

In the Matter of the Amendment
of the
RULES OF THE DISTRICT COURT OF THE STATE OF HAWAII

ORDER AMENDING THE
RULES OF THE DISTRICT COURT OF THE STATE OF HAWAII
(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

IT IS HEREBY ORDERED that Rule 2.2 of the Rules of the District Court of the State of Hawaii, is amended, effective July 1, 2006, as follows (deleted material is bracketed and stricken; new material is underscored):

Rule 2.2. COSTS AND FEES TO BE COLLECTED BY THE CLERK.

The clerk shall collect costs and fees provided by Chapter 607 of the Hawaii Revised Statutes except that the clerk shall collect the amounts specified herein as follows:

1. For copies of any document in any public record maintained by the clerk:
 - a. in the clerk's office:
 - i. \$1.00 for the first page
 - ii. \$.50 for each additional page
 - b. in an off-site storage location:

\$5.00 plus usual copying charge
 - c. on microfilm:
 - i. \$5.00 when provided by the clerk plus \$1.00 per page
 - ii. \$1.00 per page when obtained via self-service
2. For telefaxing of any document in any public record, the applicable charges plus:
 - i. within Hawaii:

\$2.00 first page
\$1.00 each additional page
 - ii. outside Hawaii, within the United States:

\$5.00 first page
\$2.00 each additional page
 - iii. outside the United States:

\$10.00 first page
\$5.00 each additional page
3. For copies of audio tapes, electronic copy of any document:

\$10.00

4. For copies of video tapes: cost of production
5. For any expedited or rush requests (copy(ies) provided within 4 hours if request received before noon):

\$10.00 plus all other applicable charges

6. Ex officio filing (in addition to the usual filing fee):

\$10.00

7. Certification under seal of a copy of a pleading or other paper subsequent to the initial filing of the pleading or paper, except the record on appeal:

\$2.00

8. For Traffic Court Record Report (non-parking; when a report is available):

i. \$1.00 for the first page

ii. \$.50 for each additional page

9. For Traffic Court Record Report with clerk's notes (non-parking; when a report is available):

i. \$1.00 for the first page

ii. \$.50 for each additional page.

[8] 10. Parties to a pending case shall not be charged for the first copy of the court order, opinion, judgment or any other item entered in the case by the court, whether provided on paper or electronically.

[9] 11. The clerk shall charge the actual cost of mailing paper copies of any item, provided that the parties to a pending case shall not be charged for the mailing of the first paper copy of a court order, opinion, or other item entered in the case by the court.

[10] 12. The court may waive costs and fees for good cause shown. In lieu of copying and mailing fees, the administrative judge may authorize the clerk to provide copies of orders, opinions, or other items to publishing companies in exchange for published materials for the benefit of the court or the judiciary.

DATED: Honolulu, Hawaii, June 16, 2006.