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SCRU-11-0000051

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

In the Matter of the
HAWAI‘I RULES OF CIVIL PROCEDURE

ORDER AMENDING RULE 81(a) (5)
OF THE HAWAI‘I RULES OF CIVIL PROCEDURE

(By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

Upon review of Rule 81 of the Hawai‘i Rules of Civil Procedure (HRCP) and the Hawai‘i Revised Statutes, this court has noted in HRCP Rule 81(a) (5) an erroneous cross-reference to HRS Ch. 658, which was repealed in 2001 and replaced with the Uniform Arbitration Act, now at HRS Ch. 658A. See 2001 Haw. Leg. Sess. at 810, 820. Therefore,

IT IS HEREBY ORDERED that HRCP Rule 81 is amended as follows (new language underscored):

Rule 81. APPLICABILITY.

(a) To what proceedings not applicable. Except as expressly otherwise provided in this Rule 81 or another rule of court, these rules shall not apply to the following proceedings (pursuant to specific provisions of the Hawai‘i Revised Statutes when cited below) in any circuit court:

...
(5) Applications to a circuit court under chapter 658A, relating
to arbitration, and proceedings thereon prior to judgment; . . .

DATED: Honolulu, Hawai'i, May 23, 2017.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

