December 20, 2018

The Honorable Ronald D. Kouchi  
President of the Senate  
State Capitol, Room 409  
Honolulu, HI 96813

The Honorable Scott K. Saiki  
Speaker of the House of Representatives  
State Capitol, Room 431  
Honolulu, HI 96813

Dear President Kouchi and Speaker Saiki:

Pursuant to Section 613-4, Hawai‘i Revised Statutes, the Judiciary is transmitting a copy of the Judiciary’s Center for Alternative Dispute Resolution 2018 Annual Report.

In accordance with Section 93-16, Hawai‘i Revised Statutes, we are also transmitting a copy of this report to the Legislative Reference Bureau Library.

The public may view an electronic copy of this report on the Judiciary’s website at the following link: http://www.courts.state.hi.us/news and reports/reports/reports.html.

Should you have any questions regarding this report, please feel free to contact Karen Takahashi of the Judiciary’s Legislative Coordinating Office at 539-4896, or via e-mail at Karen.T.Takahashi@courts.hawaii.gov.

Sincerely,

Rodney A. Maile  
Administrative Director of the Courts

Enclosure

c: Legislative Reference Bureau Library  
Office of the Clerk, Hawai‘i State Senate  
Office of the Clerk, Hawai‘i House of Representatives
Aloha,

The Center for Alternative Dispute Resolution (CADR) ensures that alternative dispute resolution is available in Hawai‘i. Alternative dispute resolution offers opportunities for early, party-driven, efficient, and fair solutions.

CADR:

- Designs and helps implement alternative dispute resolution programs for state and county government;
- Mediates and facilitates public policy disputes referred by elected or appointed government officials;
- Manages the Judiciary’s purchase of services contract for mediation and related dispute resolution services; and
- Promotes alternative dispute resolution through training and education.

This report summarizes CADR’s work during Fiscal Year 2017-2018.

Sincerely,
Mark E. Recktenwald
Chief Justice

Volunteers

Judge Riki May Amano (ret.)
Judge Joel August (ret.)
Daniel Bent
Judge Karen Blondin (ret.)
Professor Addison Bowman (Emeritus)
Robin Campaniano
Brooks Cottong
Corlis J. Chang
Louis Chang
Justice James Duffy (ret.)
Jackie Earle
Judge Max Graham
Diane Hastert
Judge Eden Hifo (ret.)
Kenneth Hipp
Judge Colleen Hirai (ret.)
James Hoenig
Judge Walter Ikeda (ret.)
Elizabeth Kent
Joseph Kiefer
Judge Walter Kirimitsu (ret.)
Justice Robert Klein (ret.)
Ralph La Fountaine
Judge Evelyn Lance (ret.)
Judge Rosalyn Loomis (ret.)
Ivan Lui Kwan
Judge Victoria Marks (ret.)
Georgia McMullen
Judge Douglas McNish (ret.)
Judge Marie Milks (ret.)
Chief Justice Ronald Moon (ret.)
Richard Mosher
General Frances Mossman (ret.)*
Judge Gail Nakatani (ret.)
Patricia Kim Park
Judge Shackley Raffetto (ret.)
Judge Eric Romanchak (ret.)
Judge Frank Rothschild (ret.)
Judge Nancy Ryan (ret.)
Judge Sandra Simms (ret.)
Judge Leland Spencer (ret.)
Thomas Stirling
Judge Allene Suemori (ret.)
Owen Tamamoto
Judge Michael Town (ret.)
Ted Tsukiyama
Judge Diana van De Car (ret.)
Judge Diana Warrington (ret.)
Judge Andrew Wilson (ret.)
Judge Patrick Yim (ret.)

*With grateful appreciation for her dedication to the profession of alternative dispute resolution, General Frances Mossman will be missed.

Board of Advisors

Judge Karen Blondin (ret.)
Judge Michael Broderick (ret.)
Tana Kekina-Cabaniero
Aaron Chung
Linda Colburn
Councilmember Brandon Elefante
Everett Kaneshige
Professor Kem Lowry

Valerie S. Mariano
Barry Marr
Mike McCartney
Judge Lawrence Reifurth
Owen K. Tamamoto
Laurie Arial Tochiki
Dr. James Westphal

Hawai‘i State Judiciary
Center for Alternative Dispute Resolution
417 South King Street, Room 207, Honolulu, Hawai‘i 96813
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Email: cadr@courts.hawaii.gov
Website: www.courts.state.hi.us/cadr

Center for
Alternative
Dispute Resolution

The Judiciary
State of Hawai‘i

Annual Report

Report No. 30
July 1, 2017 - June 30, 2018

Presented to the
Thirtyeth Legislature

Pursuant to
Hawai‘i Revised Statutes §613-4
Programs
CADR designs and helps implement alternative dispute resolution programs for state and county governments. The programs encourage parties to avoid unnecessary litigation and encourage early and fair conflict resolution.

Direct Services
CADR provides mediation, facilitation, and process design services for cases involving public policy.

- From its inception to the end of FY 2017-2018, the Hawai‘i Appellate Mediation Program brought in 698 cases, and 53% of those cases settled or partially settled. During FY 2017-2018, the Hawai‘i Appellate Mediation program settled or partially settled 11 cases.
- The First Circuit Family Court Paternity Mediation Program mediated 41 cases.
- CADR assisted the Campaign Spending Commission with its strategic planning.

Training, Education, Research, and Outreach
CADR provides training workshops for State and City and County employees:

- Working It Out: Skills for Managing Conflict.
- Foundation for Collaborative Leadership.
- Handling Difficult Situations in the Workplace.
- Mediation in the Workplace.
- Planning and Facilitating Effective Meetings.

CADR provides and supports educational outreach:

- The Mediation Center of the Pacific’s Early Access Mediation and Kupuna Pono programs.
- Association for Conflict Resolution – Hawai‘i activities.
- Headed for court? Mediation offers more control, lower, cost - Honolulu Star Advertiser.
- Educational brochures for district courts.
- Participated in Kettering Foundation’s Deliberative Democracy Exchange with State legislators and Centers For Public Life.
- Interview on the Mike Buck Radio Show: Hope for Homelessness, with the Institute for Human Services and The Mediation Center of the Pacific. Discussion covered the Early Access Mediation program and the availability of free mediation of landlord/tenant cases at the district courts.
- Peer Mediation Conference, Sue Chang, Mediation Works.

CADR co-sponsors seminars and lectures with legal and ADR organizations, including the Hawaii State Bar Association - ADR Section; Association For Conflict Resolution - Hawai‘i Chapter; The Columbia Law School Mediation Clinic; Native Hawaiian Bar Association; The Mediation Center of the Pacific; UH Manoa Matsunaga Institute for Peace and Conflict Resolution; Accord3.0; and the Hawai‘i Friends of Restorative Justice:

- Two encores of Native Hawaiian Peacekeeping Concepts (Ho‘oponopono) featuring Beadle Kanahele Dawson, Esq.; Aired on ‘ŌLELO TV, now available with English closed captioning at: https://www.youtube.com/watch?v=ti0WmnO1Wyo
- Indigenous Conflict Resolution: Practice and Integration panel discussion held at the Hawai‘i Supreme Court and aired on ‘ŌLELO.
- Talk Story: Culture and Conflict Resolution at UH Manoa, Matsunaga Institute for Peace and Conflict Resolution.
- Strategies to Bridge Cultural & Generational Gaps in Conflict Resolution.
- Hawaii Friends of Restorative Justice Community Dialogue on Race.
- Talk Story: Connecting Theory to Practice for Intentional Application of Alternative Dispute Resolution Tools.
- National Issues Forum Institute Coming To America – Who Should We Welcome, What Should We Do?
- Office of Hawaiian Affairs Taskforce on Ho‘oponopono.
- Multilateral Negotiation, Tools for Conflict Resolution and Prevention: Two sessions explored the process of multilateral negotiations and how this model could be applied to address social, political and economic issues.
- Conflict Resolution Day Proclamation and Volunteer Mediator Ceremony.

Community Mediation Centers

Mediation. It Works!