

Electronically Filed
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SCRU-11-0000580

IN THE SUPREME COURT OF THE STATE OF HAWAII

In the Matter of the
DISTRICT COURT RULES OF CIVIL PROCEDURE

ORDER AMENDING DISTRICT COURT RULES OF CIVIL PROCEDURE
(By: Devens, C.J., McKenna, Eddins, and Ginoza, JJ., and
Intermediate Court of Appeals Chief Judge Nakasone,
assigned by reason of vacancy)

IT IS HEREBY ORDERED that Rules 6, 12, and 77 of the
District Court Rules of Civil Procedure are amended, effective
July 1, 2026, as follows (deleted material is bracketed and
stricken; new material is underscored):

Rule 6. TIME.

(a) Computation. In computing any period of time prescribed or allowed by these rules, by order of court, or by any applicable statute, the day of the act, event, or default from which the designated period of time begins to run is not to be included. The last day of the period so computed is to be included, unless it is a Saturday, Sunday or a ~~[legal]~~ holiday, in which event the period runs until the end of the next day which is not a Saturday, Sunday or a ~~[legal]~~ holiday. When the period of time prescribed or allowed is less than 7 days, intermediate Saturdays, Sundays and ~~[legal]~~ holidays shall be excluded in the computation. As used in ~~[this rule]~~ these rules, "holiday" ~~[includes]~~ shall mean any day

designated as such pursuant to section 8-1 of the Hawai'i Revised Statutes.

Rule 12. DEFENSES AND OBJECTIONS - WHEN AND HOW PRESENTED - BY PLEADING OR MOTION – MOTION FOR JUDGMENT ON THE PLEADINGS.

(a) **Answers - When presented; return day.** All defendants shall appear or answer at the time appointed in the summons, on the second Monday following the date of service, except where the district judge sets some other secular day; and should such Monday be a [legal] holiday then upon the next secular day.

Rule 77. DISTRICT COURTS AND CLERKS.

(a) **District courts always open.** The district courts shall be deemed always open for the purpose of filing any pleading or other proper paper, of issuing and returning mesne and final process, and of making motions and orders. The office of the clerk with the clerk or a deputy in attendance shall be open during business hours on all days except Saturdays, Sundays, and [legal] holidays, but the court may provide by rule that the office of the clerk shall be open for specified hours on Saturday, Sundays or [legal] holidays.

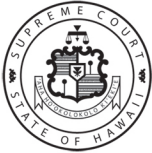
(c) **Clerk's office and orders by clerk.** The clerk's office with the clerk or a deputy in attendance shall be open during business hours on all days except Saturdays, Sundays and [legal] holidays. All motions and applications in the clerk's office for issuing mesne process, for issuing final process to enforce and execute judgments, for entering defaults or judgments by default, and for other proceedings which do not require allowance or order of the court are grantable of course by the clerk; but the clerk's action may be suspended or altered or rescinded by the court upon cause shown.

IT IS FURTHER ORDERED that Forms 1DC11, 1DC31, 1DC32, and 1DC47 are amended, as attached hereto, and shall be appended to the District Court Rules of Civil Procedure, effective July 1, 2026. The forms replace the prior forms bearing the same Form number.

IT IS FURTHER ORDERED that trial courts are authorized to insert circuit and court identifiers, appearance information, address, and contact information in the form and to publish the form in print or electronic format for the respective courts and circuits.

DATED: Honolulu, Hawai'i, May 21, 2026.

- /s/ Vladimir P. Devens
- /s/ Sabrina S. McKenna
- /s/ Todd W. Eddins
- /s/ Lisa M. Ginoza
- /s/ Karen T. Nakasone



IN THE DISTRICT COURT OF THE ____ CIRCUIT
____ DIVISION
STATE OF HAWAII

Plaintiff

Reserved for Court Use

Civil No.

Defendant

Filing Party/Attorney Name, Attorney Number, Firm Name (if applicable), Address, Telephone and Fax Number or Email

NON-HEARING MOTION FOR CONTINUANCE

Answer Returnable (Summary Possession cases)

Hearing-Type of Motion: _____

Trial Pre-Trial Other-Specify: _____

DECLARATION

I have read this Motion, know the contents and verify that the statements are true to my personal knowledge and belief. **I DECLARE UNDER PENALTY OF PERJURY THAT THE FOLLOWING IS TRUE AND CORRECT:** that Filing Party wishes to continue this proceeding to the date and for the reason stated below. I have contacted the Opposing Party or their attorney and they will not agree to the continuance, or I have tried several times to contact them by telephone and/or mail and they have not returned my calls or answered my letters. Explain why you will not be available and want this continuance: (Attach continuation page, if necessary).

Old Date/Time: _____ New Date/Time: _____ No. of Prior Continuances: _____

NOTICE OF MOTION

TO: _____:

NOTICE IS GIVEN that the undersigned has filed this Motion. Any response to this Motion must be in writing on the reverse side and filed with the Court no later

and holidays as defined by HRS § 8-1 when the Motion is mailed. Your written response can be delivered or mailed to the Court at **1111 Alakea Street, Civil Division, Third Floor, Honolulu, Hawai'i 96813. IF NO RESPONSE IS RECEIVED BY THE COURT BY THE DATES SPECIFIED IN THIS NOTICE, THIS MOTION MAY BE GRANTED.**

Signature of Declarant/Attorney:

Date:

Print/Type Name:

SEE AND USE REVERSE SIDE TO RESPOND TO MOTION

I certify that this is a full, true, and correct copy of the original on filed in this office.

Clerk, District Court of the above Circuit, State of Hawai'i

CERTIFICATE OF SERVICE

I certify that I served a copy of this Motion to the Opposing Party or Opposing Party's attorney on (date) _____ by
 Hand-delivery or Mail, addressed as follows:

Date:	Signature of Filing Party/Attorney:
	Print/Type Name:

RESPONSE TO MOTION/CERTIFICATE OF SERVICE

- I DO NOT OBJECT to this Motion.
- I DISAGREE with this Motion for the following reasons:
 (Attach continuation page, if necessary).

Reserved for Court Use

I have read this Response, know the contents and verify that the statements are true to my personal knowledge and belief. **I DECLARE UNDER PENALTY OF PERJURY THAT WHAT I HAVE STATED IS TRUE AND CORRECT.**

CERTIFICATE OF SERVICE

I certify that I served a copy of this Response to the Filing Party or Filing Party's attorney on (date) _____ by
 Hand-delivery or Mail, addressed as follows:

Date:	Signature of Opposing Party/Attorney:
	Print/Type Name:

Reserved for Court Use

COURT ORDER

- This Motion is granted and you must appear at the new date and time stated in the Declaration on the reverse side.
- This Motion is denied and you must appear at the old date and time stated in the Declaration on the reverse side.
- This Motion is partially granted and you must appear at _____ .m. on _____ for

- ANSWER
- RETURNABLE
- TRIAL
- HEARING ON MOTION
- PRE-TRIAL
- OTHER- _____

Date:	Judge
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In accordance with the Americans with Disabilities Act and other applicable state and federal laws, if you require an accommodation for a disability when working with a court program, service, or activity, please contact the District Court Administration Office at PHONE NO. _____, FAX _____, or TTY _____ at least ten (10) working days before your proceeding, hearing, or appointment date.

**MOTION FOR ORDER TO SHOW CAUSE ON GARNISHEE;
DECLARATION; ORDER**

IN THE DISTRICT COURT OF THE FIRST CIRCUIT _____ DIVISION STATE OF HAWAII	
Plaintiff(s)	Reserved for Court Use
Defendant(s)	Civil No.
Garnishee	Filing Party/Attorney Name, Attorney Number (if applicable), Address, Telephone and Fax Numbers
	Date Garnishee Order Filed:

MOTION FOR ORDER TO SHOW CAUSE ON GARNISHEE

Judgment Creditor moves this Court for issuance of an Order against Garnishees named above, to show cause why **JUDGMENT** should not issue against Garnishee for the sum due under the Garnishee Order entered in this case for Garnishee having failed, refused and neglected to comply with the **GARNISHEE ORDER** granted and filed on the date listed above.

Date:	Signature of Filing Party/Attorney:
	Print/Type Name:

DECLARATION

I declare as follows: A Motion For Issuance of Garnishee Summons and Order was served upon the Garnishee(s) and subsequently granted by the Court. A GARNISHEE ORDER signed by the Court was filed on the date listed above for the balance due and owing on the judgment. Garnishee has failed to comply with the Order. I am informed and believe that Defendant is employed by Garnishees, or Garnishee is in possession of funds belonging to Defendants.

I DECLARE UNDER PENALTY OF LAW THAT WHAT I HAVE STATED IS TRUE AND CORRECT.

Date:	Signature of Declarant:
	Print/Type Name:

SEE PAGE 2 FOR ORDER OF THE COURT

I certify that this is a full, true and correct
copy of the original on file in this office.

Clerk, District Court of the above Circuit, State of Hawai'i

ORDER

TO GARNISHEE LISTED ON PAGE 1:

YOU ARE ORDERED TO APPEAR AT THE COURT DESIGNATED BY THE CHECKED BOX BELOW TO SHOW CAUSE, IF YOU HAVE ANY REASON, WHY JUDGMENT SHOULD NOT ISSUE AGAINST YOU FOR THE SUMS DUE UNDER THE GARNISHEE ORDER, TOGETHER WITH INTEREST AND COSTS INCURRED:

COURT DATES AND ADDRESSES:

- Honolulu Division, 1111 Alakea Street, 10th floor, Courtroom 10B, Honolulu, Hawai'i**, at 1:30 p.m. on the second Monday following date of service, and should that Monday be a holiday as defined by HRS § 8-1 then upon the next business day.
- 'Ewa Division, 870 Fourth Street, Pearl City, Hawai'i**, at 9:00 a.m. on the second Thursday following date of service, and should that Thursday be a holiday as defined by HRS § 8-1 then upon the next Thursday.
- Ko'olaupoko OR Ko'olauloa Division, 45-939 Po'okela Street, Kāne'ohe, Hawai'i**, at 9:00 a.m. on the second Friday following date of service, and should that Friday be a holiday as defined by HRS § 8-1 then upon the next Friday.
- Wahiawā OR Waialua Division, 1034 Kilani Avenue, Wahiawā, Hawai'i**, at 9:00 a.m. on the second Wednesday following date of service, and should that Wednesday be a holiday as defined by HRS § 8-1 then upon the next Wednesday.
- Wai'anae Division, 4675 Kapolei Parkway, Kapolei, Hawai'i**, at 9:00 a.m. on the second Tuesday following date of service, and should that Tuesday be a holiday as defined by HRS § 8-1 then upon the next Tuesday.

THIS ORDER SHALL BE VOID AND OF NO EFFECT IF IT IS NOT SERVED WITHIN 6 MONTHS OF THE DATE OF THIS ORDER.

IF YOU DO NOT COME TO COURT AS ORDERED, YOU MAY BE ARRESTED FOR CONTEMPT OF COURT.

This Order shall not be personally delivered between 10:00 p.m. and 6:00 a.m. on premises not opened to the public, unless a judge permits, in writing on this Order, personal delivery during those hours.

Date:

Judge



In accordance with the Americans with Disabilities Act and other applicable state and federal laws, if you require an accommodation for a disability when working with a court program, service, or activity, please contact the District Court Administration Office at PHONE NO. 538-5121, FAX 538-5233, or TTY 539-4853 at least ten (10) working days before your proceeding, hearing, or appointment date.

For all Civil related matters, please call 538-5151 or visit the District Court Service Center at 1111 Alakea Street, Third (3rd) Floor.

GARNISHEE SUMMONS

IN THE DISTRICT COURT OF THE FIRST CIRCUIT <hr style="width: 20%; margin: auto;"/> DIVISION STATE OF HAWAI'I	Civil No.
Plaintiff(s)	Defendant(s)

Garnishee(s) (Name and Address)	<input type="checkbox"/> Check here if Federal Agency
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GARNISHEE SUMMONS

TO: ANY OFFICER IN HAWAI'I AUTHORIZED TO MAKE SERVICE

You are **COMMANDED** to leave a true and attested copy of this Summons and Order with each above named Garnishee(s).

TO: GARNISHEE(S)

You, as Garnishee(s), are **SUMMONED** and required to appear personally before the Judge presiding in the above-entitled proceeding at the Court designated by the checked box on the reverse side. If you are a Federal Agency, you have thirty (30) days to respond.
 (5 U.S.C. §5520a(d))

OR you may instead file a written disclosure in the above-entitled Division, and send a copy of it to Plaintiff(s) or Plaintiff(s)' attorney.

Your disclosure **must** be made under Oath. It **must** state whether you have, or at the time of service:

- a. Had any of the goods or effects of the Defendant(s) in your hands and, if so, their nature, amount and value.

OR

- b. Were or are indebted to the Defendant(s) and, if so, the nature and the amount of the debt.

OR

- c. Defendant(s) was in receipt from you or any salary, wages, commissions, stipend, annuity, net income or a portion of net income under
 - a trust and, if so, the amount or rate thereof.

You, as Garnishee (s), are **ORDERED** to hold and secure from the time of service of this summons, and until further ordered by the Court an amount of money which shall not exceed 120% of the amount of the judgment indicated above, including costs and interest, as provided by Hawai'i Revised Statutes §652 & §653.

***SEE FEDERAL WAGE GARNISHMENT LAW FOR APPLICABLE RESTRICTIONS. (Attached form entitled "Garnishee Information")**

This summons shall not be personally delivered between 10:00 p.m. and 6:00 a.m. on premises not open to the public, unless a Judge of the above-entitled Court permits, in writing on this summons, personal delivery during those hours.

Date:	Clerk of the above-entitled Court
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Hawai'i Revised Statutes §652-9. GARNISHEE MAY BE HEARD ON NOTICE TO PLAINTIFF.

Whenever any person summoned as a garnishee may be desirous of so doing, the person may apply to the district judge or any judge of the Court from which the summons may have issued, and the judge having caused reasonable notice to be given to the Plaintiff in action, shall proceed to take the deposition of the person thus summoned, and make such order as may be proper in the premises, at any time previous to the date appointed for hearing the cause, and the person summoned as garnishee, shall be taken to have obeyed the summons.

If it appears that there are conflicting claims to any moneys held for safekeeping, debt, goods, or effects in the garnishee's hands, any time after the summons is served the garnishee may be permitted upon order of the judge to pay into the Court any moneys held for safekeeping, debts, goods, or effects in the garnishee's hands, less any reasonable costs and attorney's fees allowed by the judge and the garnishee will thereupon be discharged.

With or without payment into Court, any garnishee may, where there are conflicting claims to any moneys held for safekeeping, debt, goods, or effects in the garnishee's hands of any amount, make application for an interpleader order and the judge shall thereupon make all orders as appear to be just and reasonable.

COURT DATE AND ADDRESSES:

- Honolulu Division, 1111 Alakea Street, 10th floor Courtroom 10A or 10B, Honolulu, Hawai'i** at 1:30 p.m. on the second Monday following date of service, and should that Monday be a holiday as defined by HRS § 8-1 then upon the next business day.
- 'Ewa Division, 870 Fourth Street, Pearl City, Hawai'i** at 9:00 a.m. on the second Thursday following date of service, and should that Thursday be a holiday as defined by HRS § 8-1 then upon the next Thursday.
- Ko'olaupoko OR Ko'olauloa Division, 45-939 Po'okela Street, Kāne'ohe, Hawai'i** at 9:00 a.m. on the second Friday following date of service, and should that Friday be a holiday as defined by HRS § 8-1 then upon the next Friday.
- Wahiawā OR Waialua Division, 1034 Kilani Avenue, Wahiawā, Hawai'i** at 9:00 a.m. on the second Wednesday following date of service, and should that Wednesday be a holiday as defined by HRS § 8-1 then upon the next Wednesday.
- Wai'anae Division, 4675 Kapolei Parkway, Kapolei, Hawai'i** at 9:00 a.m. on the second Tuesday following date of service, and should that Tuesday be a holiday as defined by HRS § 8-1 then upon the next Tuesday.

Mailing address for the above Courts: 1111 Alakea Street, Civil Division, Third Floor, Honolulu, Hawai'i 96813



In accordance with the Americans with Disabilities Act and other applicable state and federal laws, if you require an accommodation for a disability when working with a court program, service, or activity, please contact the District Court Administration Office at PHONE NO. 538-5121, FAX 538-5233, or TTY 539-4853 at least ten (10) working days before your proceeding, hearing, or appointment date.

For all Civil related matters, please call 538-5151 or visit the District Court Service Center at 1111 Alakea Street, Third (3rd) Floor.

IN THE DISTRICT COURT OF THE _____ CIRCUIT _____ DIVISION STATE OF HAWAI'I	
Plaintiff(s)	Reserved for Court Use Civil No.
Defendant(s)	Filing Party(ies)/Filing Party(ies)' Attorney (Name, Attorney Number, Firm Name (if applicable)), Address, Telephone and Facsimile Numbers
DOCUMENT(S) SERVED: <hr/> <hr/>	
NAME OF PARTY SERVED:	ADDRESS WHERE SERVED:
DATE SERVED:	MILEAGE: \$
TIME OF SERVICE:	NUMBER OF MILES TRAVELED:
<p style="text-align:center;"><input type="checkbox"/> FULL OR <input type="checkbox"/> PARTIAL RETURN OF SERVICE</p> <p>I have read this Return of Service, know the contents and verify that the statements are true to my personal knowledge and belief. I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF HAWAI'I THAT THE FOLLOWING IS TRUE AND CORRECT:</p> <p>I, <input type="checkbox"/> Deputy Sheriff, or <input type="checkbox"/> Police Officer of the State of Hawai'i, or <input type="checkbox"/> person who is not a party and at least 18 years old, do certify that I received a certified copy of the documents listed above and that I served the same on the Party Served above on the Date and Time of Service and at the Address listed above within the State of Hawai'i as listed on the reverse:</p> <p style="text-align:right;">(continued on reverse side)</p>	
Signature:	Print/Type Address, Telephone and Facsimile Numbers:
Print/Type Name:	Print/Type Address, Telephone and Facsimile Numbers:

SEE REVERSE SIDE

I certify that this is a full, true, and correct copy of the original on filed in this office.

 Clerk, District Court of the above Circuit, State of Hawai'i

FULL OR PARTIAL RETURN OF SERVICE

PERSONAL: By delivering to and leaving with _____, personally.

SUBSTITUTE: [District Court Rules of Civil Procedure 4(d)(1)(i)] After due and diligent search and inquiry, I served the named party through _____
_____ a person of suitable age and discretion then residing at said party's usual place of abode, since the party could not be found.

SUBSTITUTE: [District Court Rules of Civil Procedure 4(d)(1)(ii)] I served the named party through _____, _____ authorized agent to receive service of process for said party.

BUSINESS/CORPORATION/GOVERNMENTAL ENTITY: I served (name of business/corporation/entity) _____
_____ through _____, who is the (position/title) and who is the authorized agent to accept service for said Business/Corporation/Governmental Entity.

GARNISHMENT: I served (Name of Garnishee) _____
_____ through _____, who is the (position/title) and who is authorized to accept service for the above-named garnishee.

NOT FOUND: After due and diligent search and inquiry, I am unable to find the party named above.

Special Circumstances:

ACKNOWLEDGMENT OF SERVICE

Signature of Person served:

Prin/Type Name:

In accordance with Americans with Disabilities Act if you require an accommodation for your disability, please contact the District Court Administration Office at PHONE NO. _____, FAX _____, or TTY _____ at least ten (10) working days in advance of your hearing or appointment date. **For Civil related matters, please call _____.**

RETURN OF SERVICE MUST BE FILED NO LATER THAN 24 HOURS (EXCLUDING SATURDAY, SUNDAY AND HOLIDAYS AS DEFINED BY HRS § 8-1) PRIOR TO THE RETURN DATE AT 1111 ALAKEA STREET, CIVIL DIVISION, THIRD FLOOR, HONOLULU, HAWAI'I 96813.