## Hawaiian GLOSSARY OF TERMS FOR ARRAIGNMENT AND PLEA PROCEEDINGS

TERM	MEANING	HAWAIIAN
Arraignment and Plea (A&P)	(noun) Proceedings in which the defendant is brought before the court to hear the criminal charge(s) against him/her and to enter a plea of guilty, not guilty or no contest.	Hoʻopiʻi Pane
Accusation	(noun) A formal charge against a person, asserting that he/she has engaged in a punishable offense.	Hewa Hoʻāhewa 'ana Hoʻopiʻi 'ana
Accused (the)	(noun) A generic name for the defendant in a criminal case; short for "the accused person."	Mea hoʻāhewa ʻia
Acquittal	(noun) A finding, based on evidence presented at trial, which a defendant is not guilty of the criminal act with which he/she is charged.	Hoʻokuʻu ʻana Kala ʻana Hoʻokuʻu Kala
	<u>Related term</u> Acquit (verb) To find, based on the evidence presented at trial, that a defendant is not guilty of the criminal act with which he/she is charged.	
Adjournment	(noun) Postponement of case after the court has begun proceedings. Ex: An <i>adjournment</i> can be until a specified date or may be indefinite.	Hoʻomalolo ʻana Hoʻokuʻu ʻana Hoʻopaneʻe ʻana

A special māhalo to Puakea Nogelmeier of the University of Hawaii and the Center for Interpretation & Translation Studies. Please send all suggestions to suezeng@hawaii.edu.

Allegation	(noun) The claim of one party to an	Hōʻike 'Ōlelo hoʻopi'i
	action, setting out what he/she expects to prove.	Mea i 'ōlelo 'ia
	<u>Related terms</u> allege (verb) To state, assert, claim, charge or set forth; to make an allegation.	ʻŌlelo hoʻopiʻi Hoʻāhewa
Amend	(verb) To change, correct, revise or alter.	Hoʻololi Pākuʻi
Amended charge	(noun) A correction to a charge already read to defendant.	Hoʻololi i ka hoʻopiʻi Pākuʻi i ka hoʻopiʻi
Appearance	(noun) A presence in court as a defendant, witness or other party.	Hele kino 'ana HIki kino 'ana
Arrest	(verb) To take a person into physical custody for the purpose of holding him/her to answer a criminal charge.	Нори
Arrest warrant	(noun) Order given to the law-enforcement authorities to find the person against whom the arrest is made and to detain him.	Palapala Hopu
Attorney	(noun) An advocate trained in the law and authorized to prepare, manage and try cases in court.	Loio
Attorney General (AG)	(noun) The chief law officer of the State of Hawai'i.	Loio kuhina
Attorney's table	(noun) The table in the courtroom where the defendant and his/her attorney stand when the defendant's case is called.	Pākaukau o ka loio

Bail Bail (to post)	<ul> <li>(noun) Money or other</li> <li>security deposited with the</li> <li>court to allow a person's</li> <li>pre-trial release from jail</li> <li>and ensure his/her</li> <li>appearance in court.</li> <li>(verb) To secure a</li> </ul>	Kālā hoʻopaʻa kino Bela E bela
	defendant's pre-trial release by depositing security (such as sum of money) with the court.	E hā'awi i bela
Bail forfeiture	(noun) Bail that is kept by the court because the defendant failed to appear in court or did not comply with other terms ordered by the court.	Lilo ka bela
Bailiff	(noun) A court officer who is responsible for keeping order in the courtroom and has custody of prisoners while in the courtroom.	Hope māka'i Māka'i 'aha ho'okolokolo
Bar	(noun) The wood railing that separates the general public from the space occupied by the judge, lawyer and other participants in a trial.	l mua o ka 'aha ho'okolokolo (luna kānāwai me nā loio) Pā o ka 'aha ho'okolokolo
Bench	(noun) A term used to refer to the judge (e.g. a ruling from the <i>bench</i> ).	Noho hoʻokolokolo Papa luna kānāwai
Bench trial (or jury- waived trial)	(noun) A trial without a jury in which the judge alone decides the facts and finds the defendant either guilty or not guilty.	Hoʻokolokolo a ka luna kānāwai
Bench warrant	(noun) An order issued by a judge for the arrest of a person.	Palapala hopu a ka luna kānāwai
Bind over	(verb) To transfer a case from one court to another (eg. From District court to Circuit court)	Hoʻokoho aku Hoʻoili aku

Burden of proof	(noun) The legal standard a party must meet to prove his/her case. For example, in a criminal case, the Prosecution's <i>burden of</i> <i>proof</i> is guilt beyond a reasonable doubt.	Kuleana hōʻoia Pono hōʻoia
Calendar (court)	(noun) The cases scheduled for hearing during a court session.	'Alemanaka o ka 'Aha
Call	(verb) To authoritatively summon individuals involved in a case by calling their names out loud in court. Ex: The prosecutor <i>called</i> the case.	Kāhea Hea
Case		Hihia Hoʻopiʻi
Chambers	The Judge's "office"	Ke'ena Ke'ena luna kānāwai
Charge	(noun) A formal accusation alleging that a person has committed a specific action that violates the law.	Hoʻopiʻi Hoʻāhewa
Circuit Court		'Aha ka'apuni
Clerk of the Court	(noun) Officer of the court who files documents (e.g. pleadings, motions, judgments) and who keeps a record of court proceedings.	Kākau'ōlelo (o ka 'Aha)
Collateral	(noun) An asset that guarantees a promise.	Waiwai hoʻopaʻa ʻia
Colloquy	(noun) A discussion in court between the judge and a defendant, witness, party or attorney	Kamakamaʻilio
Complaint	(noun) A formal written charge specifying the criminal offense(s) with which the defendant is charged.	Kumu hoʻopiʻi ʻŌlelo hoʻāhewa

Compliance	(noun) The act of meeting requirements contained in a court's order.	'ae
CONA	Acronym for 'Continued Arraignment and Plea' (eg The CONA Calendar)	Hoʻokō kauoha Ka hihia i hoʻopaneʻe ʻia
CONA Number	(noun) The number assigned to a case that is scheduled for a Continued Arraignment and Plea.	Helu CONA
Consult	(verb) To seek information or advice.	Kūkākūkā
Contempt of court	(noun) A finding by the court that an act was committed with the intent of embarrassing the court, disobeying its lawful orders, or obstructing the administration of justice.	Hoʻowahāwahā i ka ʻaha Hana kūʻē i ka ʻaha
Contest	(verb) To challenge or deny an allegation.	Kū'ē (i ka ho'opi'i) Ho'opāpā
Continuance	(noun) The adjournment of a legal proceeding to a future date.	Hoʻopāneʻe ʻana
Conviction	(noun) 1. A guilty verdict in a trial, 2. The consequence of a plea of guilty or no contest. <b>Convict</b> (verb) To find a	'Āhewa
	person guilty of an offense.	'Āhewa
Counsel	(noun) A legal representative, attorney or lawyer.	Kōkua ma ke kānāwai
	<b>Counselor</b> (noun) A term used when addressing an attorney.	Loio Hoa kūkā
Court	(noun) 1. A unit of the Judiciary authorized to hear and decide disputes. 2. A	'Aha ho'okolokolo Luna kānāwai

	way of referring to the judge.	
Court Order	(noun) A directive or command rendered by a judge.	Kauoha a ka 'aha ho'okolokolo Koi a ka 'aha ho'okolokolo
Crime	(noun) An act (or a failure to act) that is prohibited by law and punishable by the imposition of fines and/or incarceration.	Hewa Kalaima
Criminal	(adjective) Relating to the law of crimes.	Mea hewa Mea lawehala
Criminal Court	(noun) A court empowered to hear and decide on cases involving offenses against criminal law.	'Aha kalaima
Criminal Injuries Compensation Fund (CICF)	(noun) A monetary fund used to compensate victims of crime.	Waihona kālā no ka poʻe i hana hewa 'ia
Cross-examination	(noun) The questioning of an opposing party's witness.	Nīnau i ka hōʻike Nīnau kūʻē
Culpability	(noun) Blame	Hewa 'Āhewa Ho'āhewa
Custody	(noun) The detention of a person by virtue of lawful process or authority.	Hoʻopaʻahao ʻana
Deferred Acceptance of Guilty Plea (DAG)	(noun) A court process that allows the court to postpone acceptance of a guilty or no contest plea. Upon successful completion	Hoʻopāneʻe ʻana i ka ʻōlelo ʻae hewa
Deferred Acceptance of No Contest Plea (DANC)	of terms and conditions set by the court, the defendant may be discharged without a formal judgement of guilty.	Hoʻopaneʻe ʻana i ka ʻōlelo kūʻē ʻole

Decision	(noun) A conclusion	'Ōlelo ho'oholo
	reached after consideration of facts and law.	Норепа
Defendant	(noun) A person charged with a crime.	'Ao'ao pale
Defense counsel	(noun) A private attorney	Loio hoʻopale
	or public defender	Loio pale
	representing the	-
	defendant.	
Deportation	(noun) The transfer of a	Wailana
	non-citizen from the United	
	States back to the foreign	
	country from which he/she came.	
Desk Appearance	(noun) A written notice	Palapala koi hele i ka 'aha
Ticket (D.A.T)	issued by a police officer	
TICKEL (D.A.T)	requiring a defendant to	
	appear in court at a later	
	date to respond to an	
	accusation that he/she has	
	committed an offense.	
<b>Direct examination</b>	(noun) Initial questioning of	Nīnau i ka ʿhō'ike
	a witness during a trial or	Nīnau mua i ka mea hōʻike
	deposition by the attorney	
	who called the witness.	
Discharge		Hoʻokuʻu
Discovery	(noun) Compulsory	Huli 'ike
	disclosure, at a party's	
	request, of information that	
Diamina	relates to the litigation.	
Dismiss	(verb) To terminate legal action against a person	Hoʻokuʻu
		Но'ораи
Dismissal	(noun) A judge's order or	ʻŌlelo hoʻokuʻu
	judgment permanently	'Ōlelo ho'opau
	releasing the defendant from the charges.	
Disposition	(noun) The outcome of a	Honena
rishosirioli	proceeding.	Hopena (Ōlala baíabala
		'Ōlelo ho'oholo
Disposition slip	(noun) A form produced by the bailiff that lists the	Palapala hopena
	defendant's name, the	
	criminal charge, the result	
	cinina charge, the result	

	of the most recent	
	proceeding and the next	
	step in the process.	
District Court	(noun) The court with	'Aha 'āpana
	jurisdiction over violation	
	and petty misdemeanor	
	cases, and misdemeanor	
	bench trials. District Court	
	does not have jurisdiction	
	over jury trials or felony	
	cases.	
Due process	(noun) The administration	Kū i ke kānāwai
	of justice according to	
	procedures established to	
	protect individual rights	
	and liberties.	
Entered for hearing		Hoʻokomo ʻia no ka lohe
Evidence	(noun) Testimony,	Hōʻike
	documents, or objects	'Ōlelo hō'ike
	offered at trial to prove an	
	alleged fact or proposition.	
Felony	The most serious category	Kalaima nui
	of offense, punishable by a	
	year or more in jail and/or a	
	fine of up to \$50.000.	
Find	(verb) To determine. To	Hoʻoholo
	announce a conclusion	Loa'a
	upon a disputed fact.	
Fine	(noun) A sum of money	Uku hoʻopaʻi
	that a defendant is required	
	to pay as penalty for an	
	offense.	
Gallery	(noun) The public seating	Anaina
,	area in a courtroom.	Anaina o ka 'aha
Grand jury	(noun) A jury of 16 or more	Kiule 'aha ki'eki'e
	jurors who determines	Kiule nui
	whether a person should be	'Aha kiule ki'eki'e
	charged with a felony	ΑΠΟ ΚΙΟΙΕ ΚΙ ΕΚΙ Ε
	offense.	
Guilty		Hewa
Guilty	offense. (adjective) Legally responsible for engaging in	Hewa 'Āhewa 'ia

Hawaii Revised	(noun) A compilation of	Kānāwai Hawaiʻi i hoʻoholo
Statutes (H.R.S)	laws passed by the Hawai'i state legislature.	ʻia
Hearing	(noun) A legal proceeding, other than a trial, held	'Aha ho'olohe
Hearing of a witness	before a judge.	Hoʻolohe i ka hōʻike
Incarceration	(noun) Imprisonment, confinement in jail.	Hoʻopaʻahao ʻia
Indictment	(noun) A formal written accusation, issued by a grand jury, charging a party with a crime.	Palapala hoʻopiʻi Palapala hoʻāhewa
Indigent	(adjective) Lacking sufficient funds to pay for defense costs, such as attorney fees.	ʻllihune
Information	(noun) A formal criminal charge made by a prosecutor without a grand jury indictment	Hoʻopiʻi hoʻāhewa
Initial appearance	(noun) A proceeding in which the defendant if formally and publicly charged with a crime and given a date for a preliminary hearing; applies to felony offenses only.	Hoʻokolokolo mua
Innocence	(noun) The absence of guilt.	Hala 'ole Hewa 'ole
Judge	(noun) An appointed public official with authority to hear and decide cases in a court of law.	Luna kānāwai
Jurisdiction	(noun) The legal power and authority conferred upon a court to hear and decide cases.	Mana hoʻokolokolo Kuleana hoʻokolokolo
Jury	(noun) A group of 12 persons who are sworn to hear the evidence presented at trial and reach	Kiule

	a vardict as to the	
	a verdict as to the defendant's guilt or innocence.	
Juror	(noun) A person who is sworn or affirmed to serve on a jury.	Lālā o ke kiule Mea kiule
Jury trial	(noun) A trial in which a jury decides the facts, and finds the defendant guilty or not guilty.	'Aha ho'okolokolo kiule
Mandatory	(adjective) Required by law, without allowing for discretion.	Koina Koi 'ia ma ke kānāwai
Misdemeanor	(noun) A lesser category of offense than a felony, punishable by a fine up to \$2000, and/or jail time up to one year.	Hana hewa aku iā haʻi Mikamina
Motion	(noun) A formal application to the court for an order, ruling, etc.	Noi
Motion denied	(noun) Ruling or order issued by the judge rejecting a party's request.	Hōʻole noi Hōʻole ʻia ka noi
Motion granted	(noun) Ruling or order issued by the judge approving a party's request.	ʻĀpono noi ʻĀpono ʻia ka noi
Naturalization	(noun) The process by which a non-citizen becomes a United States citizen.	Hoʻokupa
No contest/Nolo contendere	(noun) A type of plea in a criminal case. By pleading no contest, the defendant accepts responsibility for the criminal offense and resulting penalties but neither admits nor denies guilt.	Kū'ē 'ole i ka ho'opi'i Pale 'ole i ka ho'opi'i

Not guilty	A type of plea in a criminal case. By pleading not guilty,	Hala 'ole Hewa 'ole
	the defendant denies guilt and informs the court that he/she wishes to contest	newa ole
	the charges.	
Oath	(noun) A statement by a	'Ōlelo ho'ohiki
	person attesting that	Hoʻohiki ʻia
	he/she is bound in	
	conscience to perform an	
Objection	act faithfully and truthfully. (noun) A challenge to some	Kū'ē
'Sustained'	matter or procedure during	Hōʻole
'Overruled'	a trial; used to call the	HO OIE
Overruled	court's attention to	(ānono (ia (ko kū(ā)
	improper evidence or	ʻāpono ʻia (ke kūʻē) bāʻolo ʻia (ko kūʻā)
	procedure.	hōʻole ʻia (ke kūʻē)
Offense	(noun) A punishable, unlawful act.	Нема
		Hala
Open court	(noun) A court session open	ʻAha hoʻokolokolo hāmama
	to the public.	(hiki i ka lehulehu ke komo)
Opening statement	An advocate's statement	'Ōlelo mua
	giving the fact-finder a	'Ōlelo wehe
	preview of the case and of the evidence to be	Wehewehena
	presented.	
Order	(noun) A written or oral	Kauoha
	command from a judge that	Коі
	directs or forbids an action.	
Ordinance	(noun) A law enacted by a	'Ōlelo kūpa'a
	county's elected body and	Kānāwai
	signed into law by the county mayor.	
Party (to a case)	(noun) The entities named	<b>΄</b> Αο'αο
	in a legal	
	action. In a criminal case,	'Ao'ao ho'āhewa
	the state	'Ao'ao ho'opi'i
	entity prosecuting the case	'Aoʻao kūpale
	(e.g., Office of the Processiting	'Ao'ao ho'opi'i 'ia
	Office of the Prosecuting Attorney,	Αυ αυ πο ορι τι α
	AUDINEY,	
	Deportment of the	

	and the entity against whom the case is brought (i.e., the defendant). Ex: Defense counsel, the jury, and the Judge are not parties to a case.	
Penal summons	(noun) A judicial order notifying a person that he/she has been charged with a criminal offense and commanding the person to appear in court on a particular date.	Kēnā i ka 'aha ho'okolokolo Palapala ki'i i ka 'aha ho'okolokol
Penalty	(noun) A punishment for a criminal offense (e.g. fine, jail, probation)	Hoʻopaʻi Uku hoʻopaʻi Hana hoʻopaʻi
Petty misdemeanor	<ul> <li>(noun) A lesser category of offense</li> <li>than a misdemeanor,</li> <li>punishable by a</li> <li>fine up to \$1000 and/or jail</li> <li>time of less</li> <li>than 30 days.</li> </ul>	Mikamina 'u'uku Mikamina li'ili'i Hewa 'u'uku
Plea	(noun) A defendant's declaration in open court in response to the Prosecutor's charge.	Pane i ka hoʻopiʻi
Plea bargaining	(noun) A process in which the criminal defendant and Prosecutor work out a mutually satisfactory disposition of the case.	Hoʻoponopono i ka hopena
Preliminary hearing	(noun) A hearing before a judge in District Court to determine whether the State has sufficient evidence (probable cause) to proceed to trial against a defendant charged with a felony.	'Aha ho'olohe mua

Dualization at the	(noun) A matter to be	Dava alt and 1 =
Preliminary matter	(noun) A matter to be	Papahana kūmua
	resolved before the court	
	proceeds with calling the	
	cases on the calendar. For	
	example, in an A&P,	
	preliminary matters include	
	cases that are called out of	
	order because of some	
	special consideration.	
Preside	(verb) To exercise	Noho luna
	authority, management or	Noho mana
	control.	
Probable cause	(noun) A reasonable belief	Kumu e mahu'i i ka hewa
	that the defendant	
	committed the specified	
	crime.	
Probation	(noun) A sentence imposed	Wā Hoʻomalu (ma kahi o
	on a convicted offender in	ka wā pa'ahao)
	lieu of jail time and	
	requiring compliance with	
	certain terms and	
	conditions of probation.	
Proceeding	(noun) A procedural step in	Kūlana o ka
5	the multi-step criminal	hoʻokolokolo
	justice process. Usually	Ke'ehina o ka
	refers to an in-court event	
	(e.g., a hearing or a trial).	hoʻokolokolo
Prosecution	(noun) 1. A criminal action;	'Ao'ao Ho'opi'i
	a proceeding instituted and	
	carried out for the purpose	
	of determining the guilt or	
	innocence of a person	
	criminally accused.	
	2. A way of referring to the	
	State as the prosecutor of	
	the action. Ex: The	
	Prosecution rests.	
Prosecution witness	Witness for the	Hōʻike hoʻopiʻi
FIOSECULION WILLIESS	prosecution.	по ке по орг г
	Witness for the defense.	
Defense witness		Hō'ike ho'opale

Prosecutor	(noun) A lawyer representing the State in a criminal case.	Loio hoʻopiʻi
Public Defender (PD)	<ul> <li>(noun) A lawyer, employed</li> <li>by the government, who</li> <li>represents criminal</li> <li>defendants free-of-charge.</li> <li>A defendant is entitled to a</li> <li>Public Defender if he/she</li> <li>faces the possibility of</li> <li>imprisonment and cannot</li> <li>afford a lawyer.</li> </ul>	Loio hoʻopale Loio kūpale Loio kōkua
Rap sheet	,	Papa helu o nā hewa
Reasonable Doubt	(noun) The legal standard	Lawa ke kānalua
(Beyond)	used to determine the guilt or innocence of a person criminally accused ; the uncertainty of a reasonable person as to a person's guilt, after impartial consideration of all the evidence.	Kumu e kānalua ai
Rebuttal	At the end of the defense case, the prosecution or plaintiff is given the opportunity to present evidence in rebuttal. Whether to allow this evidence is in the trial judge's discretion.	Hōʻike Pākuʻi Hōʻike Pane Hōʻike Panina
Recess	(noun) An official break during a court session.	Hoʻomalolo
Released on own recognizance (ROR)	The release of a defendant without surety and based solely on his/her promise to appear in court at the designated time and date.	Hoʻokuʻu ʻia ma kona inoa iho Hoʻokuʻu ma ka ʻike ākea
Record	(noun) The official account of all evidence in a court proceeding, including documents filed with the court and transcripts or tapes or oral proceedings.	Moʻolelo o ka ʻaha Moʻolelo

Remand To remand someone in custody	(verb) To send back. An appeals court may remand a case to the trial court for further action if it reverses the judgment of the lower courts.	Hoʻihoʻi Hoʻihoʻi i ke kanaka i ka paʻahao
Revised Ordinances of Honolulu (R.O.H)	(noun) The compilation of laws of the City and County of Honolulu.	Nā Kānāwai o Oʻahu I Hoʻoponopono ʻla
Right	(noun) A power, privilege or immunity to which a person is entitled under the law.	Pono
Ruling	(noun) Any decision made by a judge.	'Ōlelo ho'oholo
Sentence	(noun) The punishment imposed by the judge after a defendant's conviction.	Ηο'ορα'i
Statute	(noun) A law passed by the state legislature.	Kānāwai
Summons	(noun) A written order notifying an individual that he/she has been charged with an offense and directing the individual to appear in court to answer the charge.	Palapala Ki'i Palapala Kēnā
Suppression hearing	A hearing held in a criminal case to determine the admissibility of evidence that the defendant seeks to suppress.	ʻAha hoʻoholo i ka noi kaomi ʻike
Surety	(noun) A sum of money deposited with the court by the defendant to secure his/her presence in court at a future date.	Kālā hoʻohiki Kālā hoʻopaʻa ʻia
Surrebuttal	At the end of rebuttal, the defense may be allowed surrebuttal. Surrebuttal evidence is limited to	Hōʻike pane kumuhana

	responding to issues that	
	were raised for the first	
	time in the rebuttal case. It	
	is not an opportunity for	
	the defense to present	
	their whole case again, or	
	to open up the door to new	
	issues.	
Swear	(verb) To take an oath.	Hoʻohiki
Testimony	(noun) A written or oral	'Ōlelo Hō'ike
	statement by a witness,	Hōʻike
	under oath, for the purpose	
	of proving a fact.	
Trial	(noun) A judicial	'Aha ho'okolokolo
	proceeding in which a judge	
	or jury hears evidence and	
	determine whether a	
	defendant is guilty or not	
	guilty.	
Trier of fact	(noun) The trier of fact is a	Luna kānāwai
	judge or a jury who hears	Kiule hoʻoholo
	evidence and decides the	Mea hoʻoholo
	facts of the case.	
Try	(verb) To examine evidence	Hoʻokolokolo
	of hear a case by judicial	
	process.	
Verdict	(noun) The final, official	'Ōlelo Ho'oholo
	decision of a jury, after	
	considering and	
	deliberating on all the	
	evidence.	
Violation	(noun) The least severe	Hana kū'ē
	category of offense,	'A'e kānāwai
	punishable by a fine up to	
	\$1000 but not by	
	incarceration.	
Waiver	(noun) A knowing and	Ha'alele
	voluntary relinquishing of a	Hōʻole
	one's rights.	Waiho
		waino