CIRCUIT

RANDAL G. B. VALENCIANO,
FIFTH CIRCUIT COURT, 1ST DIVISION
CHIEF JUDGE
June 14, 2007 - June 13, 2017

District Courts

STRATEGIC MISSION

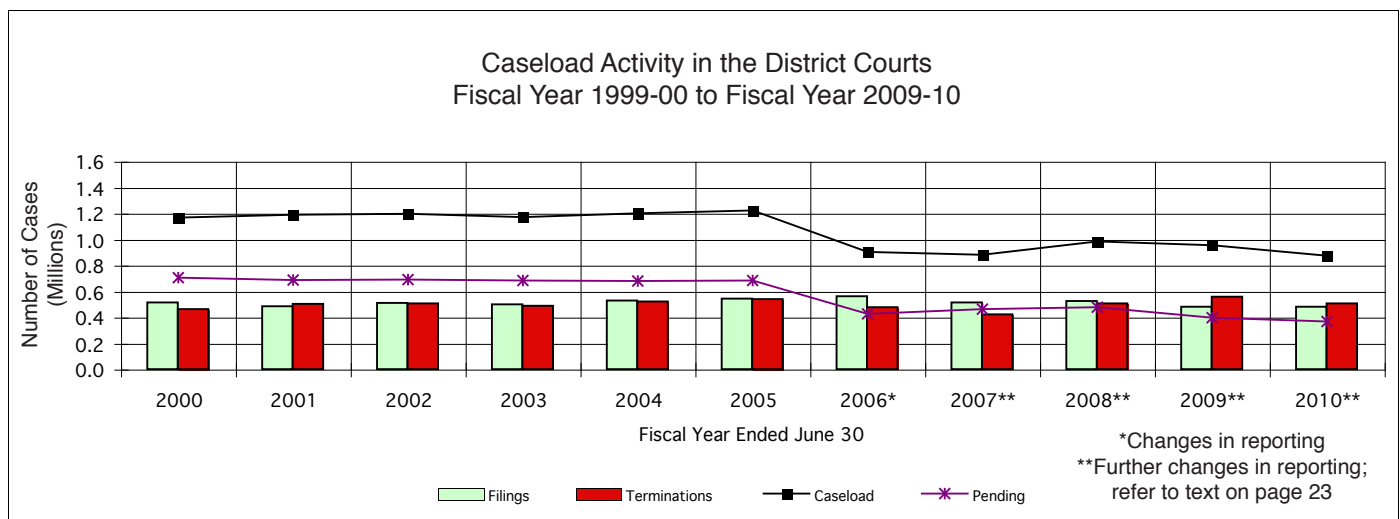
The mission of the District Court is to serve the people of Hawai'i through the fair and efficient adjudication and resolution of cases and controversies brought before it.

DESCRIPTION

The District Courts have exclusive jurisdiction over traffic infractions and summary possession or ejectment proceedings (landlord-tenant), regardless of the claim amount. The District Courts also have jurisdiction over non-jury trial civil cases where the debt, amount, damages or value of the property claimed does not exceed \$25,000, or where the remedy sought

is specific performance valued under \$25,000, criminal offenses punishable by fine or by imprisonment not exceeding one year, cases arising from violations of a county ordinance, and petitions for restraining orders for relief from and for injunctions against harassment.

District Court judges are appointed to six-year terms by the Chief Justice from a list of at least six names submitted for each opening by the Judicial Selection Commission, subject to confirmation by the State Senate.



District
Courts

CASELOAD ACTIVITY (EXCLUDING TRAFFIC)

ACTIONS FILED

During the 2009-10 fiscal year, 62,771 cases were filed in the District Courts. Civil actions represented approximately 49% of filings, criminal actions 48% and other violations 3%.

TERMINATIONS

A total of 49,423 cases were terminated in the District Courts during the fiscal year.

PENDING CASES

There were 105,631 cases pending at the end of fiscal year 2009-10.

CASELOAD ACTIVITY (TRAFFIC AND PARKING)

A criminal traffic case involving multiple offenses is counted as one case, beginning in fiscal year 2006-07.

New Filings:	416,885 cases
Dispositions - Entry of Judgment:	457,223 cases
Active Pending Cases:	185,678 cases
Inactive Pending Cases:	75,408 cases

*District Court Judges
and Their Terms*

FIRST CIRCUIT

BARBARA P. RICHARDSON
DEPUTY CHIEF JUDGE
May 5, 2006 - May 4, 2012

WILLIAM A. CARDWELL
May 20, 2010 - May 19, 2016

HILARY BENSON GANGNES
May 22, 2008 - May 21, 2014

LESLIE ANN HAYASHI
November 5, 2008 - November 4, 2014

GERALD H. KIBE
January 6, 2007 - January 5, 2013

FAYE M. KOYANAGI
June 10, 2009 - June 9, 2015

LONO J. LEE
June 10, 2009 - June 9, 2015

DAVID W. LO
August 23, 2006 - August 22, 2012

CHRISTOPHER P. MCKENZIE
May 22, 2008 - May 21, 2014

RUSSEL S. NAGATA
October 5, 2010 - October 4, 2016

STEVEN M. NAKASHIMA
August 26, 2010 - August 25, 2016

CLARENCE A. PACARRO
June 7, 2008 - June 6, 2014

SECOND CIRCUIT

RHONDA I. L. LOO
DEPUTY CHIEF JUDGE
May 1, 2009 - April 30, 2015

BLAINE J. KOBAYASHI
October 12, 2010 - October 11, 2016

KEITH E. TANAKA
March 9, 2007 - March 8, 2013

GERONIMO VALDRIZ, JR.
May 26, 2006 - May 25, 2012

THIRD CIRCUIT

BARBARA T. TAKASE
DEPUTY CHIEF JUDGE
May 26, 2010 - May 25, 2016

JOSEPH P. FLORENDO, JR.
November 3, 2010 - November 2, 2016

HARRY P. FREITAS
June 1, 2007 - May 31, 2013

LLOYD X. VAN DE CAR
June 1, 2007 - May 31, 2013

FIFTH CIRCUIT

TRUDY K. SENDA
DEPUTY CHIEF JUDGE
May 4, 2007 - May 3, 2013

Per Diem Judges

FIRST CIRCUIT

Patricia C. Aburano
Gale L. F. Ching
Darryl Y. C. Choy
James H. Dannenberg
Paula Devens-Matayoshi
Philip M. Doi
Peter C. K. Fong
James H. Hershey
Na‘unanikina‘u Kamali‘i
Shirley M. Kawamura
James S. Kawashima
Lanson K. Kupau
Lenore K. J. H. Lee
Wilson M. N. Loo
Michael A. Marr
Linda S. Martell
William J. Nagle, III
Alvin K. Nishimura
Maura M. Okamoto
Blake T. Okimoto
Karen M. Radius
Catherine H. Remigio
Nancy Ryan
Randal I. Shintani
Clyde E. Sumida
Frances Q. F. Wong
Timothy David Woo, Jr.

SECOND CIRCUIT

Jan K. Apo
Mimi Desjardins
Michelle L. Drewyer
Barclay E. MacDonald
Lloyd A. Poelman
Richard A. Priest, Jr.
Eric G. Romanchak
Douglas J. Sameshima

THIRD CIRCUIT

Ben H. Gaddis
David K. Kuwahara
William E. Smith
Andrew P. Wilson

FIFTH CIRCUIT

Max W. J. Graham, Jr.
Walton D. Y. Hong
Joseph N. Kobayashi
Laurel Loo
Joe P. Moss
Frank D. Rothschild

Support Services

STRATEGIC MISSION

The mission of the Office of the Administrative Director of the Courts is to promote the administration of justice in Hawai'i by providing professional, responsive administrative support to the Chief Justice, the courts and Judiciary programs and to expedite, facilitate and enhance the mission of the Judiciary.

ADMINISTRATION

The Office of the Administrative Director of the Courts has the primary responsibility for daily operations of the court system. The Administrative Director is appointed by the Chief Justice with the approval of the Supreme Court, and is assisted by the Deputy Administrative Director.

The Equal Employment Opportunity and Affirmative Action Office is attached to the Deputy Administrative Director.

Administrative programs are divided into four departments. The Intergovernmental and Community Relations Department includes: Staff Attorney, King Kamehameha V Judiciary History Center, Children's Justice Centers, Law Library, Center for Alternative Dispute Resolution, Communications and Community Relations, Equality and Access to the Courts, and Office of the Public Guardian. The Support Services Department includes: Financial Services, Information Technology and Communications, Judiciary Information Management System, and Admin Fiscal. The Policy and Planning Department includes: Budget and Statistics, Planning and Program Evaluation, Internal Audit, Administrative Driver's License Revocation Office and Special Projects/Legislative Office. The Human Resources Department includes: Administrative Services, Compensation Management, Employee Services, Labor Relations, Staffing Services, Disability Claims Management and Judicial Education.

Financial Resources

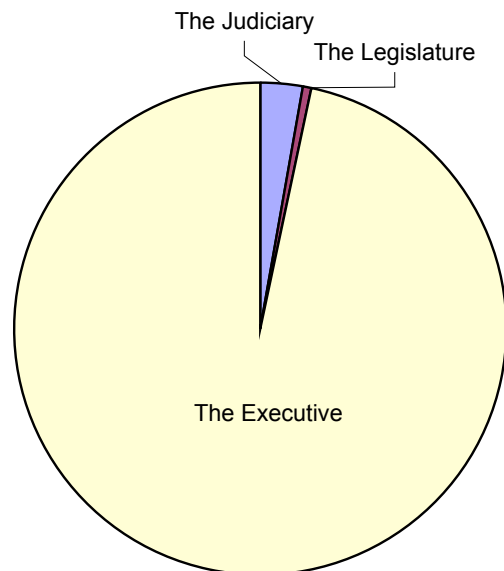
Appropriations for the Hawai'i State Judiciary are made by the Legislature on a statewide basis, with each fiscal year beginning July 1 and ending June 30. Both the operating and capital improvements budgets of the Judiciary are legislatively determined each biennium with operating monies allocated from the State General and Special Funds and capital improvement monies from the State Capital Project Fund.

The Legislature appropriated \$139,012,000 from the State General Fund for operations during the current fiscal year, which constitutes just 2.68% of the total state general fund appropriations. Other operating monies come from federal funds, trust funds and special revenue funds, such as the Driver Education and Training Fund.

Financial Resources

THE JUDICIARY OPERATING FUNDS FISCAL YEARS 2010-2013 BUDGET SUMMARY				
PROGRAM	FY 2010 Actual Expenditures	FY 2011 Planned Expenditures	Biennium Budget Appropriations*	
			FY 2012	FY 2013
JUD 101 - COURTS OF APPEAL				
General Fund	6,759,807	6,471,208	7,089,488	7,421,204
Revolving Fund	11,403	243,261	243,261	243,261
JUD 310 - FIRST JUDICIAL CIRCUIT				
General Fund	69,324,736	67,185,766	72,577,257	74,007,389
Special Fund	3,105,780	3,785,302	4,002,620	4,002,620
JUD 320 - SECOND JUDICIAL CIRCUIT				
General Fund	13,892,081	13,909,532	15,139,493	15,394,607
JUD 330 - THIRD JUDICIAL CIRCUIT				
General Fund	16,321,073	16,458,351	17,873,833	18,202,911
JUD 350 - FIFTH JUDICIAL CIRCUIT				
General Fund	6,289,281	6,317,280	6,883,879	7,003,539
JUD 501 - JUDICIAL SELECTION COMMISSION				
General Fund	77,398	84,357	90,248	90,248
JUD 610 - ADMINISTRATION				
General Fund	19,118,258	20,316,610	21,486,894	21,486,894
Special Fund	7,605,053	6,887,942	6,930,290	6,930,290
Revolving Fund	16,798	100,000	100,000	100,000
TOTALS				
General Fund	131,782,634	130,743,104	141,141,092	143,606,792
Special Fund	10,710,833	10,673,244	10,932,910	10,932,910
Revolving Fund	28,201	343,261	343,261	343,261

* Subject to final legislative review.



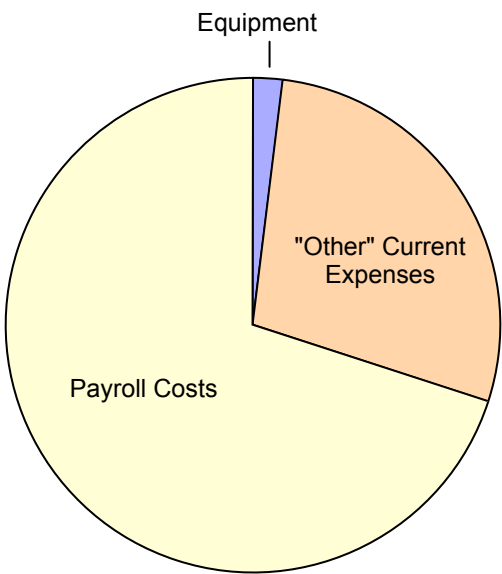
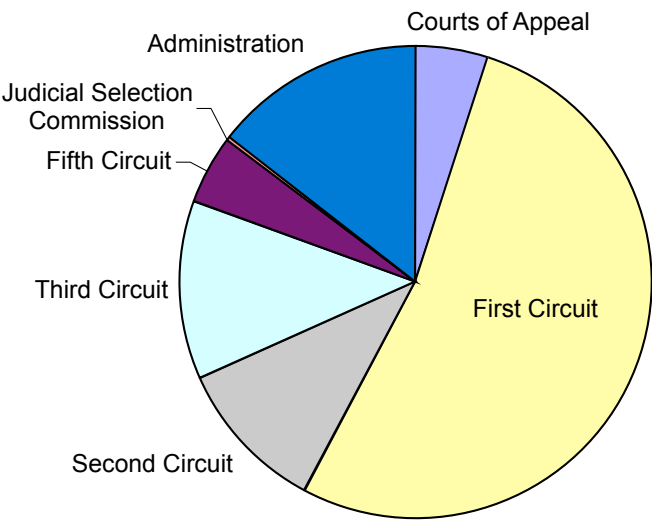
TOTAL STATE GOVERNMENT APPROPRIATIONS FROM STATE GENERAL FUND FISCAL YEAR 2009-10

The Judiciary	2.68%	\$ 139,012,000
The Legislature	.60%	32,195,250
The Executive	96.82%	5,210,614,421
Total		\$ 5,381,821,671

Financial
Resources

STATE GENERAL FUND EXPENDITURES
BY COURT ELEMENT
FISCAL YEAR 2009-10

Courts of Appeal	5.1%	\$ 6.8 million
First Circuit	52.6%	69.3 million
Second Circuit	10.5%	13.9 million
Third Circuit	12.4%	16.3 million
Fifth Circuit	4.8%	6.3 million
Judicial Selection Commission	.1%	.1 million
Administration	14.5%	19.1 million
Total		\$ 131.8 million



STATE GENERAL FUND EXPENDITURES
BY COST CATEGORY
FISCAL YEAR 2009-10

Equipment	2%	\$ 2.5 million
"Other" Current Expenses	28%	36.9 million
Payroll Costs	70%	92.4 million
Total		\$ 131.8 million