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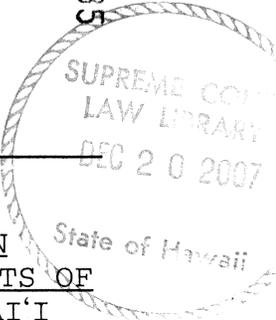
IN THE SUPREME COURT OF THE STATE OF HAWAI'I

CLERK OF THE SUPREME COURT
STATE OF HAWAII

2007 DEC 18 AM 9:35

FILED

In the Matter of the
FILING OF WRITTEN CRIMINAL COMPLAINTS
IN THE DISTRICT COURTS OF THE FIRST, THIRD, AND FIFTH
CIRCUITS OF THE STATE OF HAWAI'I



ORDER ESTABLISHING PILOT PROJECT FOR SUBMITTING WRITTEN
CRIMINAL COMPLAINTS BY ELECTRONIC MAIL IN THE DISTRICT COURTS OF
THE FIRST, THIRD, AND FIFTH CIRCUITS OF THE STATE OF HAWAI'I
(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

In consideration of the implementation of court rules requiring that certain criminal charges be levied by written complaint, the ability of our Clerks' offices to accept electronic mail with attachments and the concerns of Clerks and Prosecutors about the timely submission of criminal complaints so that hearings may be scheduled and calendars prepared timely,

IT IS HEREBY ORDERED that a pilot project for submitting criminal complaints in the District Courts of the First, Third, and Fifth Circuits of the State of Hawai'i by electronic mail is established and shall be effective from January 1, 2008 through June 30, 2009, or such other period as provided by subsequent order of this court. During the pilot project period:

1. The Clerks of the Districts Courts of the First, Third, and Fifth Circuits of the State of Hawai'i are authorized,

but not required, to accept written criminal complaints by way of an Adobe Portable Document Format [hereinafter, Adobe PDF complaint] attachment to electronic mail.

2. The County Prosecutors and the Attorney General and their duly authorized deputies [hereinafter, collectively, Prosecutors] may submit written criminal Adobe PDF complaints by email attachment addressed to the email account(s) designated by the Deputy Chief Clerks of each circuit.

3. Adobe PDF complaints shall be generated by electronically converting the original word processing document to Adobe PDF and not by scanning.

4. An Adobe PDF complaint shall be emailed to the appropriate court at the address provided by the Clerk from the official email address of the prosecutor submitting the Adobe PDF complaint.

5. An Adobe PDF complaint submitted by email and bearing the facsimile signature of a prosecutor, in lieu of an original signature, and that bears the attorney identification number and official email address of the prosecutor has the same force and effect as if the prosecutor had affixed a handwritten signature to a paper complaint.

IT IS FURTHER ORDERED that the Deputy Chief Clerks shall, not later than 3 months before the expiration of this order, report to the supreme court about the extent of the email

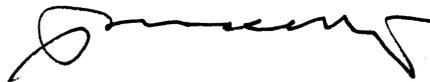
filing authorized by this order and any problems, concerns, and recommendations regarding this pilot project.

DATED: Honolulu, Hawai'i, December 18, 2007.



Steve Levinson

Funua C. Nakayama



Kama E. Duggan