

\_\_\_\_\_  
Filing Party Name

\_\_\_\_\_  
Filing Party Mailing Address

\_\_\_\_\_  
Filing Party Telephone Number

IN THE CIRCUIT COURT OF THE \_\_\_\_\_ CIRCUIT

_____	)	Special Proceeding No. _____
	)	
Petitioner(s),	)	
	)	
v.	)	
	)	
_____	)	
	)	
Respondent(s).	)	
_____	)	

CERTIFIED CONVERSION PETITION

Petitioners \_\_\_\_\_  
[Name of Petitioners]

\_\_\_\_\_ assert for their cause:

1. Petitioners are the owners and occupants of a residential property located in the

\_\_\_\_\_ at \_\_\_\_\_  
[County] [Street Address]

\_\_\_\_\_, identified as Tax Map Key No. \_\_\_\_\_,

and Certificate of Title No. or Transfer Certificate of Title No. \_\_\_\_\_.

2. Respondent \_\_\_\_\_  
[Name of Foreclosing Respondent]

\_\_\_\_\_ has initiated a non-judicial foreclosure  
on the property identified in paragraph 1.

3. The notice of default and intent to foreclose was received by Petitioners on \_\_\_\_\_ . A copy of the foreclosure notice that was served on \_\_\_\_\_ .  
[Date]  
Petitioners is attached.

4. The residential property identified in paragraph 1 is and has been Petitioners' primary residence for at least 200 days prior to \_\_\_\_\_ .  
[Date in Paragraph 3]

5. Petitioners elect to convert the non-judicial foreclosure to a judicial foreclosure.

6. The following Respondents, also named in the caption above, are additional owner-occupants and mortgagors of the property described in paragraph 1:

[Insert names]

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7. The following Respondents, also named in the caption above, signed the promissory note or other instrument evidencing the debt purportedly secured by the mortgage being foreclosed:

[Insert names]

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8. The Service Members Civil Relief Act, 50 U.S.C. App. § 501, may apply to the following parties:

[Insert names. If none, write "None."]

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9. By signatures below, Petitioners certify, subject to penalties for perjury, they
- (a) are owners-occupants of the property described in paragraph 1 above and seek to convert a non-judicial foreclosure to a judicial foreclosure; and
  - (b) served a copy of this conversion petition upon

\_\_\_\_\_ [Names of attorney identified in the foreclosure notice]  
 by \_\_\_\_\_ [Means and Place of Service].

Wherefore, Petitioners pray for judgment requiring Respondent \_\_\_\_\_ to  
 \_\_\_\_\_ [Name of Foreclosing Party]

file a foreclosure action in the [check one]: \_\_\_\_\_ Circuit Court of the \_\_\_\_\_ Circuit  
 \_\_\_\_\_ Land Court of the State of Hawai'i,

no later than 30 days after entry of the judgment in this conversion action.

Dated: \_\_\_\_\_, Hawai'i, \_\_\_\_\_.  
 [City] [Date]

\_\_\_\_\_  
 [Signature of Filing Party]  
 \_\_\_\_\_  
 [Typed Name of Filing Party]



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 at least 10 working days before your proceeding, hearing or appointment date.