

Electronically Filed
Supreme Court
SCPW-24-0000464
30-SEP-2025
10:05 AM
Dkt. 57 OT

SCPW-24-0000464
Public First v. Judge Viola

Redacted copy of records filed in 1AD21100610

CASE DETAIL DOCKET LIST

Generated: 14-JUL-2025 09:05 AM

User: J1CT_TJBERGE

Search Criteria: Case 1AD211006010 - [REDACTED] ET AL

18 record(s) total

#	Type	Description	Document Name	Docket For	Filing Date	Filing Time	Filing Party	Restricted Access	Sealed	In camera	# Pages
1	AIS	Adoption Info Sheet	ADOPTION INFORMATION SHEET	All Case Parties	12-JAN-2021	13:59:00	Converted, Other (AOT)	N	N	N	3
Converted DOC ID: AIS, Comments:											
2	AIS	Adoption Info Sheet	ADOPTION INFORMATION SHEET	All Case Parties	12-JAN-2021	14:01:00	Converted, Other (AOT)	N	N	N	3
Converted DOC ID: AIS, Comments:											
3	AIS	Adoption Info Sheet	ADOPTION INFORMATION SHEET	All Case Parties	12-JAN-2021	14:01:00	Converted, Other (AOT)	N	N	N	3
Converted DOC ID: AIS, Comments:											
4	PET	Petition for _____	PETITION FOR ADOPTION PURSUANT TO THE CHILD PROTECTIVE ACT; MARRIAGE CERTIFICATE OF PETITIONERS; MEDICAL CERTIFICATES OF CHILDREN	All Case Parties	12-JAN-2021	14:01:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	11
Converted DOC ID: PFACH, Comments:											
5	DOC	Document	WAIVER OF DIRECTOR OF HUMAN SERVICES TO NOTICE OF PENDING ACTION	All Case Parties	12-JAN-2021	14:02:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	1
Converted DOC ID: , Comments:											
6	LE	List of Exhibits	LIST OF EXHIBITS	All Case Parties	12-JAN-2021	14:03:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	78
Converted DOC ID: LE, Comments:											

#	Type	Description	Document Name	Docket For	Filing Date	Filing Time	Filing Party	Restricted Access	Sealed	In camera	# Pages
7	DOC	Document	DECLARATION OF MAILE S TAELE RE: WAIVER OF THE MEDICAL INFORMATION FORM FOR MOTHER & FATHER & THE MEDICAL RECORD RELEASE FORM FOR MOTHER & FATHER; EXHS A-H	All Case Parties	12-JAN-2021	14:03:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	14
Converted DOC ID: , Comments:											
8	ORD	Order		All Case Parties	29-JAN-2021	15:58:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	3
Converted DOC ID: O, Comments:											

#	Type	Description	Document Name	Docket For	Filing Date	Filing Time	Filing Party	Restricted Access	Sealed	In camera	# Pages
9	DOC	Document	ORDER REQUESTING THAT THE DEPT OF HEALTH LIST THE RACE OF THE CHILD BORN ON [REDACTED]/2014 AS HAWAII, PUERTO RICAN, PORTUGUESE, CAUCASIAN, ITALIAN, GERMAN, INDIAN NAVAJO ON THE NEW CERTIFICATE OF	All Case Parties	29-JAN-2021	15:57:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	3
Converted DOC ID: , Comments: LIVE BIRTH											
10	ORD	Order	[REDACTED]	All Case Parties	29-JAN-2021	15:57:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	3
Converted DOC ID: O, Comments:											
11	FAD	Find&Dec Crt Grt Pet For Adop	FINDINGS AND DECISION OF THE COURT GRANTING PETITION FOR ADOPTION	All Case Parties	11-FEB-2021	10:47:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	4
Converted DOC ID: FAD, Comments:											

#	Type	Description	Document Name	Docket For	Filing Date	Filing Time	Filing Party	Restricted Access	Sealed	In camera	# Pages
12	AD	Adoption Decree	ADOPTION DECREE OTHER THAN STEPPARENT	All Case Parties	11-FEB-2021	10:47:00	Mariano, Simeona Lynn Liliuokalani Ah (A8093)	N	N	N	2
Converted DOC ID: AD, Comments: (SEALED)											
13	*MIN H	Minutes		All Case Parties	26-JAN-2021	10:45:00		N	N	N	
CONT'D MINUTES FROM PREVIOUS SEQUENCE HRS 578-2(C)(1)(K). -- [REDACTED] [REDACTED] ADOPTABLE UNDER THE PROVISIONS OF CHAPTER 578 OF THE HAWAII REVISED STATUTES AND THAT ALL OF THE STATUTORY REQUIREMENTS HAVE BEEN MET. -- THE [REDACTED] SUITABLE FOR ADOPTION BY THE PETITIONERS [REDACTED] THE ADOPTION BE GRANTED. -- THE PETITIONERS ARE FIT AND PROPER PERSONS FINANCIALLY ABLE TO PROVIDE [REDACTED] A PROPER HOME AND EDUCATION. THE COURT THEREFORE GRANTS THE PETITION FOR ADOPTION AND ALL EXISTING OUTSTANDING PARENTAL RIGHTS INCONSISTENT WITH THE RIGHTS ACQUIRED BY THE PETITIONERS HEREIN ARE HEREBY FOREVER TERMINATED. A DECREE OF ADOPTION SHALL TAKE EFFECT AS OF TODAY, 1/26/2021. [REDACTED] NAME SHALL BE CHANGED TO: [REDACTED] ISABELLA PILIALOHA KALUA. THE CLERK OF THE COURT IS AUTHORIZED TO ISSUE: 1 COPY OF THE FINDINGS AND DECISION; AND 4 COPIES OF THE DECREE OF ADOPTION. THE COURT FURTHER GRANTS THE OTHER ORDERS REQUESTED BY THE STATE. BASED ON THE GRANTING OF THE ADOPTION, PERMANENT CUSTODY IS REVOKED AND JURISDICTION TERMINATED IN RELATED FC-S 18-00280. FINDINGS/DECREE/ORDER ENTERED. NOTE: NO MEDICAL INFORMATION FOR PARENTS RECEIVED INTO THE FILE.											
14	*MIN H	Minutes		All Case Parties	26-JAN-2021	10:45:00		N	N	N	
JUDGE: JOHN C. BRYANT, JR. CLK: M. CASTILLO COURTROOM/TIME: 2A 11:53 A.M.-12:05 P.M. PRESENT: DAG ERIC ALABANZA (BY WEBEX) DHS/SW MAILI TAELE (BY WEBEX) CASA JESSIE ADDISON (BY WEBEX) CASA JACQUELYNN LEVIEN (BY WEBEX) PETNRS ISAAC AND LEHUA RUBY KALUA [REDACTED] (BY WEBEX) COURT HEARD RELATED CASES TOGETHER FC-S 18-00280 AND FC-A 21-1-6010. PARTIES DULY SWORN IN. CRT TOOK JUDICIAL NOTICE OF THE RECORDS AND FILES IN THE RELATED CASES, TO INCLUDE THE EXHIBITS AND WAIVER OF NOTICE BY DHS FILED 1/12/2021. SWORN TESTIMONY: 11:57-11:59 A.M.: PETNRS, ISAAC AND LEHUA KALUA. 11:59 A.M.-12:01 P.M.: DHS/SW MAILI TAELE. BASED ON TESTIMONIES, STATE REQUESTED PETN/ADOPTION BE GRANTED. INTERIM LETTERS OF ADOPTION TO BE ISSUED. [REDACTED] NAMES TO CHANGE TO: [REDACTED]; ISABELLA PILIALOHA KALUA; [REDACTED] AND ISSUE RACE ORDERS LISTING RACE [REDACTED] ON THEIR NEW LIVE BIRTH CERTIFICATES: [REDACTED] CHILD BORN [REDACTED] 2014: HAWAIIAN, PUERTO RICAN, PORTUGUESE, CAUCASIAN, ITALIAN, GERMAN AND NAVAJO INDIAN. CASA [REDACTED] CONCURRED TO THE GRANTING OF THE ADOPTION. COURT MADE THE FINDINGS AS FOLLOWS: -- THE PARTIES ARE AWARE OF THE 2016 ACT 80 AMENDMENT TO HRS 578-15, SIGNED INTO LAW ON 6/21/2016. THIS NEW LAW DELETES PREVIOUS LANGUAGE THAT PERMITTED THE ADOPTEE AT AGE 18 AND ADOPTIVE AND NATURAL PARENTS TO REQUEST CONFIDENTIALITY. -- THE MATERIAL ALLEGATIONS OF THE PETN/ADOPTION HAVE BEEN PROVEN, AND THAT ALL THE NECESSARY CONSENTS HAVE BEEN OBTAINED AND FILED IN THIS CASE. -- THE CONSENTS OF THE [REDACTED] PARENTS ARE NOT REQUIRED OR MAY BE DISPENSED WITH PURSUANT TO **CONT'D MINUTES ON NEXT APPEARANCE SEQUENCE**											

#	Type	Description	Document Name	Docket For	Filing Date	Filing Time	Filing Party	Restricted Access	Sealed	In camera	# Pages
15	ORD	Order	COPY OF ORDER FILED 7/16/2024 (SCPW-24-0000464)	[REDACTED] KALUA, ISABELLA PILIALOHA - APLC SOH DEPT OF HUMAN SERVICES - PET KALUA III, ISAAC KAULUHAI MALAMA - PET KALUA, LEHUA RUBY MARIE K - PET	16-JUL-2024	16:37:42	FILED BY COURT, COURT (CFPCOURT)	N	N	N	5
16	NEF	Notice of Electronic Filing		[REDACTED] KALUA, ISABELLA PILIALOHA - APLC SOH DEPT OF HUMAN SERVICES - PET KALUA III, ISAAC KAULUHAI MALAMA - PET KALUA, LEHUA RUBY MARIE K - PET	16-JUL-2024	16:37:42		N	N	N	2

#	Type	Description	Document Name	Docket For	Filing Date	Filing Time	Filing Party	Restricted Access	Sealed	In camera	# Pages
17	OT	Other	BACK OF FILE-MISCELLANEOUS	 KALUA, ISABELLA PILIALOHA - APLC SOH DEPT OF HUMAN SERVICES - PET KALUA III, ISAAC KAULUHAI MALAMA - PET KALUA, LEHUA RUBY MARIE K - PET	25-JUL-2024	10:15:38	FILED BY COURT, COURT (CFPCOURT)	N	N	N	15
18	NEF	Notice of Electronic Filing		 KALUA, ISABELLA PILIALOHA - APLC SOH DEPT OF HUMAN SERVICES - PET KALUA III, ISAAC KAULUHAI MALAMA - PET KALUA, LEHUA RUBY MARIE K - PET	25-JUL-2024	10:15:38		N	N	N	2

Electronically Filed
FIRST CIRCUIT
1AD211006010
12-JAN-2021
01:59 PM
Dkt. 1 AIS

STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

INFORMATION (PARTY/CASE)

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ORIGINAL

amd

STATE OF HAWAII
FAMILY COURT
FIRST CIRCUIT

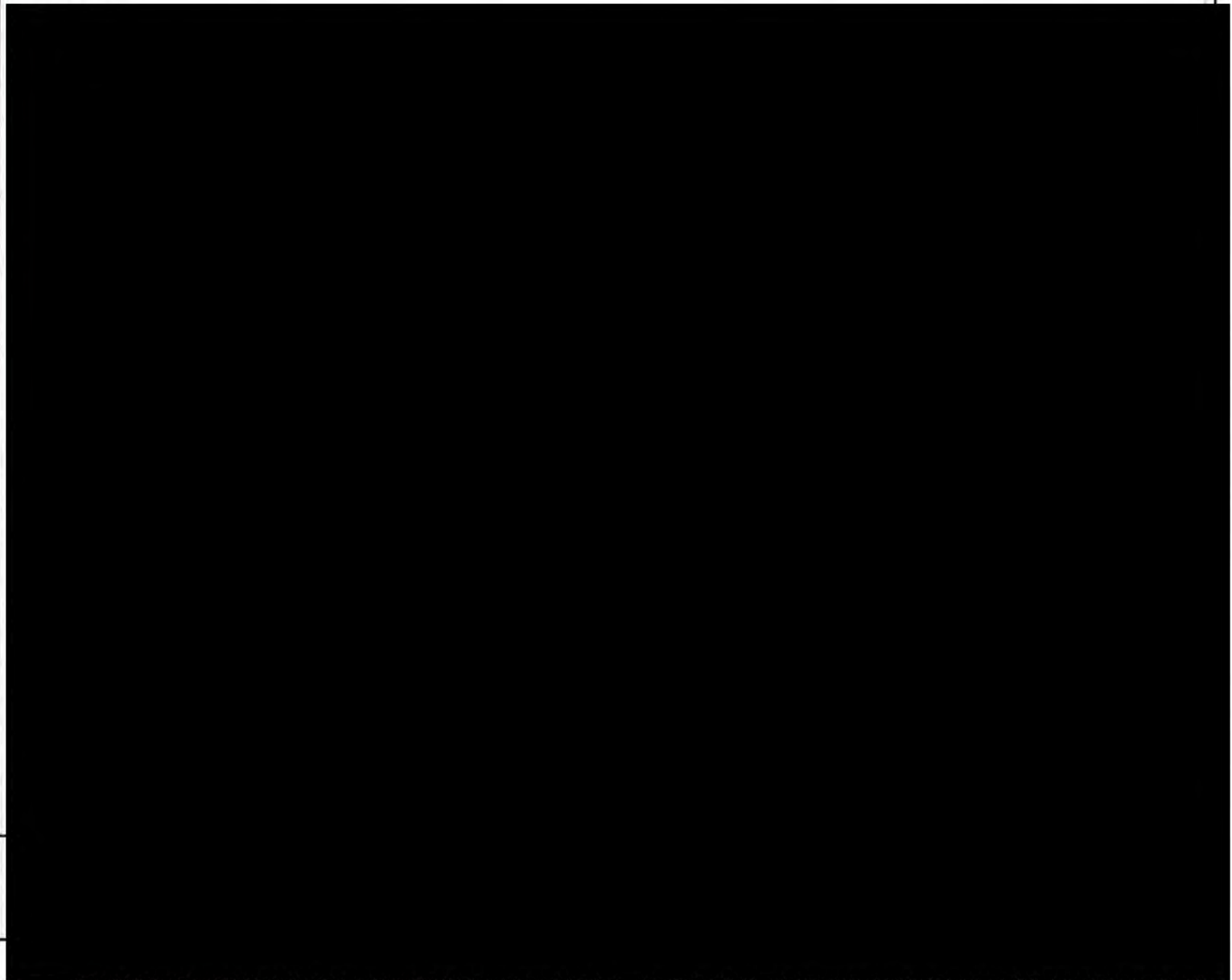
ADOPTION INFORMATION SHEET

CASE NUMBER

21 - 1 - 6010

FC-A No.

Instructions: The Attorney, Petitioner(s) Pro Se, or the Agency completes this form. In "closed" or confidential adoptions this page should not be revealed to the Petitioners when completed. After the adoption has been completed, a copy of this form will be submitted to the Adoptions Records Unit for its use upon receipt of disclosure requests. (See Section 578-15 of the Hawai'i Revised Statutes.)



In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require accommodation for a disability, please contact the ADA Coordinator at the First Circuit Family Court office by telephone at 954-8200, fax 954-8308, or via email at adarequest@courts.hawaii.gov at least ten (10) working days prior to your hearing or appointment date.

Please call Family Court Service Center at 954-8290, if you have any questions about how to fill out this form.

COVID-19 SUBMISSION

FC Adm 12/1/14

EMAIL

PAGE 1 OF 2 PAGES

PAPER

JAN 12 2021

Adoption Information Sheet

1F-P-889

Action 508 Certified

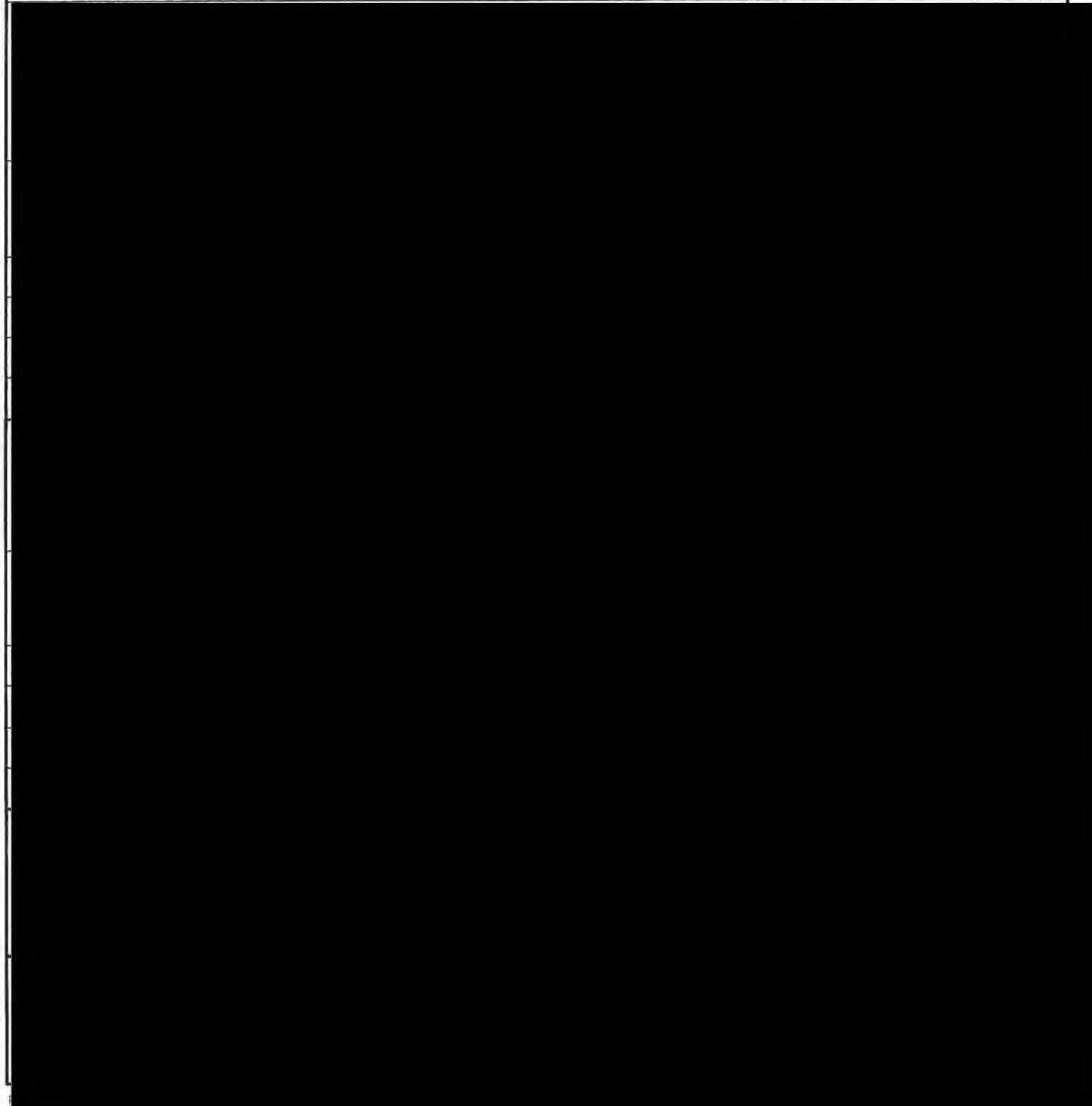
STATE OF HAWAII
FAMILY COURT
FIRST CIRCUIT

ADOPTION INFORMATION SHEET

CASE NUMBER

21-1-6010

FC-A No.



Electronically Filed
FIRST CIRCUIT
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12-JAN-2021
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STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

INFORMATION (PARTY/CASE)

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ORIGINAL

amd

STATE OF HAWAII
FAMILY COURT
FIRST CIRCUIT

ADOPTION INFORMATION SHEET

CASE NUMBER

21-1-6010
FC-A No.

Instructions: The Attorney, Petitioner(s) Pro Se, or the Agency completes this form. In "closed" or confidential adoptions this page should not be revealed to the Petitioners when completed. After the adoption has been completed, a copy of this form will be submitted to the Adoptions Records Unit for its use upon receipt of disclosure requests. (See Section 578-15 of the Hawai'i Revised Statutes.)



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COVID-19 SUBMISSION

FC Adm 12/1/14

EMAIL

PAGE 1 OF 2 PAGES

PAPER

JAN 12 2021

Adoption Information Sheet
1F-P-889

STATE OF HAWAII
FAMILY COURT
FIRST CIRCUIT

ADOPTION INFORMATION SHEET

CASE NUMBER

21-1-6010

FC-A No.

[Redacted Content]

[Redacted Content]

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STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

INFORMATION (PARTY/CASE)

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

STATE OF HAWAII FAMILY COURT FIRST CIRCUIT	ADOPTION INFORMATION SHEET	CASE NUMBER 21-1-6010 FC-A No.
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Instructions: The Attorney, Petitioner(s) Pro Se, or the Agency completes this form. In "closed" or confidential adoptions this page should not be revealed to the Petitioners when completed. After the adoption has been completed, a copy of this form will be submitted to the Adoptions Records Unit for its use upon receipt of disclosure requests. (See Section 578-15 of the Hawai'i Revised Statutes.)

CHILD(REN):

1. Child's First, Middle, and Last Name **at Birth:** Ariel Pilioloha Sellers

Sex: ☒ Female ☐ Male Birthdate: 2014 Birth Place: Honolulu, Hawaii

Child's First, Middle, and Last Name **after Adoption:** Isabella Pilioloha Kalua

2. Child's First, Middle, and Last Name **at Birth:** _____

Sex: ☐ Female ☐ Male Birthdate: _____ Birth Place: _____

Child's First, Middle, and Last Name **after Adoption:** _____

3. Child's First, Middle, and Last Name **at Birth:** _____

Sex: ☐ Female ☐ Male Birthdate: _____ Birth Place: _____

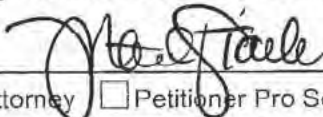
Child's First, Middle, and Last Name **after Adoption:** _____

Adoption Agency (if any): _____



In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require accommodation for a disability, please contact the ADA Coordinator at the First Circuit Family Court office by telephone at 954-8200, fax 954-8308, or via email at adarequest@courts.hawaii.gov at least ten (10) working days prior to your hearing or appointment date.

Please call Family Court Service Center at 954-8290, if you have any questions about how to fill out this form.

STATE OF HAWAII FAMILY COURT FIRST CIRCUIT	ADOPTION INFORMATION SHEET	CASE NUMBER 21 - 1 - 6010 FC-A No.
ADOPTIVE PARENTS:		
	<u>Adoptive Father</u>	<u>Adoptive Mother</u>
Full Legal Name: (include birth/maiden names)	Isaac Kauluhaimalama Kalua III	Lehua Ruby Marie Kapika (Kanahele) Kalua
Address:	41-610 Puha St Waimanalo, Hawaii 96795	41-610 Puha St Waimanalo, Hawaii 96795
Telephone Number:	808-723-5577	808-723-5588
Birth Date:	██████████ 1969	██████████ 1977
Social Security Number:		
Ethnic Background:	Hawaiian	Hawaiian
NATURAL PARENTS		
	<u>Father</u>	<u>Mother</u>
	☒ Natural ☒ Legal ☐ Adjudicated	
Name:	Adam David Seller	Melanie Kuuipo Joseph
Address:	Homeless last known address: 41-490 Saddle City Road #801 Waimanalo, HI 96795	Homeless, last known address 41-558 Mekia St Waimanalo, HI 96795
Telephone No.:		
Birth Date:	██████████ 1989	██████████ 1996
Social Security Number:		
Ethnic Background:	Italian, German, Indian Navajo, Caucasian	Hawaiian, Puerto Rican, Portuguese, Cau.
Legal Only Father (if different from Natural Father)		
Name: _____		
Address: _____		
The undersigned declares under penalty of perjury that the above information is true and correct.		
Date: <u>01/12/2021</u> Signature: <u></u>		
☐ Attorney ☐ Petitioner Pro Se ☒ Agency Representative		

Electronically Filed
FIRST CIRCUIT
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Dkt. 4 PET

STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

COMPLAINT/PETITION APPLICATION

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ORIGINAL

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

amd

CLARE E. CONNORS 7936
Attorney General

2021 JAN 12 PM 2:01

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawai'i
Kapolei Building
1001 Kamokila Boulevard, Suite 211
Kapolei, Hawai'i 96707
Telephone: (808) 693-7081

EL PASO

Attorneys for the Department
of Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

In the Matter of the Adoption

of

A Female Child, born on
2014,

by

Isaac Kauluhaimalama Kalua III
and Lehua Ruby Marie Kapika
(Kanahele) Kalua,

Husband and Wife,

Petitioners.

FC-A No. 21-1-6010

PETITION FOR ADOPTION PURSUANT
TO THE CHILD PROTECTIVE ACT;
MARRIAGE CERTIFICATE OF
PETITIONERS; MEDICAL
CERTIFICATES OF CHILDREN

Date: January 26, 2021
Time: 10:45 a.m.
Judge: Presiding

PETITION FOR ADOPTION
PURSUANT TO THE CHILD PROTECTIVE ACT

TO THE PRESIDING JUDGE OF THE ABOVE ENTITLED COURT:

This petition seeks the adoption of the above-named
children who are under the jurisdiction of this Court pursuant

COVID-19 SUBMISSION
EMAIL _____
PAPER _____
JAN 12 2021

to HRS § 571-11(9) and HRS § 587A-5. This petition is made pursuant to HRS § 578-1.

The Director of the Department of Human Services, by a duly appointed social worker (hereinafter "social worker"), is informed and believes and respectfully alleges that:

1. Isaac Kauluhaimalama Kalua III and Lehua Ruby Marie Kapika (Kanahele) Kalua (hereinafter referred to as "Petitioners") reside in Waimanalo, City and County of Honolulu, State of Hawai'i, and seek to adopt the above identified children.

2. The proposed Petitioners, who are legally married to each other, are financially and otherwise able to provide proper care for the children.

3. Adoption of the children by the Petitioners will be for the best interests of the children.

4. The following information concerns the adoptive family:

	<u>Husband</u>	<u>Wife</u>
Relationship to Children	<u>None</u>	<u>None</u>
Legal Name	<u>Isaac Kauluhaimalama</u> <u>Kalua III</u>	<u>Lehua Ruby Marie</u> <u>Kapika Kalua</u>
Name at Birth	<u>Isaac Kauluhaimalama</u> <u>Kalua III</u>	<u>Lehua Ruby Marie</u> <u>Kapika Kanahele</u>
Address	<u>41-610 Puha Street</u> <u>Waimanalo, Hawai'i</u> <u>96795</u>	<u>41-610 Puha Street</u> <u>Waimanalo, Hawai'i</u> <u>96795</u>
Phone Nos.	<u>(c) (808) 723-5577</u>	<u>(c) (808) 723-5588</u>
Date of Birth	<u>[REDACTED] 1969</u>	<u>[REDACTED] 1977</u>
Place of Birth	<u>Honolulu</u>	<u>Honolulu</u>
Racial Extraction	<u>Hawaiian</u>	<u>Hawaiian</u>
No. of Prior Marriages	<u>1</u>	<u>0</u>

Criminal Conviction	Yes ☒ No ☐	Yes ☒ No ☐
Employed	Yes ☒ No ☐	Yes ☐ No ☒ Unemployed (Foster Board)
Occupation	<u>Shipyard Specialist</u>	
Monthly Gross Income	<u>\$4,755.35</u>	<u>\$3,750.00</u>
Date of Present Marriage	<u>September 25, 2004</u>	<u>September 25, 2004</u>
Place of Present Marriage	<u>Kualoa Regional Park</u>	<u>Kualoa Regional Park</u>
Type of Home	House ☒ Own ☒ No. of Bedrooms <u>4</u> Apt. ☐ Rent ☐ Other ☐ Other ☐ (military housing)	
Number of Persons Living in Your Home	<u>6</u>	

5. Information concerning the children is as follows:

Child [REDACTED]

Name	<u>Ariel Pilialoha Sellers</u>
Date of Birth	[REDACTED] <u>2014</u>
Place of Birth	<u>Honolulu</u>
Sex	<u>Female</u>
Racial Extraction	<u>Hawaiian, Puerto Rican, Portuguese, Caucasian,</u>

	Italian, German, Indian Navajo
Child Placed by	Department of Human Services
Date of Placement	February 8, 2019
Child's Name After Adoption	Isabella Pilialoha Kalua

6. That all exhibits, including the Department of Human Services' consent to the adoption of the children by Isaac Kauluhaimalama Kalua III and Lehua Ruby Marie Kapika (Kanahele) Kalua have been obtained and will be filed as exhibits to this petition.

7. That the children are adoptable under HRS §§ 578-1 and 578-2, Haw. Rev. Stat., as amended, notwithstanding the fact that written consent to adoption of the children has not been given by either Melanie Kuuipo Joseph (natural and legal mother), Adam David Sellers (natural and legal father) or unknown natural father.

8. Such written consents are not required or they may be dispensed with under HRS § 578-2(c), by reason of the fact that parental rights have been judicially terminated by an award of permanent custody pursuant to HRS § 587A-33 as noted in the Order Terminating Parental Rights in FC-S No. 18-00280, incorporated as Exhibit "D" on the List of Exhibits.

9. That the Department of Human Services, as permanent custodian of the children, has the authority to consent to the adoption pursuant to HRS § 587A-15(d)(7), and has provided such consent as noted in Exhibits "F" - "H" on the List of Exhibits.

WHEREFORE, it is prayed:

(a) That notice of the pendency of this petition and of the time and place of hearing be given to the permanent custodian and proposed Petitioners;

(b) That upon a hearing the children be decreed to be the legal children of the proposed Petitioners effective as of the date of the hearing of this petition;

(c) That the name/s of the children be decreed as set forth in paragraph number 5 hereof;

(d) That the Court decree that subsequent to the entry of the Decree of Adoption, the above-entitled matter shall proceed pursuant to Chapter 578, Hawai'i Revised Statutes, and other rules or regulations concerning adoption as are prescribed by the Hawai'i Supreme Court with the advice of the Family Court;

(e) That the Court decree such further relief as will serve the best interests of the children and enter appropriate orders in FC-S No. 18-00280.

Under penalty of perjury, social worker and proposed Petitioners each declare that each person has read this petition for adoption and knows and understands the contents hereof and that the statements made herein are true to each person's own knowledge, except as to matters herein stated upon information and belief; as to those matters, such person believes them to be true.

DATED: Kapolei, Hawai'i JAN 12 2021



Social Worker
Department of Human Services

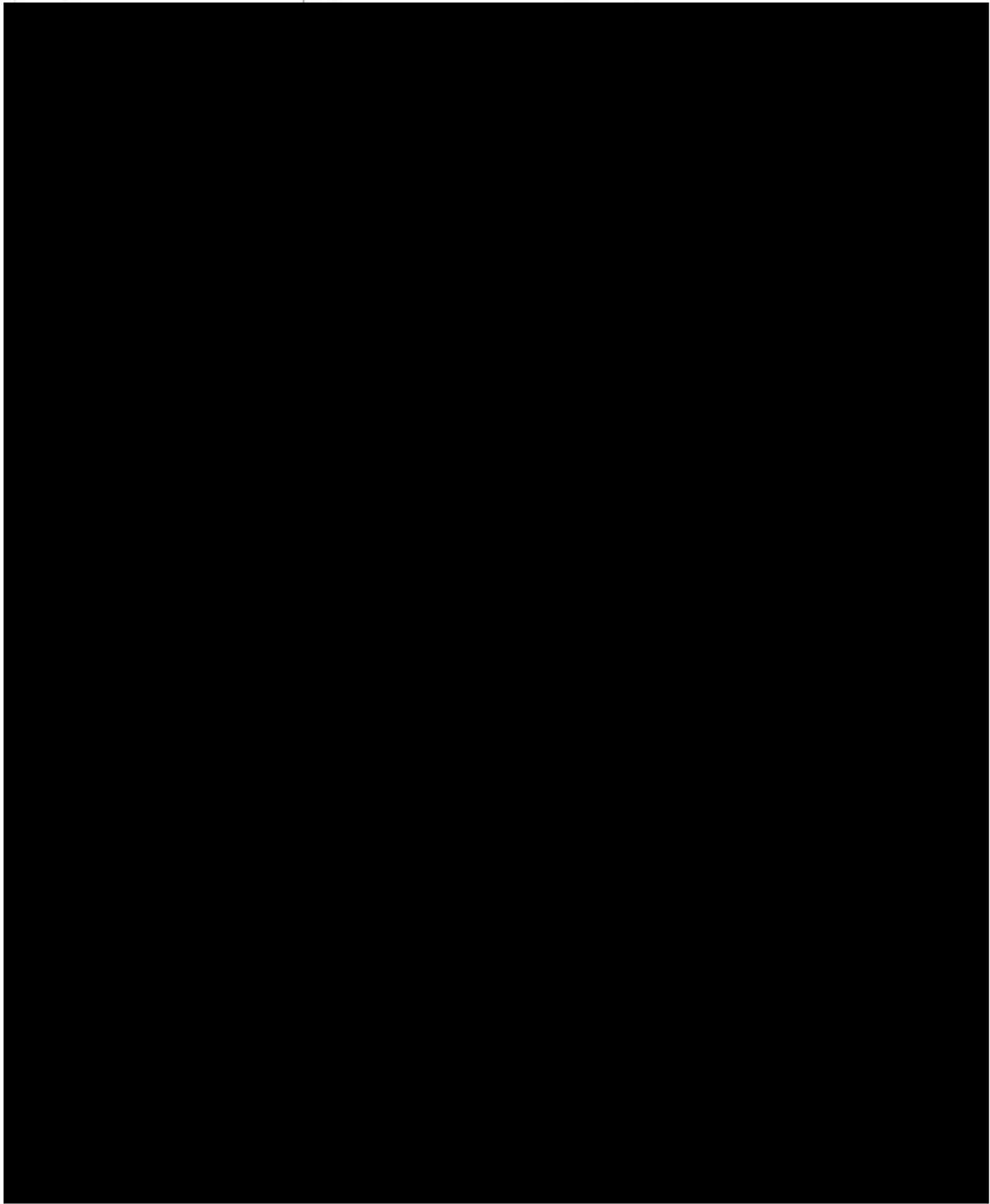


ISAAC KAULUHAIMALAMA KALUA III
Petitioner



LEHUA RUBY MARIE KAPIKA (KANAHELE)
KALUA
Petitioner

[REDACTED]



IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Matter of the Adoption of

A Female Child,

Born on [REDACTED] 2014
by

Lehua Ruby Marie Kapika (Kanahele) Kalua
Isaac Kauluhaimalama Kalua III

FC- A No 21-1-6010

MEDICAL CERTIFICATE OF
THE CHILD

PETITIONER(S)

MEDICAL CERTIFICATE FOR THE CHILD

I, Lianne M. Chang, MD, have examined

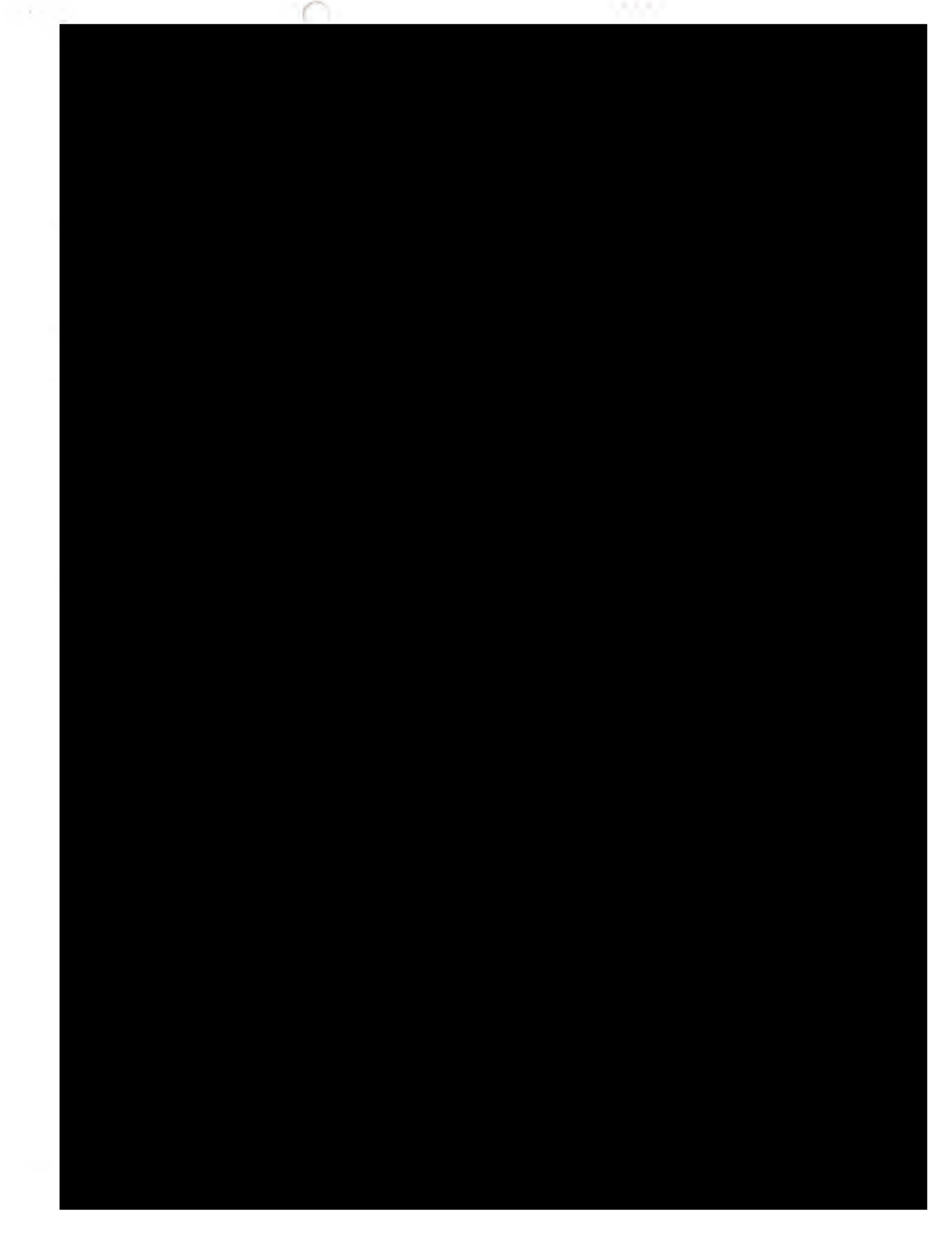
Ariel Piliuloha Sellers, a female child, born on [REDACTED] 2014 and found the child to
be physically and mentally suitable, from a medical point of view, for adoption by the petitioner(s).

DATED: Waimanalo, Hawaii
(City)

11/06/20
(Date)

Lianne M. Chang, MD
Name of Physician (Please Print)

Lianne M. Chang, MD
Signature of Physician



ORIGINAL

CLARE E. CONNORS 7936
Attorney General

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawai'i
Kapolei Building
1001 Kamokila Boulevard, Suite 211
Kapolei, Hawai'i 96707
Telephone: (808) 693-7081

Attorneys for the Department
of Human Services

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2021 JAN 12 PM 2:02

cf
R. PASQUAL
CLERK

and
Electronically Filed
FIRST CIRCUIT
1AD211006010
12-JAN-2021
02:02 PM
Dkt. 5 DOC

IN THE FAMILY COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

In the Matter of the Adoption

of

[REDACTED]
A Female Child, born on
[REDACTED] 2014,
[REDACTED]

by

Isaac Kauluhaimalama Kalua III
and Lehua Ruby Marie Kapika
(Kanahele) Kalua,

Husband and Wife,

Petitioners.

FC-A No. **21-1-6010**

WAIVER OF DIRECTOR OF
HUMAN SERVICES TO NOTICE OF
PENDING ACTION

WAIVER OF DIRECTOR OF
HUMAN SERVICES TO NOTICE OF PENDING ACTION

Pursuant to HRS § 578-8, the Director of Human Services,
State of Hawai'i, waives notification of the adoption petition
in the above-entitled matter.

DATED: Kapolei, Hawai'i, **JAN 12 2021**

COVID-19 SUBMISSION

EMAIL _____

PAPER **JAN 12 2021**

DIRECTOR OF HUMAN SERVICES

by

[Signature]
Social Worker

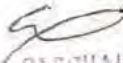
ORIGINAL

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

CLARE E. CONNORS 7936
Attorney General

2021 JAN 12 PM 2:03

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawai'i
Kapolei Building
1001 Kamokila Boulevard, Suite 211
Kapolei, Hawai'i 96707
Telephone: (808) 693-7081


H. PASCUAL
CLERK

Electronically Filed
FIRST CIRCUIT
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Attorneys for the Department
of Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

In the Matter of the Adoption
of

FC-A No. 21-1-6010

LIST OF EXHIBITS

A Female Child, born on
2014,

by

Isaac Kauluhaimalama Kalua III
and Lehua Ruby Marie Kapika
(Kanahele) Kalua,

Husband and Wife,

Petitioners.

LIST OF EXHIBITS

The exhibits attached hereto are submitted for filing in
the above-entitled proceeding:

"A"

COVID-19 SUBMISSION

EMAIL

PAPER JAN 12 2021

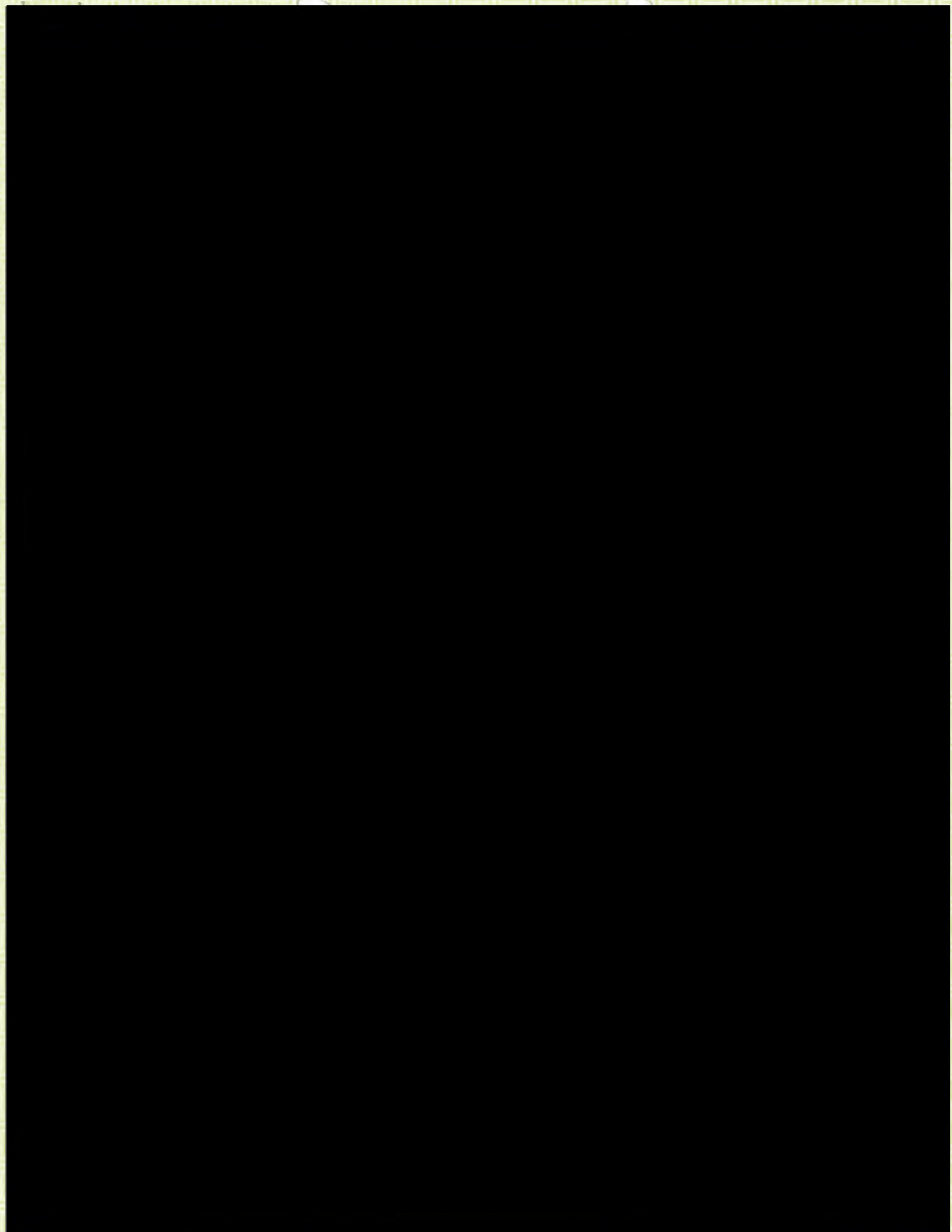
- "B" Certified Copy of Certificate of Live Birth
(Certificate No. 151 2014 - 015866)
- "C" [REDACTED]
- "D" Order Terminating Parental Rights
- "E" Letters of Permanent Custody
- "F" [REDACTED]
- "G" Custodian's Consent to Adoption (Ariel)
- "H" [REDACTED]
- "I" Confidential Report of the Department of Human
Services "ADOPTION REPORT", dated November 17, 2020,
prepared by Maile S. Taele, DHS Social Worker
- "J" Safe Family Home Report dated November 2, 2018,
prepared by Lauren Carter, DHS Social Worker
- "K" Safe Family Home Report dated February 18, 2020,
prepared by Maile S. Taele, DHS Social Worker
- "L" Consent by Child (Age 10 or Over) to Adoption
- "M" Unfiled Certificate of Absolute Divorce or Annulment,
Isaac Kaulhaimalama Kalua III, Victoria Paepaeulu
Mahilani Kalua Siufanua
- "N" Hawaii Driver Licenses of Isaac Kalua, III and Lehua
Kalua

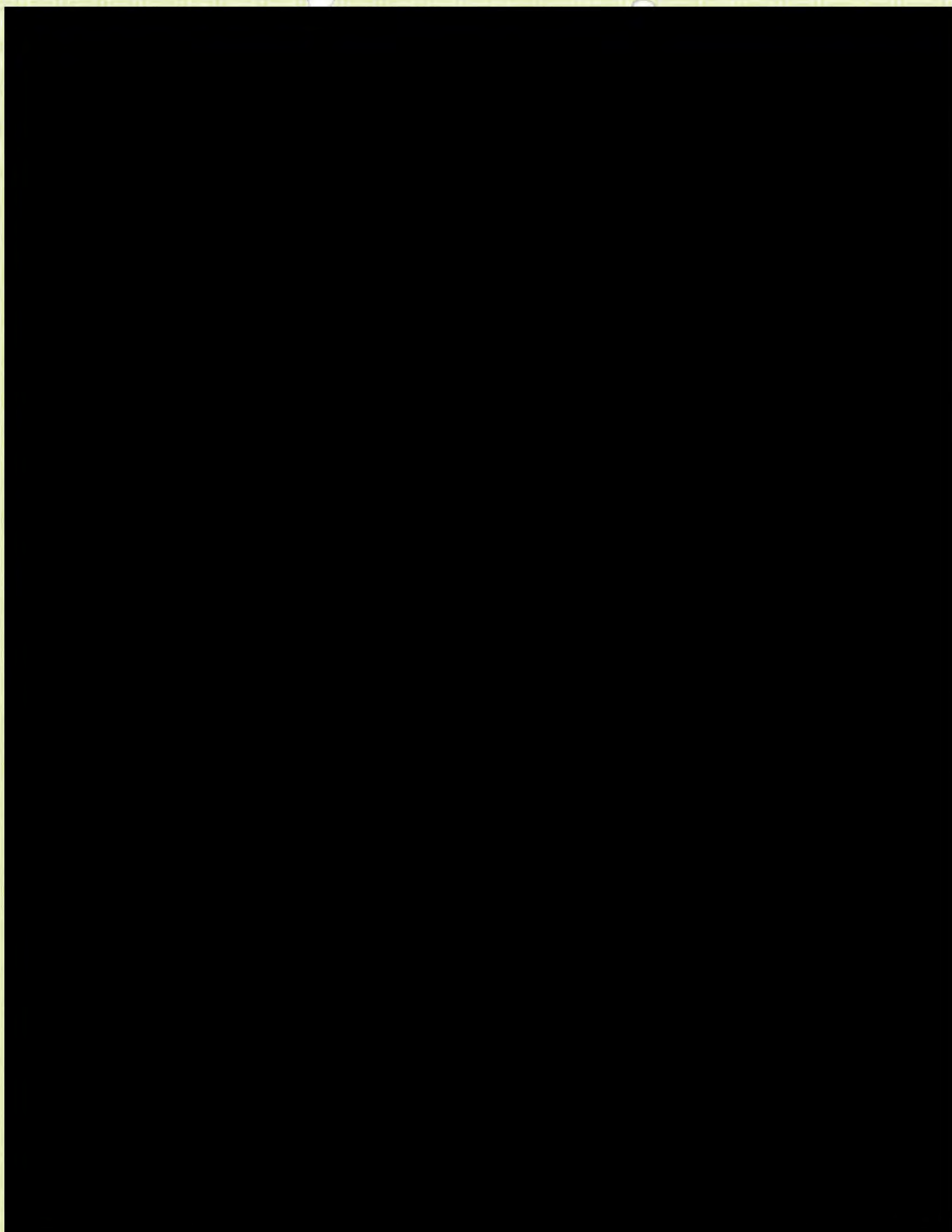
DATED: Kapolei, Hawai'i, **JAN 12 2021**


SIMEONA A. MARIANO
Deputy Attorney General

Attorney for the Department
of Human Services

The first part of the paper discusses the importance of the study of the history of the United States. It is argued that the study of the history of the United States is essential for a full understanding of the country and its people. The second part of the paper discusses the importance of the study of the history of the world. It is argued that the study of the history of the world is essential for a full understanding of the world and its people. The third part of the paper discusses the importance of the study of the history of the United States and the world. It is argued that the study of the history of the United States and the world is essential for a full understanding of the United States and the world.





The first part of the paper discusses the importance of understanding the cultural context of the research. It highlights the need for researchers to be sensitive to the values and beliefs of the communities they are studying. This is particularly important in the field of education, where cultural differences can significantly impact learning outcomes.

The second part of the paper focuses on the methodology used in the study. It describes the process of selecting participants, collecting data, and analyzing the results. The authors emphasize the importance of using a mixed-methods approach, which combines both quantitative and qualitative data to provide a more comprehensive understanding of the research topic.

The third part of the paper presents the findings of the study. It discusses the results of the quantitative analysis, which showed a significant positive correlation between the independent and dependent variables. The authors also present the results of the qualitative analysis, which provided valuable insights into the experiences and perceptions of the participants.

The final part of the paper discusses the implications of the findings for practice and policy. It suggests that the results of the study can be used to inform the development of culturally responsive teaching practices and to guide the implementation of educational reforms. The authors conclude by emphasizing the need for further research in this area to continue to advance our understanding of the role of culture in education.

CLARE E. CONNORS 7936
Attorney General

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
Kapolei Building
1001 Kamokila Blvd., Suite 211
Kapolei, Hawaii 96707
Telephone: 693-7081

Attorneys for Department of
Human Services

FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII
FILED
4:00 o'clock, P. M.
JUN 17 2020

K. Siehal
Clerk

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Interest of

[REDACTED]

ARIEL SELLERS,
Born on [REDACTED] 2014;

[REDACTED]

FC-S No. 18-00280

ORDER TERMINATING PARENTAL
RIGHTS

[X] EXHIBIT "A"

JUDGE: Bode A. Uale

DATE: June 17, 2020
11:30 a.m.

ORDER TERMINATING PARENTAL RIGHTS

The following parties were present:

[]	Melanie Joseph	_____	mother
[]	Adam Sellers	_____	_____
[]	[REDACTED]	_____	father of [REDACTED] Ariel
[]	[REDACTED]	_____	[REDACTED]
[]	[REDACTED]	_____	[REDACTED]
[X]	Maili Taele	_____	DHS social worker

Also present were:

[X]	Rebecca Lester	_____	counsel for mother
[X]	Jacob Delaplane by Kaupena Swin	_____	counsel for father
[]	Isaac and Lehua Kalua	_____	_____
[X]	Jessie Addison	_____	resource caregiver(s)
[]	Jacquelyn Levien, CASA	_____	CASA program social worker
[X]	Simeona A. Mariano	_____	guardian ad litem/CASA
		_____	deputy attorney general

EXHIBIT "D"

I do hereby certify that the foregoing is a full, true
and correct copy of the original on file in this office.
A.M.N.

All necessary parties were duly served and/or present and/or duly represented by counsel except:

- ☒ Melanie Joseph (Mother), who, having been ☒ duly served ☒ previously ordered to appear and having failed to respond to three calls, was found to be in default.
- ☒ Adam Sellers (Father), who, having been ☒ duly served ☐ previously ordered to appear and having failed to respond to three calls, was found to be in default.
- ☒ Melanie Joseph (Mother), who was previously defaulted at the hearing on February 26, 2019.
- ☐ _____, who was excused by previous order of the Court on _____.
- ☒ Adam Sellers, _____ for whom three calls were made with no response ☐ and were reserved.

Based upon the record and/or the evidence presented, the Court finds by clear and convincing evidence that pursuant to HRS § 587A-33(a) and after full consideration of the relevant prior and current evidence pertaining to the safe family home guidelines, as set forth in HRS § 587A-7, including, but not limited to, the report/s submitted pursuant to HRS § 587A-18, that:

- A The children's legal mother, legal father, adjudicated, presumed, or concerned father as defined under HRS Chapter 578 are not presently willing and able to provide the children with a safe family home, even with the assistance of a service plan;
- B It is not reasonably foreseeable that the children's legal mother, legal father, adjudicated, presumed, or concerned father as defined under HRS Chapter 578 will become willing and able to provide the children with a safe family home, even with the assistance of a service plan, within a reasonable period of time;
- C The proposed permanent plan ☐ as modified, dated February 18, 2020, attached hereto as Exhibit "A" is in the best interests of the children;
- D Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is ☒ permanent out of home placement;
- E _____ Ariel's date of entry into foster care was February 9, 2019;
- The children have reached the age of fourteen and consents to the permanent plan;

— The children have reached the age of fourteen and it is in the best interests of the children to dispense with their consent to the permanent plan;

— The DHS has made reasonable efforts to complete or have the children's parents complete:

- ☐ the medical information form for father;
- ☐ the medical information form for mother;
- ☐ the medical records release form for father;
- ☐ the medical records release form for mother; and
- ☐ a signed release from mother to receive a copy of all of her medical records relating to the birth of the children;

— _____ and _____ have knowingly and voluntarily stipulated to ☐ permanent custody ☐ and the permanent plan dated _____;

— The ☐ legal mother and ☐ legal father, adjudicated, presumed, or concerned natural father as defined under HRS Chapter 578 has/have consented in writing to the adoption of the child(ren) by adoptive parents who will be approved by the Court;

— _____

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

- 1 The Motion to Terminate Parental Rights is granted;
- 2 The existing service plan is revoked and the prior award of foster custody is revoked;
- 3 The parental and custodial duties and rights of Mother, the children 's natural and legal mother, are hereby terminated pursuant to HRS § 587A-33;
- 4 The parental and custodial duties and rights of Father and _____ the children's legal father, adjudicated, presumed, or concerned father as defined under HRS Chapter 578, are hereby terminated pursuant to HRS § 587A-33;

- 5 The Director of Human Services is hereby appointed permanent custodian of the above-named children, with authority to delegate his/her responsibilities and duties to a professional member of his/her staff;
- 6 Until the children reach the age of eighteen or are adopted, the permanent custodian is awarded each of the parental and custodial duties and rights as are set forth in HRS § 587A-15(d) and are stated in the Letters of Permanent Custody, a copy of which is being filed concurrently with this order;
- 7 Each term set forth in the Permanent Plan [] as modified, dated February 18, 2020 is hereby ordered by the Court, and a copy of said plan is attached hereto as Exhibit "A" and incorporated herein and made a part of this Order;
- 8 The mutual rights of inheritance of the child(ren) and the child(ren)'s family members or any other benefit to which the child(ren) may be entitled shall not terminate, but rather, such mutual rights of inheritance as existed prior to the transfer of permanent custody shall continue in effect until the child(ren) is/are legally adopted;
- 9 The continuing responsibility of the child(ren)'s family members for the support of the child(ren), including, but not limited to, the payment for the cost of any and all care, treatment, or any other service supplied or provided by the permanent custodian, any subsequent permanent custodian/s, other authorized agency, or the Court for the child(ren)'s benefit, shall not terminate, but rather, such responsibilities as existed prior to the transfer of permanent custody shall continue in effect until the child(ren) is/are legally adopted;
- 10 The permanent custodian shall have authority to receive funds and tangible property deliverable to the child(ren) and apply the money and property for the support, care and education of the child(ren), and to exercise care to conserve any excess for the child(ren)'s needs;
- 11 The permanent custodian shall serve without bond and without compensation and shall only be discharged upon further order of the Court, but a discharge of the permanent custodian does not affect the permanent custodian's liability for prior acts, nor his/her obligation to account for funds and assets of the child(ren). Resignation of the permanent custodian of the child(ren) does not terminate permanent custody until it has

been approved by the Family Court;

12 The appointment of the GAL shall continue;

13 Pursuant to HRS § 587A-33(b)(5) Mother and Father are excluded from participating in adoption or other subsequent proceedings and he/she/they shall not be noticed of future hearings and he/she/they shall not appear at future hearings unless he/she/they receive further legal notice requiring such appearance;

14 All parties are ordered to appear at a ☒ permanency hearing ☒ adoption hearing, if timely filed by the DHS, which shall be held on December 1, 2020, at 8:30 a.m., before the presiding judge;

15 The permanent custodian and the GAL shall each prepare an appropriate report and the permanent custodian shall prepare a revised permanent plan, if such revisions are deemed necessary. The permanent custodian's report and plan are due on November 16, 2020 and the GAL report is due on November 24, 2020;

16 All other currently existent orders consistent herewith shall continue in full force and effect until further order of the Court;

17 Mother, Father, [REDACTED] is/are defaulted for failure to appear and notice of future hearings is waived;

— The hearing previously scheduled for _____ at _____ .m. is set aside;

— The family court restraining order filed on _____ is rescinded and a copy of this order may be released to the appropriate law enforcement authorities;

— The bench warrant issued for _____ is recalled;

— The child's/children's parent/parents is/are ordered to remain in the family court waiting room until they are provided with a filed copy of this order;

18 DHS is authorized to publish the child's photograph and or any other appropriate information on the internet and/or other publication, as well as to allow the child to participate in

events and activities, for the purpose of recruiting a permanent home for the child;

19 Rebecca Lester, counsel for Mother,
is discharged effective July 17, 2020 because Mother
failed to appear today and has been defaulted
_____, ☒ subject to recall;

20 Jacob Delaplane, counsel for Father,
is discharged effective July 17, 2020 because Father
failed to appear today and has been defaulted
_____, ☒ subject to recall;

DATED: Kapolei, Hawaii, _____

JUN 17 2020

[Signature]

SEAL

JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

[Signature]
[Signature]
[Signature]

[Signature] for J. Delaplane

COURT CLERK: Kay

Confidential Report of the
Department of Human Services

IN THE FAMILY COURT OF THE CIRCUIT
STATE OF HAWAII

IN THE INTEREST OF:

[REDACTED]
Ariel Sellers DOB: [REDACTED] 14
[REDACTED]

FC-S No: 18-00280

PERMANENT PLAN
(February 18, 2020)

☒ This is an initial report to be read in conjunction with any other reports submitted and dated: 11/2/2018, 02/11/2019, 05/07/2019 and 10/23/2019.

Date of last hearing: 02/25/2020 Type of Hearing: Permanency

[REDACTED]

On February 8, 2019, DHS assumed placement of [REDACTED] Ariel Sellers via court order because of confirmed physical neglect by parents Ms. Melanie Joseph and Mr. Adam Sellers.

Child's Date of Entry into Foster Care: [REDACTED]
[REDACTED] Ariel Sellers-2/8/19.

Date of last face to face contact by the assigned worker with the Seller/Joseph minors:

DHS face to face visit was on 01/30/2020 with [REDACTED] Ariel, [REDACTED] and resource caregiver.

Indicate the permanency goal for the child and the projected date for achieving the permanency goal in the following order of preference:

EXHIBIT A

Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

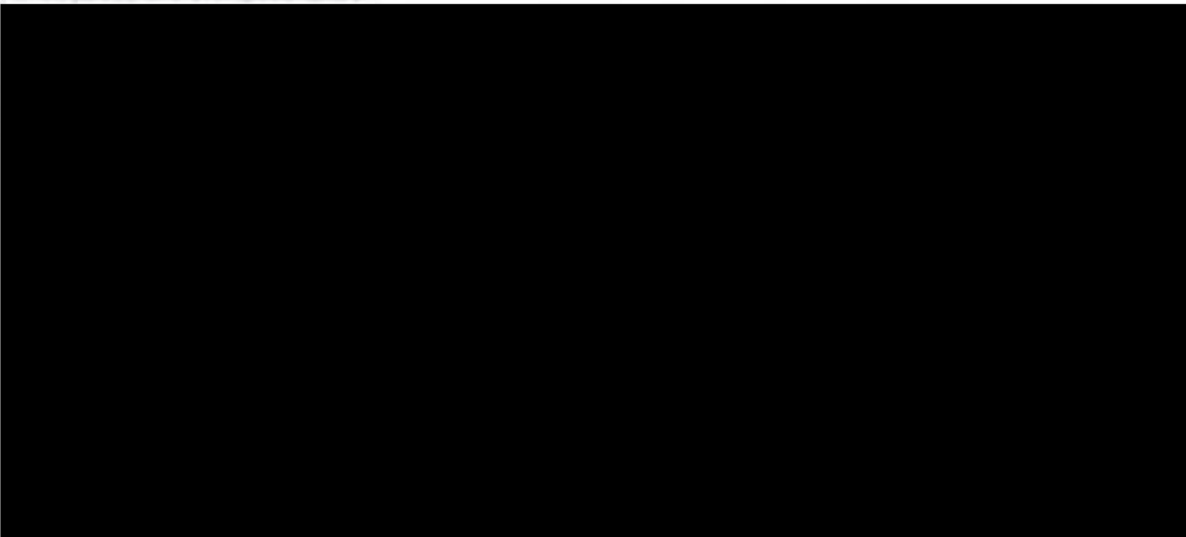
- Termination of parental rights is expected by May 2020.
 - XX Placed for adoption by July 2020.
 - _____ Referred for legal guardianship by _____
 - _____ Placed permanently with a fit and willing relative: by _____ or
 - _____ Placed in another planned permanent custody living arrangement(non-relative) but only in cases where the department has documented to the court a compelling reason for determining it would not be in the best interest of the child to follow one of the three specific options above by _____

☐ If the Permanency goal is legal guardianship/permanent custody, the CWS worker verifies that the child meets all of the following presumptive eligibility requirements for kinship guardianship assistance payments:

- a) that the prospective permanent caretaker meets the definition of "kin";
- b) that the child resided with the prospective permanent kin caretaker for at least 6 consecutive months prior to the award of LG/PC;
- c) that the child was eligible for foster board payments during those same 6 months; and
- d) that the prospective permanent kin caretaker's home was Unconditionally licensed during those same 6 months.

CHILD:

Child's current situation



Ariel Sellers:

Ariel is a 5-year-old little girl who is physically active and loves to play on the playground and with her toys.

◇ GOAL : HEALTH:

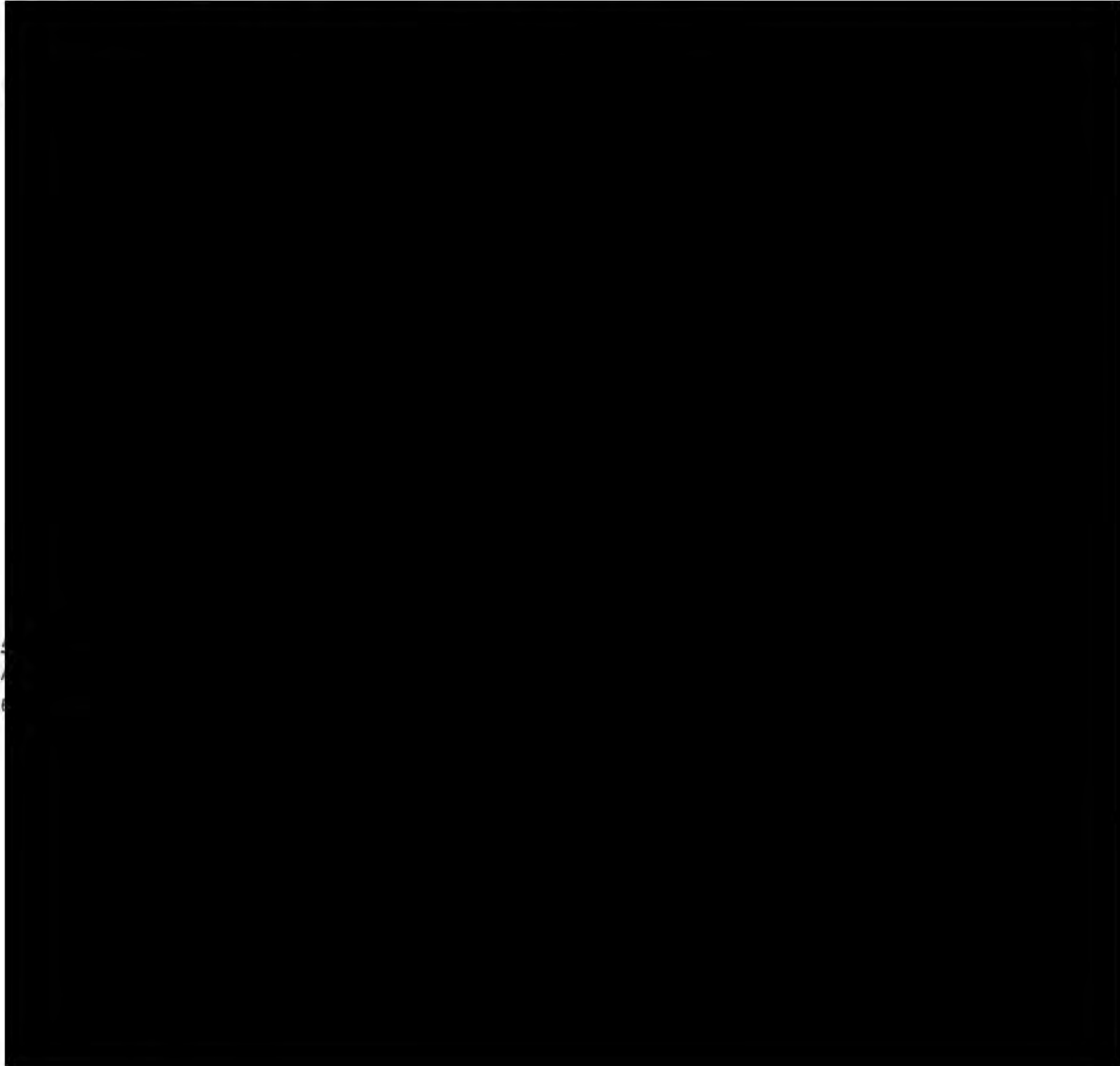
- Objective: Assure that Ariel's physical health and dental needs will be met.
- Service: medical and dental insurance with HMSA Quest.
- Target date of completion: Till age of majority.

Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

Ariel has medical insurance with HMSA Quest and is primary care facility and dental care is with Waimanalo Health Center. Ariel's primary care doctor is Dr. Titcomb. Ariel is current on all of her immunizations and is currently in good health, however, Ariel is prone to fractures and falls and has had a history of multiple fractures on her fingers, collar bone and leg. Ariel is being closely monitored by Dr. Titcomb and Shriners Hospital to determine if the fractures are due to other medical conditions.



Ariel Sellers:

Ariel is in Special Education Preschool services at Waimanalo Elementary School. She currently has an Individualized Education Plan to address her cognitive and academic needs.

◇ **GOAL: EDUCATION**

- **Objective:** Assure that Ariel continues to receive adequate and appropriate education that fits her needs.

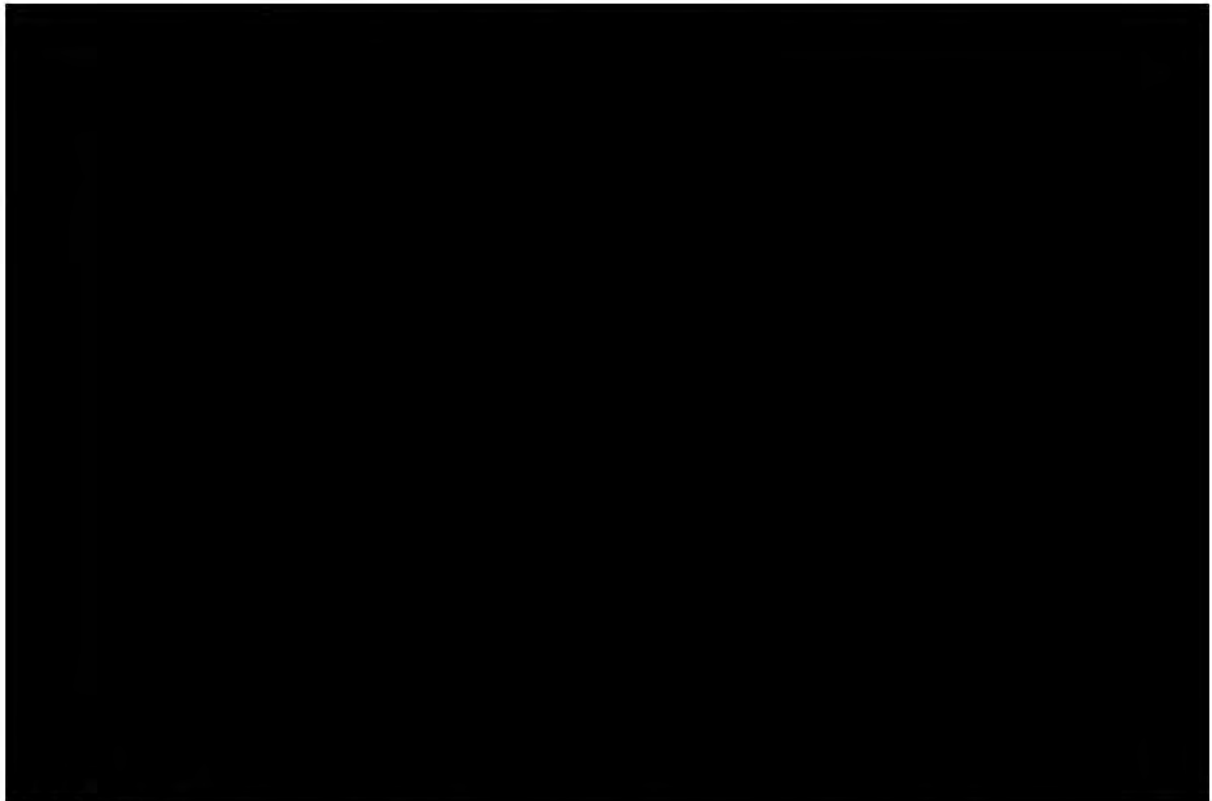
Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

- Service: Ariel continues to complete her schooling.
- Target date of completion: Diploma or GED equivalent.

Ariel is an energetic little girl who reportedly loves to attend school and has many friends. She is able to count from 1-20 and is now able to sing nursery songs and recognize some shapes and colors.



Ariel Sellers:

Ariel is a very happy little girl who is friendly and loves the attention of adults.

◇ **GOAL: COUNSELING**

- Objective: To provide Ariel with ongoing counseling to address any past traumas.
- Service: Ariel is currently in play therapy.
- Target date of completion: Ongoing as deemed appropriate or clinical discharge.

Ariel is a spirited little girl with lots of energy who reportedly loves play therapy. Ariel has demonstrated behaviors such as pulling out her hair, scratching her face and hands, having meltdowns for long periods of time, referring to herself in the 3rd party, having multiple personalities, displaying impulsive behaviors and swearing. Play therapy has been beneficial in teaching Ariel how to cope with her feelings when she becomes angry, frustrated or worried. She has learned to regulate her emotions and to advocate her wants and needs.



Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

[REDACTED]

[REDACTED]

Ariel Sellers :

Ariel is 5-year-old little girl who is very observant little girl who is able to advocate for her wants and needs.

◇ **GOAL: PREPARATION FOR INDEPENDENT LIVING**

- **Objective:** To assure that Ariel learns the skills to prepare her for independent living when she turns 18-years-old.
- **Service:** Ariel will be referred to Imua Kakou when she turns of age.
- **Target date of completion :** This program is voluntary in which Ariel can receive independent living benefits and case management if she independently seeks the resource, benefits and programs that are available to help her to become independent.

Ariel is a bright little girl with a promising future ahead of her. She enjoys school and loves to learn.

[REDACTED]

Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

Connections:

[REDACTED]

[REDACTED] Ariel [REDACTED] bonded to [REDACTED] resource caregiver who is a close family friend who maintains communication with maternal relatives that live in their same community.

Placement

Child's placement history:

[REDACTED]

2/08/19- Present, [REDACTED] Ariel Sellers was placed in the [REDACTED] in a child-specific licensed resource caregiver home with a close family friend.

Assessment of the safety of the child's placement:

Safety of Placement was completed on 10/23/19. The special licensed resource caregiver home was assessed and found to be safe for [REDACTED], Ariel [REDACTED] based on licensing policies and procedures.

Has the current placement been identified as the child's permanent placement?

Yes, resource caregivers have stated that they would like to adopt [REDACTED]

Is the children's placement stable? Yes

Services provided to the Child's resource family to support child's permanency goal:

Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

◇ **GOAL : STABILIZE PLACEMENT**

- Objective: Provide services as requested.
- Service: Post Permanency services or other appropriate services.
- Target date of completion: Ongoing till age of majority.

PERMANENCY PLANNING

A. DHS efforts to finalize permanency plan

1. Describe progress toward achieving the goal of the plan, reasonable efforts made by DHS to finalize permanency for [REDACTED] Ariel Sellers [REDACTED] within the last twelve months.

DHS provided referrals for services for Ms. Joseph to address substance abuse issues to Hina Mauka Substance Abuse Treatment center on 7/25/19, 8/20/19 and on 9/23/19. Referrals were also made to CCSS, Family Programs Hawaii to address family service plan. DHS completed Family Finding through EPIC Ohana and completed two Ohana Conference meetings on 02/14/2019 and 11/18/2019 to discuss case direction, provide referrals and establish family connections. DHS considered other possible family relatives for foster placement and provided interested relatives with an Act 199 form to complete the licensing process. DHS made reasonable efforts to maintain family connections with maternal grandmother and children by conducting special visits with maternal grandmother [REDACTED] and Ariel. DHS worked with Ms. Joseph to maintain consistent Ohana Time Visitations [REDACTED] DHS made reasonable efforts to contact Ms. Joseph to re-engage her in services and to discuss barriers that may be preventing Ms. Joseph from engaging in services. [REDACTED]

[REDACTED] Initially, maternal grandmother worked with DHS to be a point of contact for Ms. Joseph where DHS and providers could leave messages for mother. Maternal grandmother later changed her phone number and lost contact with DHS. DHS has had ongoing discussions with resource caregivers regarding permanency during home visits. RCG's reported that they would like to be a forever home [REDACTED]

Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

[REDACTED]

2. Describe any proposed revisions to the goals of the plan and reasons for the revisions.

Not applicable. No revisions proposed.

3. Describe proposed revisions to the objectives for achieving the goals of the plan and reasons for the revisions.

Not applicable.

4. Describe proposed revisions to the services for achieving the goals of the plan and reasons for the revisions

Not applicable.

5. Any safety issues/factors for [REDACTED] Ariel Sellers [REDACTED]
[REDACTED]: NONE

6. Indicate all in-state and out-of-state placement options reviewed and considered.

DHS considered maternal relatives for placement. DHS completed family finding for possible family connections. Initially DHS provided Ms. Joseph with an in-home safety plan to keep [REDACTED] Ariel in the family home, however, was unsuccessful. [REDACTED]

[REDACTED]

7. If the Seller [REDACTED] is currently living in a different state than the legal custodian, indicate whether that current placement continues to be in the best interest of the children.

Not applicable.

8. Efforts made to include and inform [REDACTED] Ariel Sellers [REDACTED] of the proposed permanent plan or transition plan in a manner that was age appropriate.

[REDACTED] Ariel Sellers have been proposed of the permanent plan in an age appropriate manner and is in agreement with termination of

Permanent Plan

Case Name: [REDACTED] Ariel Sellers, [REDACTED]

Date: 02/18/2020

parental rights. [REDACTED]

[REDACTED]

[REDACTED]

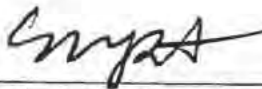
[REDACTED] Ariel Sellers [REDACTED] deserve to be adopted into a home where they can feel safe and stable and are in support of this goal.

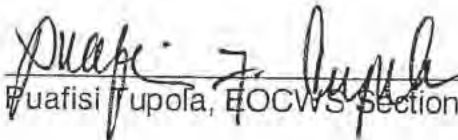
A permanency hearing be heard no later than 05/2020

Respectfully submitted by


Mali S. Taele, MSW - DHS Social Worker

Date: 2/20/20


Elizabeth Saga-Petaia - EOCWSU4 Supervisor Date: 2/20/20


Puafisi Tupola, EOCWS Section Administrator Date: 2.20.20

CLARE E. CONNORS 7936
Attorney General

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
Kapolei Building
1001 Kamokila Blvd., Suite 211
Kapolei, Hawaii 96707
Telephone: 693-7081

FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII
FILED
4:00 o'clock, P. M.
JUN 17 2020

K. Stobal
Clerk

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Interest of

ARIEL SELLERS,
Born on [REDACTED] 2014;

FC-S No. 18-00280

LETTERS OF PERMANENT CUSTODY

JUDGE: Bode A. Uale

DATE: June 17, 2020
11:30 a.m.

LETTERS OF PERMANENT CUSTODY

- 1 The Director of Human Services is hereby appointed permanent custodian of the above-named child(ren), with authority to delegate his/her duties to a professional member of his/her staff.
- 2 Until the child(ren) reach/reaches the age of eighteen or is/are adopted, permanent custody vests in the permanent custodian/s, each of the parental and custodial duties and rights of a legal custodian and family member, including, but not limited to, the following:
 - A To determine where and with whom the child(ren) shall live; provided the child(ren) shall not be placed outside the State without prior order of the Court;
 - B To assure that the child(ren) is/are provided in a timely

EXHIBIT "E"

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

Clerk, Family Court, First Circuit, State of Hawaii

manner with adequate food, clothing, shelter, psychological care, physical care, medical care, supervision and other necessities;

C To monitor the provision of the child(ren) of appropriate education;

D To provide all consents that are required for the child(ren)'s physical or psychological health or welfare, including, but not limited to, medical, dental, psychiatric, psychological, educational, employment, recreational, or social needs; and to provide all consents for any other medical or psychological care or treatment, including, but not limited to surgery;

E To provide consent to adoption, change of name pursuant to HRS 574-5, or to marriage with prior Court approval; and

F To provide the Court with information concerning the child(ren) that the Court may require at any time, and to submit written reports to the Court stating the then-current situation and other significant information concerning the child(ren) at intervals not to exceed one year, unless otherwise ordered by the Court;

3 If the child(ren) reside/s without the home of the permanent custodian/s for a period of seven consecutive days, to submit a written report to the Court stating the then-current situation of the child(ren) on or before the tenth consecutive day or the next working day after such date;

4 Unless otherwise ordered by the Court, the child(ren)'s family members shall retain, to the extent that each family member possessed such responsibility prior to the transfer of permanent custody, the continuing responsibility for support of the child(ren), including, but not limited to, repayment for the cost of any and all care, treatment, or any other service supplied or provided by the permanent custodian/s, any subsequent permanent custodian/s, other authorized agency or the court for the child(ren)' benefit;

5 A family member may be permitted visitation with the child(ren) at the discretion of the permanent custodian/s; provided that the exercise of such discretion may be reviewed by the Court and the Court may order that a family member be permitted such visitation as is in the best interests of the child(ren);

- 6 An order of permanent custody shall not operate to terminate the mutual rights of inheritance of the child(ren) and the child(ren)'s family members or any other benefit to which the child(ren) may be entitled, unless and until the child(ren) has/have been legally adopted;
- 7 The permanent custodian/s shall have authority to receive funds and tangible properly deliverable to the child(ren) and apply the money and property for the support, care, and education of the child(ren), and to exercise care to conserve any excess for the child(ren)'s needs; and
- 8 The permanent custodian/s shall serve without bond and without compensation and shall only be discharged upon the further order of the Court, but a discharge of the permanent custodian/s does not affect the permanent custodian's liability for prior acts, nor his/her/their obligation to account for funds and assets of the child(ren). Resignation of a permanent custodian of the child(ren) does not terminate permanent custody until it has been approved by the Family Court.

DATED: Kapolei, Hawaii, _____

JUN 17 2020

[Handwritten Signature]

SEAL

JUDGE OF THE ABOVE-ENTITLED COURT

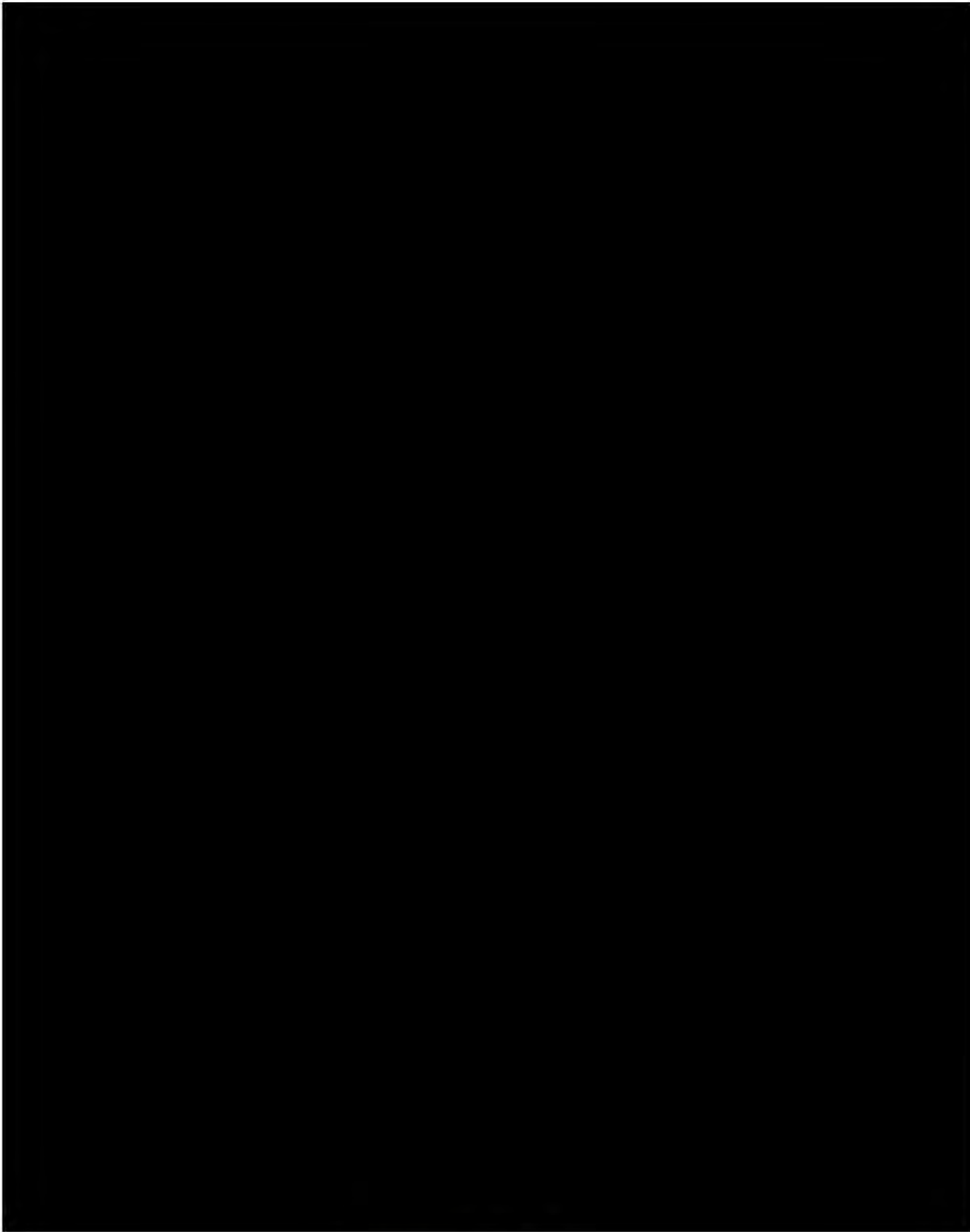


EXHIBIT " F "

STATE OF HAWAII
Social Services Division
DEPARTMENT OF HUMAN SERVICES

CONSENT TO ADOPTION

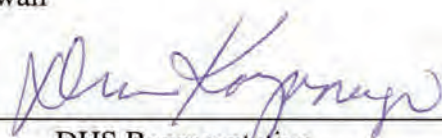
The Department of Human Services, State of Hawaii, was awarded permanent custody of the subject child in FC-S No. 18-00280 and is authorized to consent to the adoption;

I Puafisi Tupola on behalf of the Department of Human Services, State of Hawaii, consent to the adoption of minor children: Ariel Piliialoha Sellers.
Minor Child

by: Isaac Kauluhaimalama Kalua and Lehua Ruby Marie Kapika (Kanahele) Kalua
Petitioners

DATED: Honolulu, Hawaii, 11/30/20

Department of Human Services
State of Hawaii

By 
DHS Representative

I, Dina Koyanagi, declare under penalty of perjury that I have read and understand the foregoing Consent to Adoption and have executed it in accordance with my official capacity.

By 
DHS Representative

PW-36B
(Rev. 5/96)

EXHIBIT " G "

**IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII**

21-1-6010

IN THE MATTER OF ADOPTION OF

FC-A No.: ~~15-00203~~ **LAK**

A Female Child born:
[REDACTED] 2014

By

Lehua Ruby Marie Kapika (Kanahele) Kalua
Isaac Kauluhaimalama Kalua III

ADOPTION REPORT

November 17, 2020

[REDACTED] Ariel Piliialoha Sellers [REDACTED] are the birth daughters of Melanie Kuuipo Joseph. Adam Sellers is listed as the father for [REDACTED] Ariel Sellers. The parental rights were judicially divested by court order on June 17, 2020. Additional information may be found on Safe Family Home Report dated: 11/02/2018 and 02/18/2020.

The Department of Human Services (DHS) initially became involved with this family on 10/29/2018 due to a report of threat of abuse and threat of neglect to [REDACTED] then 3-year-old Ariel Sellers [REDACTED] by [REDACTED] mother Melanie Joseph.

The report alleged that on 10/29/2018 that Ms. Joseph [REDACTED] tested positive for methamphetamines while at Castle Medical Birthing Center. Ms. Joseph admitted to using methamphetamines [REDACTED] Ms. Joseph reported that she had been using methamphetamines for the past two years as a means to cope with the loss of her biological brother's death. Ms. Joseph reported a history of depression in 2017 at which time she was prescribed the anti-depressant Zoloft from Waimanalo Health Center. Ms. Joseph reported that she took the medication for one month but did not get a refill for the prescription. Ms. Joseph reported that in the past she sought substance abuse treatment with Women's Way two times [REDACTED] Ms. Joseph reported that she left the program after a few hours the first time. On her second attempt, Ms. Joseph stayed for three days before leaving the program.

[REDACTED] Ms. Joseph reported that [REDACTED] she was homeless and living in a tent with father, Mr. Sellers near the

Waimanalo Beach Park. [REDACTED] Ariel were living with maternal grandmother Barbara Kumai at maternal grandmother's boyfriend's home.

[REDACTED] DHS was unable to locate Mr. Sellers until he was arrested and incarcerated at Oahu Correctional Community Center.

[REDACTED] On 10/30/2018, DHS SW and Ms. Joseph agreed to an in-home safety plan for [REDACTED] Ariel Sellers to remain in the family home with the support of caregiver/maternal grandmother Barbara Kumai. On 1/22/2019, the case was transferred to the DHS permanency social worker. On 2/25/2019, Ms. Joseph's home was found not suitable for placement. The DHS SW and CASA are in agreement to have [REDACTED] Ariel removed from the family home and placed in the resource caregiver home [REDACTED]

Ms. Joseph and Mr. Sellers were afforded ample time to engage in a services such as: participating in a Substance Abuse treatment assessment, complete random regular random drug screenings, complete a psychological evaluation and recommended treatment, complete parenting education classes and outreach counseling. DHS initially provided referrals for services, however Ms. Joseph and Mr. Sellers filed to engage in services.

The parental rights were terminated on June 17, 2020 parents' rights were judicially divested because of parent's inability to resolve safety concerns in the home. Ms. Joseph and Mr. Sellers did not engage in services. Ms. Joseph maintained minimal communication with DHS with the exception of attending Ohana Time visitations. DHS was only able to locate Mr. Sellers one time while he was incarcerated at OCCC for a court hearing. Throughout the duration of the case Mr. Sellers whereabouts remained unknown while out of jail.

[REDACTED] Ariel Sellers [REDACTED] placed in the DHS Child Specific Licensed Relative Home of a close family friend identified by Ms. Joseph. Resource caregiver was reported to the sister of Ms. Joseph's boyfriend at the time of removal. [REDACTED]

[REDACTED] DHS assessed the resource caregiver home on 10/09/2020 and assessed the home to be safe for [REDACTED] Ariel [REDACTED]

Children's current situation:

[REDACTED]

On June 9, 2019 the Department of Attorney Generals office, Family Law Division received a letter from the Navajo Nation that the children's eligibility for tribal membership enrollment with the Navajo Nation could not be verified on the parents ancestry for [REDACTED] Ariel Sellers.



Five-year-old Ariel attends Special Education (SPED) preschool at Waimanalo Elementary School. She was found eligible to receive preschool services in the fall of 2019 and has an Individualized Education Plan (IEP) to support her needs. Ariel is reported to be doing very well in her online classes and is reported to be one of the smartest children in her preschool class. She enjoys playing games on her tablet and schoolwork. Ariel is reported to be in good health with no major illnesses. She is not taking any medications at this time and is current on is due for one more immunization. RCG reported that she will be scheduling Ariel for doctor's appointment in the next month to get her shot. Ariel has individual therapy once a week with Kailua Play therapy via telehealth. RCG reported that Ariel loves therapy and that the therapy has really helped her to cope with her trauma and stress.



Prospective Adoptive Parents:

The couple are both of mixed Hawaiian descent and own their three-bedroom home through Hawaiian Homestead. Ms. Kalua reported the three-bedroom home is shared with her sister who occupies the upstairs room. Their combine household incomes meet the family needs at this time. RCG's have the support of maternal and paternal relatives to help them [REDACTED]

Ms. Lehua Ruby Marie Kapika (Kanahele) Kalua is a stay-at-home mother [REDACTED]

[REDACTED] Ms. Kalua reported that she grew up in the Waimanalo area and comes from a large family and knows most of the people in her community. Ms. Kalua reported that she loves children and enjoy being a stay at home mother. She reported that her Hawaiian culture and living in a small community helps her to stay grounded.

Mr. Isaac Kauluhaimalama Kalua III comes from a Christian background that helped to instill strong family values in his life. He is of mixed Hawaiian descent and works full time as a Federal employee on Kaneohe Marine Base. He reported that this is his second marriage to Ms. Kalua and that the two of them tried to have children but were unsuccessful. He feels very blessed to have the opportunity to be a father [REDACTED] Mr. Kalua reported that his Hawaiian culture helped to facilitate strong family and community connections.

History of Abuse or Domestic Violence and recent Criminal background checks:

DHS conducted a search via CJIS and e-kokua on 10/19/2020, references and inquiries completed in the state of Hawaii indicates that:

➤ **The results of the E-Kokua search on 10/19/2020 for Lehua Ruby Marie Kapika (Kanahele) Kalua show 6 infractions all of which have been resolved:**

1. On 4/26/2020, Ms. Kalua failed to comply with the posted speed limit (case id: 1DTI-20-065417). On 5/26/2020, Ms. Kalua made a payment of \$152.00, receipt 1DHN3112503. Zero balance indicated; the issue was resolved.
2. On 09/29/2011, Ms. Kalua failed to comply with the posted speed limit (case id: 1DTI-11-117723). On 09/29/2011, judgement was satisfied, and the case was closed. No balance due, the issue was resolved.
3. A regular claim was filed against Ms. Kalua on 6/13/2007 by Midland Funding, LLC (case id: 2RC071000978). The case was terminated on 04/04/19 with no further action noted. The issue was resolved.
4. On 12/04/2000, Ms. Kalua was cited for mandatory use of a seat belt (case id: 5106094MO). A default judgement was made on 01/02/2001 against Ms. Kalua and a license stopper was placed on her driver's license on 02/28/2001. Fines totaling \$115.00 were reported to be cleared on 10/03/2005. Zero balance indicated that the issue was resolved on 10/03/2005.
5. On 11/12/1998, Ms. Kalua was cited for criminal contempt of court (case id: 099076756). On 03/03/1999 an arraignment and plea were made, and Ms. Kalua was fined \$132.00. On 10/30/2005 the fine was resolved, and a zero balance was indicated.

6. On 09/21/1998, Ms. Kalua was fined for driving without a valid drivers' license (case id: 4641747MO). On 10/12/1998, Ms. Kalua was fined \$100.00. On 11/12/1998, a bench warrant was issued for Ms. Kalua in the amount of \$132.00. The warrant was served on 03/03/1999. Records indicated that fines totaling \$132.00 was cleared on 10/30/2005. Zero balance indicated.
- There is no history of temporary restraining orders against Ms. Kalua.
 - There are no reported history of abuse or domestic violence for Ms. Kalua.
 - There are no problems with alcohol, use of illegal drugs or abuse of prescription drugs for Ms. Kalua within the last 10 years.
 - There is no reported history found for Hawaii Sex Offender or National Sex Offender networks for Ms. Kalua.
 - Per CJIS, Ms. Kalua has no prior criminal history of any felonies or convictions.
 - NS01 and NS02, CWS background checks, indicate that Ms. Kalua is a child specific licensed resource caregiver. No CAN history reported.
- **The results of the E-Kokua search on 10/19/2020 for Isaac Kauluhaimalama Kalua III show 20 infractions all of which have been resolved:**
1. On 03/21/2019, Mr. Kalua was cited for failing to comply to the posted speed limit (case id: 1DTI-19-013769). On 04/08/2019 a judgement was made for the state, judgement satisfied, and the case was closed. A zero balance was indicated, the issue was resolved by Mr. Kalua paying his fine.
 2. On 02/11/2019, Mr. Kalua was cited for making an unsafe lane change (case id: 1DTI-19-009798). A judgement was made for the state on 02/23/2019, judgement was satisfied. A zero balance was indicated, the issue was resolved by Mr. Kalua paying off his fine.
 3. On 05/14/2013, Mr. Kalua was cited for failure to comply to the posted speed limit (case id: 1DTI-13-090336). On 05/13/2013, Mr. Kalua resolved his ticket by paying his fine of \$187.00, receipt #1DKP170432.
 4. On 02/16/2008, Mr. Kalua was cited for parking on a sidewalk (case id: 1DTP-08-030526). On 02/27/2008, Mr. Kalua resolved the issue by paying a fine of \$35.00, receipt #1DKP48768.
 5. On 11/16/2006, Mr. Kalua was cited for failure to comply to the posted speed limit (case id: 1DTI-06-144878). On 12/20/2006, Mr. Kalua provided a written statement to the court, however, the court fined Mr. Kalua \$157.00. On 3/21/2007, Mr. Kalua made payment of \$157.00, receipt # 1DHN241922 to resolve his fine.

6. On 01/17/2004, Mr. Kalua was cited for failure to comply to the posted speed limit (case id: 5628288MO). On 01/27/2004, records indicated that Mr. Kalua was fined \$112.00. On 10/30/2005, Mr. Kalua indicates that the case was closed, judgement was satisfied with a zero-balance indicated.
7. On 10/21/2003, Mr. Kalua was cited for disregarding traffic lane markings (case id: 5591735MO). Records indicate that Mr. Kalua resolved his ticket on 10/30/2005. The case was closed, and judgement satisfied with a zero-balance indicated.
8. On 05/31/2003, Mr. Kalua was cited for driving on a roadway laned for traffic (case id: 5493606MO). On 06/30/2003, Mr. Kalua was fined a \$127.00. On 08/29/2003, Mr. Kalua was ordered to participate in a driver improvement course in lieu of paying his fine. On 02/20/2004, Mr. Kalua completed the course and was found in compliance. Judgement was satisfied no further action was taken. On 10/30/2005, a zero balance was indicated. The issue was resolved.
9. On 01/02/2001, Mr. Kalua was cited for criminal contempt of court (case id: SD0220752). On 04/25/2002, Mr. Kalua was present at the hearing and plead not guilty. The case was dismissed. The issue was resolved on 10/30/2005, records indicate a zero balance and that judgement was satisfied and the case was closed.
10. On 02/09/2002, Mr. Kalua was cited for failure to comply to the posted speed limit (case id: 2016553VO). On 04/02/2002, the case was dismissed with prejudice. On 10/30/2005, records indicated a zero balance and that judgement was satisfied and the case was closed.
11. On 12/04/2002, Mr. Kalua was cited for not having motor vehicle insurance (case id: 5106092MO). On 01/02/2001, Mr. Kalua was issued a bench warrant. On 04/25/2002, Mr. Kalua was fined \$827.00 and left the court without paying for his fine. On 10/30/2005, records indicate that Mr. Kalua resolved with payment. On 10/30/2005, a zero balance was indicated, and judgement was satisfied.
12. On 12/04/2002, Mr. Kalua was cited for mandatory use of a seat belt (case id: 5106091MO). On 01/02/2001, a bench warrant was issued for Mr. Kalua in the amount of \$250.00. On 4/25/2001, Mr. Kalua entered a no contest plea and was given 30 days to pay his fine. On 10/30/2005, records indicated that Mr. Kalua resolved with payment. On 10/30/2005, a zero balance was indicated, and judgement was satisfied.
13. On 12/04/2000, Mr. Kalua was cited for not having a 4-year-old child in a car seat (case id: 5106093MO). On 01/02/2001, a bench warrant was issued. On 4/25/2002, a plea agreement was made, and the case was dismissed. On 10/30/2005, records indicate a zero balance and that judgement was satisfied.
14. On 05/01/2000, Mr. Kalua was cited for having a delinquent vehicle tax on his vehicle (case id: 4883092MO). On 6/13/2000, the case was continued because Mr. Kalua

reported he was working on Molokai. On 10/30/2005, records indicate a zero balance and that judgement was satisfied by Mr. Kalua.

15. On 05/01/2000, Mr. Kalua was cited for not having a current safety check on his vehicle (case id: 4883093MO). On 6/13/2000, the case was continued because Mr. Kalua reported that he was working on Molokai. On 10/30/2005, records indicate a zero balance and that judgement was satisfied by Mr. Kalua.
 16. On 05/01/2000, Mr. Kalua was cited for not having any motor vehicle insurance (case id: 4883094MO). On 6/13/2000, the case was continued because Mr. Kalua reported that he was working on Molokai. On 10/30/2005, records indicated a zero balance and that judgement was satisfied by Mr. Kalua.
 17. On 05/01/2000, Mr. Kalua was cited for fraudulent use of a vehicle license plate decal (case id: 4883095MO). On 6/13/2000, the case was continued because Mr. Kalua reported that he was working on Molokai. On 10/30/2005, records indicate a zero balance and that judgement was satisfied by Mr. Kalua.
 18. On 03/14/2000, Mr. Kalua was cited for not having a current safety check on his vehicle (case id: 0413040P1). On 06/06/2000 a vehicle registration stopper was initiated. On 11/16/2000, Mr. Kalua was fined a total of \$88.00. On 10/30/2005, records indicate a zero balance and that judgement was satisfied by Mr. Kalua.
 19. On 10/14/1999, Mr. Kalua was cited for not having motor vehicle insurance for his vehicle (case id: 4808018MO). On 11/19/1999 the case was dismissed by court. As of 10/30/2005, a zero balance was indicated, and the case was closed. The issue was resolved.
- There is no reported history of abuse of a household member or domestic violence for Mr. Kalua.
 - There is no TRO history found on Mr. Kalua.
 - There are no problems with alcohol, use of illegal drugs or abuse of prescription drugs for Mr. Kalua within the last 10 years.
 - There is no reported history found for Hawaii Sex Offender or National Sex Offender networks for Mr. Kalua.
 - Per CJIS, on 06/27/2000, Mr. Kalua was arrested and charged with the following:
 1. Terroristic threatening (HRS 707-0716), Felony Class C Citation/arrest # 00205013.
 2. Assault 2 (HRS 707-0711), Felony Class C Citation/arrest # 00209940.
 3. Assault 2 (HRS 707-0711) Felony Class C Citation/arrest # 00205005.
 4. Criminal attempt (HRS 705-500), Felony Class C Citation/arrest #00209941.

On 06/23/2000, Mr. Kalua reported that to resolve the case he plead guilty to felony charges. He was arrested and put in jail for two weeks, however, bail was set at \$30,000.00. and he was able to post bail. Mr. Kalua reported that upon completion of his court case, he was sentenced to two weeks in

jail, time served. Ordered to pay a restitution fee of \$4000.00 and sentenced for five years probation. Mr. Kalua reported that he completed his probation and from 2001-2004, he paid \$50.00 month until his fine was paid in full and served two weeks in jail. Mr. Kalua received a certificate of discharge for his probation on 02/12/2012. Mr. Kalua reported that this was an unfortunate experience he encountered with his ex-wife. He has had no contact with her or her family since 2012. He was remorseful and reported that he was going through a rough divorce at the time of the incident. Mr. Kalua reported that he did not have any domestic violence classes in regards to the incident because he had already separated from his wife.

Concerns of the Department of Human Services:

DHS has no concerns at this time for Ms. Kalua and Mr. Kalua. [REDACTED]

[REDACTED] Despite not have family connections, resource caregivers are supportive of [REDACTED] maintaining family connections with their maternal and paternal relatives are open to maintaining communication with [REDACTED] biological relatives. Mr. Kalua and Ms. Kalua have worked hard to resolve their traffic issues and past infractions so that they are able to provide a stable home environment for their family of six.

Recommendation:

[REDACTED] Ariel Piliuloha Sellers and [REDACTED] eligible for adoption under HRS 578-1 and HRS 578-2 and are physically, mentally, and otherwise suitable for adoption by the petitioner. Lehua Ruby Marie Kapika (Kanahele) Kalua and Isaac Kauluhaimalama Kalua III are fit and proper individuals to be the adoptive parents [REDACTED]. The adoption is in their best interest and therefore, it is the recommendations of DHS that the petition for adoption be granted.

Respectfully Submitted:



Maila S. Taele, DHS Social Worker

Date 11/30/2020



Elizabeth Saga-Petaia, MSW, DHS Supervisor

Date: 11/30/2020

Child Protective Service is a specialized child welfare service that is time limited. It is not intended to address all of the family's problems, but rather to resolve the most critical problem(s) that will reduce the risk of further harm to the child.

Confidential Report of the
Department of Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

IN THE INTEREST OF:

[REDACTED]

Ariel Sellers

DOB: [REDACTED] 14

FC-S No: 18-00280

[REDACTED]

SAFE FAMILY HOME REPORT

11/2/2018

☒ This is the initial Safe Family Home Report

A. HARM: (2):

On 10/29/2018, the department received a report of threat of abuse and threat of neglect to [REDACTED] 3-year-old, Ariel Sellers, [REDACTED]

It was reported that on 10/28/18, [REDACTED] Ms. Joseph [REDACTED] tested positive for methamphetamine at Castle Birthing Center. Mother admits using methamphetamine [REDACTED]. She reported that she has been using meth for the past two years to cope with her brother's death, but before that, she reports not really using meth. Mother stated that she has used Vicodin for carpal tunnel pain, but doesn't use pills anymore. Ms. Joseph [REDACTED] is reported to be homeless however she stays with maternal grandmother occasionally. Maternal Grandmother, Ms. Barbara Kumai, has been helping in caring for [REDACTED] Ariel.

Mother self-reported having depression. One year ago, Mother was reportedly prescribed an antidepressant, Zoloft, by a doctor at Waimanalo Health Clinic and took the medication for a month and it helped. However, she reported not going back to refill prescription, therefore has not been taking any antidepressants.

Mr. Sellers the father of Ms. Joseph's children, has not been interviewed at the time of this report. [REDACTED]

[REDACTED] Mr. Sellers reportedly has no phone or address for SW to contact him. Ms. Joseph and Ms. Kumai agreed to give Mr. Sellers SW's phone number if they come in contact with him, so he can reach SW for an interview. Ms. Kumai reported that Mr. Sellers does come over and take [REDACTED] Ariel, to the beach occasionally.

Mother reported that she had been homeless [REDACTED], living in a tent with or near her dad at Waimanalo Beach Park. She reportedly is staying with her mother now in a home in Waimanalo along with [REDACTED] Ariel. [REDACTED]

[REDACTED] Mother reported that she does not want to be with Mr. Sellers, as he is not good for her, and they have history of domestic violence.

Mother has reportedly been at Women's Way two times [REDACTED] but left after only a few hours the first time, then next time she stayed for 3 days. Mother verbalized her willingness to go back to Women's Way or into another substance abuse treatment program and participate in any other recommended services [REDACTED]

[REDACTED]

The DHS has determined that mother is able to care for [REDACTED] Ariel Sellers in the home with the help of an in-home safety plan and a family service plan. The DHS will be asking for family supervision of [REDACTED] Ariel Sellers. [REDACTED]

Prior CWS involvement

Ms. Joseph was the victim in CWS case when she was 15-years-old. Her and her siblings were put into custody and she aged out of the system while in foster care.

Mr. Sellers was a victim in a CWS case as a minor.

Yes No

☐ ☐ Has the child been harmed since the last report to court?

☐ ☐ If yes, did the harm require CWS intervention

☒ Not applicable, this is an initial report

B. Family's Strengths:

- Mother has support through friends and family
- Mother previously completed assessment with Women's Way
- Mother is cooperative with SW and DHS
- Mother is willing to participate in services
- Mother has goals to go to school, gain employment and care for her children
- Mother has made appropriate family arrangements to care for her children as needed
- Father takes children to the beach and spends time with them

C. Safety Issues/factors (quote from safety assessment tool): (12)

1. Behavior of primary-caregiver or others the primary-caregiver has allowed access to the child is violent or threatening violence.

d. Family violence involves physical and verbal assault on a parent in the presence of a child; the child witnesses the activity and is fearful for self and/or others.

- [REDACTED]
- Mother admitted to previous domestic violence between her and the father.
- It was reported by hospital staff and mother that father and mother were arguing at the hospital and mother told him to leave.

6. Parent/caregiver's impairment due to drug or alcohol abuse is seriously affecting his/her ability to supervise, protect, or care for the child.

a. Substance abuse prevents parent/caregiver from protecting or providing for the child.

b. Other safety factors are directly related to the use of drugs or alcohol.

- Mother admitted smoking methamphetamine [REDACTED]
tested positive for methamphetamine [REDACTED]

➤ [REDACTED]

12. Child is vulnerable due to lack of self-protection skills or the presence of special needs that parent/caregivers are unwilling to meet, and these are presenting the threat of present or impending danger.



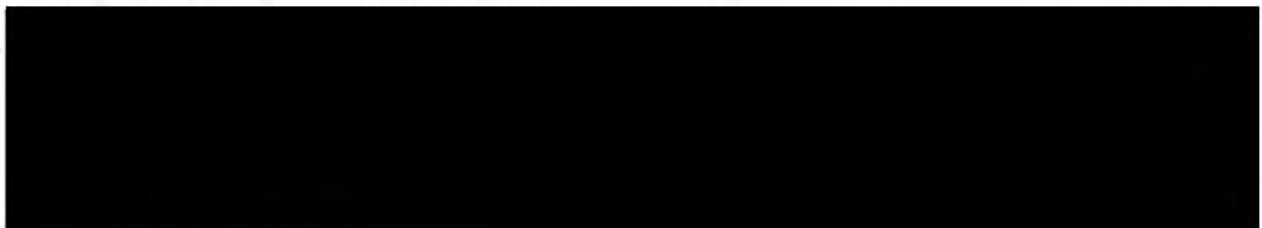
D. `Ohana Conference:

A referral for an Ohana Conference has been made. An Ohana conference will be scheduled by Epic, Inc.

E. Youth Circle:

N/A

The following information concerns the current situation relevant to the Safe Family Home Factors as found in HRS 587A-7. Each of the factors MUST be considered in formulating the Department's assessment. Numbers in () indicate the number of the factor as set forth in statute.



This SW met with

1.1 Child's current situation

A. *Child's Safety:*

i. *Age & Vulnerability*



Ariel Sellers—3 years and 11 months old
Vulnerable based on age, she is reliant on others to provide for all her basic needs.



ii. Relationship & Bonding with Family

[REDACTED]

[REDACTED]

iii. Fear of Being in the Family Home.

[REDACTED]

[REDACTED]

B. Child's Well-Being:

i. Health

[REDACTED]

It was reported to the DHS that [REDACTED] Ariel [REDACTED] have been seen for their pediatric needs at Waimanalo Health Center.

[REDACTED]

[REDACTED] Ariel had a well child exam on 11/08/2016 and was immunized with a flu vaccine, but has not been seen there since.

[REDACTED]

[REDACTED]

ii. Mental Health

The department will request DOE assessments and supportive services for Ariel, as she was observed with lower than expected

behaviors for her age. Family members report that she is highly impulsive and they report concerns for her well-being.

Ms. Joseph has been given specific instructions on how to contact the DOE school in her community to request assessments.

iii. Education



For Ariel, the department will request DOE assessments and supportive services, as she was observed with lower than expected behaviors for her age.

Ms. Joseph has been given specific instructions on how to contact the DOE school in her community to request assessments. The department will follow through to ensure the requests have been made.

1.2 'Ohana Time (Visitation) with parents (1) and sibling(s)

The department will provide supervised visitation between child and mother; and child and father; for at least three hours per week by DHS staff or department approved supervisor. At this time mother and father are allowed hospital visits.

☐ **NA, Family Supervision**

2. Placement (3)

[] Reasonable efforts do not apply in this case as a finding of aggravated circumstances was made by the court on (date).

2.1 Child's Date of Entry into Foster Care. _____



2.3 Placement history has been as follows:



2.4 Assessment of the Safety of the Child's Placement, date and results:

On 10/31/18 the department assessed the family home to be safe for [REDACTED]
[REDACTED] Ariel Sellers. [REDACTED]
[REDACTED]

2.5 Placement prevention/reasonable efforts during this reporting period.

☐ NA, Child not removed; there was no potential removal. This section was completed in a prior report.

Yes No

[] [X] Was prevention of placement appropriate given the circumstances in this case?

[] [X] Was placement assessed as preventable?

[X] [] Would prevention of placement pose an unacceptable risk to the child?

[] [X] Were parents willing and able to take the necessary action to prevent placement?

2.6 Under the circumstances present in this case the parents/legal guardian(s) were provided the following opportunities to prevent placement during this reporting period:

☐ NA, Child not removed; there was no potential removal.

Yes No Provide a narrative under each statement to document reasonable efforts taken by CWS to maintain the child safely in the home and to prevent the child's removal.

[X] [] **The parents/legal guardian(s) were given time to make changes that would ensure the safety of the child in the home.**

Ms. Sellers was offered and agreed to an in-home safety plan for [REDACTED] Ariel on 10/31/18; [REDACTED]
[REDACTED]

[X] [] **The family was offered treatment and services to resolve the safety issues/factors in the home.**

Mother reports that she will schedule an appointment for a substance assessment at Women's Way and DHS will make a referral for a crisis intervention through Catholic Charities to support the safety of [REDACTED] Ariel in the family home.

[X] [] **Extended family members were sought who could ensure the safety of the child in the home.**

DHS has contacted family members to support family supervision and participate with in-home safety plan. [REDACTED]
[REDACTED]

- [X] [] [REDACTED]
- [X] [] **The family was asked to agree to court jurisdiction and an immediate service plan.**
Mother was notified of court jurisdiction and has agreed to court jurisdiction.
- [] [X] **The Non-perpetrating parents/legal guardian(s) and child were asked to leave the home to a safe environment.**
There is no non-perpetrating parent.
- [] [X] **The perpetrator was asked to leave the home.**
[REDACTED] Father has not participated in an assessment with the department to date, and does not live in the same location as mother [REDACTED]

[X]	[]	Parents were offered and agreed to an in-home safety plan Mother was offered and agreed upon and in-home safety plan for [REDACTED] Ariel.
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2.7 Child's Living Situation at time of Removal:

[REDACTED] Ariel
Sellers were not removed from the family home.

3. FAMILY: (4 – 10, 13)

3.1 Parent's background (history) (4)

Mother: Melanie Joseph

Melanie Joseph is 30 years old, born and raised in Hawaii and graduated from Castle High School in 2006. She reports attending culinary arts classes at WCC during high school to make up credits. Ms. Joseph reported that she wants to continue her higher education in the medical profession, so she can find a good job and be able to care for her children.

Ms. Joseph has three siblings, brother Derek who lives in Palolo, sister Alisha who lives in Kalihi and her brother Alika passed away two years ago from cancer. Ms. Joseph and [REDACTED] Ariel are living with her mother in Waimanalo.

Mother was put into foster custody along with her siblings when she was 15-years-old and they went to live with their uncle Latham. Ms. Joseph aged out of the system while in foster care. Ms. Joseph reported seeing her mom and dad do drugs; smoke marijuana and meth. She reported witnessing domestic violence between her parents while growing up. She described her childhood as a "okay, and a mix of everything."

[REDACTED]

Ms. Joseph reported that she didn't really use drugs until her brother passed away two years ago and then she got bad. She stated that she and her boyfriend, the father of all the children, were living at Weinberg village but were evicted for non-payment of rent, about 8 months ago. Ms. Joseph admitted that they had domestic violence between them and stated that he is a trigger for her and she doesn't want to be with him anymore. She reported using alcohol from the age of 17, but only drinks a few times a year. Ms. Joseph reported smoking cigarettes, a pack a day since she was 16-years-old. In 2016, she reported she began smoking ice and used daily, [REDACTED]. She reported using Vicodin pills for a couple of years, but denies any use since 2016.

[REDACTED] Ms. Joseph did an assessment and went in to the Women's Way program, but left after three days. She has stated that she is willing to go back into Women's Way. Ms. Joseph agreed with SW to make an appointment with Women's Way as soon as possible.

Alleged Natural Father: Edward Sellers

The DHS has been unable to reach Mr. Sellers. It is reported by Ms. Joseph and her family that Mr. Sellers is homeless and has no phone or address, however, the DHS will continue to make efforts to locate and assess Mr. Sellers.

3.2 History of assaultive behaviors/domestic violence (6)

Ms. Joseph reported there has been domestic violence between her and Mr. Sellers and that she doesn't want to be with him anymore. [REDACTED]

3.3 History of substance abuse (7)

Ms. Joseph admitted to using methamphetamine daily for the past two years. [REDACTED]

[REDACTED] She reported using alcohol from the age of 17, but only drinks a few times a year. Ms. Joseph reported smoking cigarettes, a pack a day since she was 16-years-old. She reported using Vicodin pills for a couple of years, but denies any use since 2016.

Mother has agreed to try to go back into Women's Way or another treatment facility and to follow their recommendations.

3.4 Identified perpetrator (s) (8)

Mother-Melanie Joseph
Alleged Natural Father-Adam Sellers

3.5 Protective non-perpetrator(s) (9)

Mother appears to be protective to [REDACTED] Ariel with an In-home Safe Family Plan. Father is not living in the home.

3.6 Support system/Attempts to locate and place with family or friends (10)

This SW has spoken with maternal family members who may be willing to provide placement for child if needed. A referral for finding family was made through Epic, Inc. to locate additional family members for possible placement.

3.7 Appropriate parenting skills (13)

[REDACTED]
[REDACTED] Mother has not ensured that Ariel has gotten evaluated for special needs through the DOE, and is need of support in this area. [REDACTED]
[REDACTED]

Father is unknown to SW so no assessment can be made at this time.

3.8 Psychological/developmental evaluation (5)

The Department will refer Ms. Joseph for a psychological evaluation to assess for her mental health needs. The department will refer Mr. Sellers for a psychological evaluation if warranted after DHS interview.

4. UTILIZATION OF RECOMMENDED SERVICES (11)

THE SAFETY OF THE CHILD IS PARAMOUNT. WITHOUT COMPROMISING THE SAFETY OF THE CHILD, reasonable efforts must be made to preserve the family unit and prevent the removal of the child from the family home and to return the child to a safe family home, by providing appropriate and available services to the family in a timely manner.

(X) Reasonable efforts do not apply in this case as a finding of **Aggravated Circumstances** was made by the court on

4.1 Service recommendations/progress by family

- Substance assessment and recommended services

- Random drug monitoring
- Comprehensive Counseling and Support Services
- Parenting Classes
- Domestic Violence support
- Psychological Evaluation

The department will interview and assess Mr. Sellers upon location.

4.2 DHS efforts with Face to Face Visits with Child since the last court hearing.

Date of Visit	Name of child	Location of visit, i.e. home, school, office, others	Name of SW	Reasons for no monthly SW visit
10/29/18	[REDACTED] Ariel	Hospital	L. Carter	
	[REDACTED]			
10/31/18	[REDACTED] Ariel	School / Home	L. Carter	
	[REDACTED]			

4.3 Other Efforts including visits with parents, resource parents, referrals done, Ohana Conferences, family findings, placement with relatives, ICPC, phone calls, etc.

Collateral contacts

Mother: In person: 10/29/18; 10/30/18

Attempt contact mom: Phone(text); 10/31/18, 11/01/18

Maternal grandmother: In person 10/29/18, 10/31/18,

Attempt contact Maternal grandmother: Phone(text); 10/30/18, 11/01/18

Castle Medical Center ongoing contacts

5. PERMANENCY PLANNING (12)

5.1



☒ NA (Family Supervision case)

[REDACTED] Ariel are under family supervision

5.2 DHS' efforts to finalize the permanency plan

1. The reasonable efforts made by DHS to finalize permanency for children within the last twelve months:

- [REDACTED]
- [REDACTED]
2. The continued safety concerns for children and continued need for out-of-home placement.

The department finds mother to be protective with [REDACTED] Ariel in the family home with support from relatives, along with an in-home safety plan. The DHS has been unable to contact father to assess for safety.

- [REDACTED]
3. The extent of progress that each party has made to comply with the case plan and the progress made to make the home safe.

Mother participated in a substance assessment at Women's Way [REDACTED] and has agreed to attempt to re-apply there and or at Hina Mauka. Mother has been responsive to DHS efforts and has agreed to participate in an in-home safety plan for [REDACTED] Ariel Sellers. Mother has agreed to request a DOE assessment for Ariel Sellers.

The DHS has been unable to locate father to assess for any progress.

4. The extent of progress each party has made to resolve the safety issues that necessitated the initial and current need of out of home placement for children.

Safety plan was implemented on 10/31/18, therefore there is only one day since plan has been in effect. Mother has not made any progress yet.

Father has not been located to assess.

5. [REDACTED]

6. If will not be returned to a safe family home indicate the permanency goal for children and the projected date for achieving the permanency goal in the following order of preference:

- ❖ Termination of parental rights is expected by November, 2019
- ❖ Placed for adoption by February, 2020
- ❖ Referred for legal guardianship by
- ❖ Placed permanently with a fit and willing relative by or
- ❖ Placed in another planned permanent custody living arrangement
(non-relative) but only in cases where the department has documented to the court a compelling reason for determining it would not be in the best interest of the child to follow one of the three specific options above by

☐ If the Permanency goal is legal guardianship/permanent custody, the CWS worker verifies that the child meets all of the following presumptive eligibility requirements for kinship guardianship assistance payments:

- a) that the prospective permanent caretaker meets the definition of "kin";
- b) that the child resided with the prospective permanent kin caretaker for at least 6 consecutive months prior to the award of LG/PC;
- c) that the child was eligible for foster board payments during those same 6 months; and
- d) that the prospective permanent kin caretaker's home was unconditionally licensed during those same 6 months.

7. If children are not being returned home, indicate all in-state and out-of-state placement options reviewed and considered.

The department will consider maternal and paternal relatives as appropriate.

9. If children are currently living in a different state than the legal custodian, indicate whether that current placement continues to be in the best interest of children

Child currently living in the same state as both parents.

10. Efforts made to include and inform children of the proposed permanent plan or transition plan in a manner that was age appropriate.

Child is not age appropriate at this time.

11. If child is at least sixteen years old, what services are needed to help assist her transition from foster care into independent living.

Not applicable

5.3 Compelling Reasons to waive requirement to file for motion for TPR.



6. FAMILY'S ABILITY TO CHANGE (12) AND ASSESSMENT: (14)

6.1 Family's demonstrated willingness and ability to resolve safety issues in the home within a reasonable time frame. (12)

Ms. Joseph demonstrated an ability to be a protective parent by expressing her willingness to agree and participate in an in-home safety plan.

Mother agrees to participate in a substance assessment at Women's Way and or Hina Mauka and has been maintaining contact with SW.

The DHS is unable to locate father to make an assessment.

6.2 Department's decision regarding the service direction of the case and why that decision is in the best interest of the child.



DHS is recommending that Family Supervision of [REDACTED] Ariel Sellers be awarded to DHS. DHS believes it is in the best interest of the children to monitor their safety in the family home with the use of a Family Service plan to ensure the safety of the children in the family home due to substance use and domestic violence.

7. RECOMMENDATION:

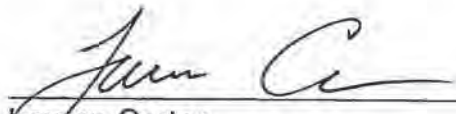
A large black rectangular redaction box covering the top portion of the table.	
	Foster custody of the child/ren be awarded. The family home is unsafe at this time, even with the assistance of a service plan.
	Foster custody of the child/ren be continued. The family home is unsafe at this time even with the assistance of a service plan.
X	Family supervision of the child/ren be awarded. The home is safe with a service plan for [REDACTED] Ariel Sellers
	Family supervision of the child/ren be continued. The home is safe with a service plan.
	Family supervision be revoked and case closed. The home is safe without a service plan.

	Termination of parental rights and an award of permanent custody to the department or other appropriate entity. (Use of this choice requires a full set of 14 factors) The home is unsafe. The parents are not able now or in the foreseeable future to provide a safe family home for the child/ren, even with the assistance of a service plan. The permanent plan dated _____ is in the best interest of the child. The child, if over 14, agrees with the permanent plan.
	Aggravated circumstances. The department believes aggravated circumstances are present in this case. The department recommends a finding by the court that reasonable efforts need not be made in this case.

7.1 Other recommendations:

	Foster Custody of _____ be continued to DHS until Permanent Custody is ordered.
	Family Service Plan dated _____ be ordered/continued until the Permanent Plan _____ is ordered.
X	The attached Family Service Plan dated <u>11/02/18</u> be made an order of the court.
	A periodic Review hearing be heard no later than _____
	A permanency hearing be heard no later than _____
	A Motion for TPR trial be set within the next 60 days after the Court made a finding that aggravated circumstances are present.
	Other: _____

Respectfully submitted by


 Lauren Carter
 DHS Social Worker

11/2/18
 Date


 Pamela Nakanelua
 DHS Supervisor

NOV 2 2018

Date

Child Protective Service is a specialized child welfare service that is time limited. It is not intended to address all of the family's problems, but rather to resolve the most critical problem(s) that will reduce the risk of further harm to the child.

Confidential Report of the
Department of Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

IN THE INTEREST OF:

[REDACTED]

Ariel Sellers

14

FC-S No: 18-00280

SAFE FAMILY HOME REPORT

February 18, 2020

☒ This is a full SFHR for TPR Motion and is to be read in conjunction with all other reports submitted and dated: 11/2/2018, 02/11/2019, 05/07/2019 and 10/23/2019.

A. HARM: (2):

On 10/29/2018, the department received a report of threat of abuse and threat of neglect to [REDACTED] 3-year-old, Ariel Sellers, [REDACTED]

It was reported that on 10/28/18, both Ms. Joseph [REDACTED] tested positive for methamphetamine at Castle Birthing Center. Ms. Joseph admitted using methamphetamine on 10/28/2018. She reported that she had been using meth for the past two years to cope with her brother's death, but prior to the two years, Ms. Joseph reported not really using methamphetamines or illegal substances. Ms. Joseph stated that she has used Vicodin for carpal tunnel pain, but doesn't use pills anymore. Ms. Joseph [REDACTED] is reported to be homeless however reported at the time that Ms. Joseph stays with maternal grandmother occasionally. Maternal Grandmother (MGM), Ms. Barbara Kumai, who was helping to care for [REDACTED] Ariel.

Ms. Joseph self-reported having depression. One year ago, Ms. Joseph reported that she prescribed the antidepressant, Zoloft, by a doctor at Waimanalo Health Clinic and

EXHIBIT " K "

took the medication for her depression. She took the medication for one month and it helped, however, reported not going back to refill prescription, and since then has not been taking any antidepressants.

Mr. Adam Sellers the reported father of Ms. Joseph's children [REDACTED] Ariel declined to be interviewed at the time of this report. [REDACTED]

[REDACTED] Mr. Sellers reportedly has no phone or address for SW to contact him. Ms. Joseph and Ms. Kumai (who was present at the hospital at the time of this interview), agreed to give Mr. Sellers SW's phone number if they come in contact with him, so he can reach SW for an interview. Ms. Kumai reported that Mr. Sellers does come over and take [REDACTED] Ariel, to the beach occasionally.

Ms. Joseph reported that she had been homeless [REDACTED] living in a tent with or near her father at Waimanalo Beach Park. She reportedly is staying with her mother now in a home in Waimanalo along with [REDACTED] Ariel. [REDACTED]

[REDACTED] Ms. Joseph reported that she does not want to be with Mr. Sellers, as he is not good for her, and they have history of domestic violence.

Ms. Joseph has reportedly been at Women's Way two times [REDACTED] but left after only a few hours the first time, then next time she stayed for 3 days. Ms. Joseph verbalized her willingness to go back to Women's Way or into another substance abuse treatment program and participate in any other recommended services to be reunited [REDACTED]

[REDACTED]

DHS determined at the time of this initial report that Ms. Joseph was able to care for [REDACTED] Ariel Sellers in the home with the help of an in-home safety plan and with the help of maternal grandmother. [REDACTED] Ariel remained in the family home with Ms. Joseph.

[REDACTED]

[REDACTED]

On 01/22/2019 the case was transferred to a DHS permanency social worker who conducted a home visit with Ms. Joseph and maternal grandmother on this date. Upon arrival to the home for the visit, SW met maternal grandmother (MGM) at the door who reported that Ms. Joseph was not home at that time. SW met with MGM and 4 year-old Ariel in the living room of the home. During the visit, 4 year-old Ariel overheard MGM state that Ms. Joseph was not at home at which time Ariel interjected and stated that was home and was laying on the bed in MGM room. MGM called for Ms. Joseph who entered the living room and completed the home visit with DHS SW and MGM. When MGM was asked by SW as to why MGM did not disclose that Ms. Joseph was in the home when asked by DHS SW. MGM stated that she was fearful that Ms. Joseph would be into trouble with DHS. SW asked to speak privately with 4 year-old Ariel during the visit, the child reported that Ms. Joseph did not live in the home with them, because papa, MGM's boyfriend would not allow it. When asked where Ms. Joseph was living, Ariel reported that Ms. Joseph lives in a tent. It is reported that

[REDACTED] Ms. Joseph is allowed to come
MGM anytime of the day.

[REDACTED] Ms. Joseph has not taken Ariel for a DOE assessment as agreed upon in initial meetings. SW met with Ms. Joseph on 01/22/2019, Ms. Joseph admitted to drug use and was eager to get treatment for her addiction but did not know where to start. DHS SW reviewed the Safe Family Home Report and Service plan that Ms. Joseph received, identified the phone numbers of the agencies Ms. Joseph could call and make initial consultations with. A verbal plan was discussed and agreed on 01/22/19 that Ms. Joseph would call Hina Mauka by 01/24/19 to schedule an intake assessment with their agency. Ms. Joseph was compliant and did not initiate any of the services in the Family Service Plan.

[REDACTED]

[REDACTED] After investigating allegations by CASA, meeting with RCG, [REDACTED] Ms. Joseph, and maternal grandmother, DHS determined that mother was not sufficiently participating in the terms of the family service plan and had not engaged the required services to ensure that Ms. Joseph could provide a safe family home [REDACTED] DHS is in agreement with the CASA motion, and has further changed the placement of [REDACTED] Ariel Sellers to live in the [REDACTED] foster home [REDACTED]

[REDACTED] Ariel Sellers date of entry into foster was on February 8, 2019. [REDACTED]

[REDACTED] placed in a special licensed home of a close family friend.

Yes No

[] [X] Has the child been harmed since the last report to court?

☐ ☐ ☐ **If yes, did the harm require CWS intervention**

☐ Not applicable, this is an initial report

Prior CWS involvement

Ms. Joseph was the victim in CWS case when she was 15-years-old. Her and her siblings were put into custody and she aged out of the system while in foster care.

Mr. Sellers was a victim in a CWS case as a minor.

B. Family's Strengths:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

C. Safety Issues/factors (quote from safety assessment tool): (12)

6. Parent/caregiver's impairment due to drug or alcohol abuse is seriously affecting his/her ability to supervise, protect, or care for the child.

- a. Substance abuse prevents parent/caregiver from protecting or providing for the child.
- b. Other safety factors are directly related to the use of drugs or alcohol.

- It is reported that mother continues to abuse drugs.
- Ms. Joseph did not participate in court ordered drug assessments, or random UA's.
- Ms. Joseph reported to CWS SW that she would test positive for drugs on this date (2/8/19) due to recent methamphetamine use.
- Ms. Joseph reported that she has sought treatment for addiction in the past at least three times, through the Women's Way program, however, left the program before completing the program requirements.
- It is reported to DHS that father Mr. Sellers continues to use drugs and has not sought drug treatment for his addiction.

7. There have been reports of harm and the child's whereabouts cannot be ascertained and/or there is a reason to believe that the family is about to flee or refuses access to the child.

m. Other

c. Parent/caregiver is evasive, manipulative, no-shows, suspicious.

- Ms. Joseph and relative care giver attempted to deceive CWS by denying mother was in the home.
- Ms. Joseph was found to be hiding in a backroom, and came out when 4-year-old Ariel, told the SW that mother was at home.
- Ms. Joseph has been consistently late to her visitations and has not been consistent with attending her weekly visitations.
- Ms. Joseph was evasive and reported that she did not have identification to complete services.

14. Parent/caregiver lacks the knowledge, skill, or motivation to parent and this presents a threat of present or impending danger.

I. Other

- Ms. Joseph [REDACTED] is currently unemployed.
- Ms. Joseph was getting food stamps [REDACTED]
- Ms. Joseph did not participate in court ordered services to ensure the safety of the children.
- [REDACTED]

D. Ohana Conference:

DHS completed two Ohana Conference (OC) meetings for the parties involved in the case:

- 3/12/2019, OC completed for Ms. Joseph and maternal relatives.
- 11/18/2019, OC completed for permanency with resource caregivers and maternal relatives. At the time of this OC, Ms. Joseph was contacted and informed of the OC, however, was a no-show.
- Mr. Sellers

E. Youth Circle:

Children not age appropriate at this time.

The following information concerns the current situation relevant to the Safe Family Home Factors as found in HRS 587A-7. Each of the factors MUST be considered in formulating the Department's assessment. Numbers in () indicate the number of the factor as set forth in statute.

1. CHILD: (1 – 3)

1.1 Child's current situation

A. *Child's Safety:*

i. *Age & Vulnerability*

[REDACTED]

*Ariel Sellers—5 years old
Vulnerable based on age, she is reliant on others to provide
for all her basic needs.*

[REDACTED]

ii. *Relationship & Bonding with Family*

[REDACTED] DHS
*was able to work with Ms. Joseph when she was not able to
consistently maintain her visitations by allowing her to meet on
the SSA aid on the day of the visit at 8:30am in the morning.*

[REDACTED]

[REDACTED]

iii. *Fear of Being in the Family Home.*

[REDACTED]

*Ariel does not have any fear of being in the family home and
reported that she feels safe and stable in RCG home.*

B. *Child's Well-Being:*

i. Health

[REDACTED]

[REDACTED]

5-year-old Ariel is being closely monitored by Dr. Titcomb for multiple fractures that Ariel has sustained in the last six months. Ariel has had two fractured fingers, one on each hand, a broken collar bone and her most recent injury was a broken leg. Ariel has been seen by specialist at Shriners Hospital for casting and a medical evaluation. Dr. Titcomb reported that Ariel's weight is also closely monitored because initially when Ariel was placed into foster care she was overweight. She has since lost the weight and is in an average percentile for her age. Ariel is not taking any medications at this time and is current on all of her immunizations.

[REDACTED]

ii. Mental Health

[REDACTED]

[REDACTED]

Ariel is currently receiving ongoing individual play therapy [REDACTED]. Ariel was reported to have some mental issues that caused her to pull out her own hair and refer to herself in the second person. RCG reported that at times, when Ariel was good she would refer to herself as another name, but when she was bad, she would say that she was Ariel. In September 2019, [REDACTED] Ariel was also interviewed with the CJC. Ariel did not disclose any sexual abuse at the time of the interview, but it was reported later by RCG that Ariel's reactions and comments after the interview was concerning. Ariel is also waitlisted to begin SA therapy when services can be initiated.

iii. Education

[REDACTED]

Ariel attend Special Education Preschool at Waimanalo Elementary School and has an Individual Education Plan to best fit her needs. Ariel is reported to be doing well in school and loves to go to school. Department of Education providers have reported that Ariel has multiple absences due to the various injuries she has sustained throughout the school year since August 2019. Ariel is now able to count from 1-20, sing songs and has a better memory retention for recognizing words and numbers.

1.2 Ohana Time (Visitation) with parents (1) and sibling(s):

Ohana Time Visitations have currently been suspended due to Ms. Joseph not calling to confirm visitations. DHS SW has left voicemails on Ms. Joseph's internet phone number to have her contact DHS. DHS will make reasonable efforts to meet with Ms. Joseph to discuss barriers that may be preventing her from attending regular Ohana Time Visitations and services.

DHS has been unable to locate father, Mr. Sellers, at this time to establish visitations.

☐ **NA, Family Supervision**

2. Placement (3)

[] Reasonable efforts do not apply in this case as a finding of aggravated circumstances was made by the court on (date).

2.1 Child's Date of Entry into Foster Care. [REDACTED]

Ariel 2/8/19

2.2 [REDACTED]

On 2/8/19

DHS assumed placement responsibility of [REDACTED] Ariel Sellers.

2.3 Placement history has been as follows:

[REDACTED]

On 2/8/19 Ariel [REDACTED] were removed from the family home and placed in the [REDACTED] foster home [REDACTED]

[REDACTED]

2.4 Assessment of the Safety of the Child's Placement, date and results:

Safety of Placement was completed on 10/23/19. The special licensed resource caregiver home was assessed and found to be safe for [REDACTED] Ariel [REDACTED] based on licensing policies and procedures.

2.5 Placement prevention/reasonable efforts during this reporting period.

☒ NA, Child not removed; there was no potential removal. This section was completed in a prior report.

Yes No

- [] [] Was prevention of placement appropriate given the circumstances in this case?
- [] [] Was placement assessed as preventable?
- [] [] Would prevention of placement pose an unacceptable risk to the child?
- [] [] Were parents willing and able to take the necessary action to prevent placement?

2.6 Under the circumstances present in this case the parents/legal guardian(s) were provided the following opportunities to prevent placement during this reporting period:

☒ *NA, Child not removed; there was no potential removal.*

Yes No Provide a narrative under each statement to document reasonable efforts taken by CWS to maintain the child safely in the home and to prevent the child's removal.

[] [] The parents/legal guardian(s) were given time to make changes that would ensure the safety of the child in the home. Ms. Joseph was offered and agreed to an in-home safety plan for [REDACTED] Ariel on 10/31/18, and a family service plan. Mother did not participate in any of the services required in the family service plan, and continued to use drugs. On 2/8/19 [REDACTED] Ariel were removed from the family home. DHS reviewed the services plan with Ms. Joseph and was gave Ms. Joseph ample time to participate in services to ensure the safety of the children in the family home.

[] [] The family was offered treatment and services to resolve the safety issues/factors in the home. Ms. Joseph was offered service referrals to participate in services. Ms. Joseph did not initiate or participate in services such as substance abuse treatment, participating in random drug screening, parenting education, domestic violence counseling, and individual counseling and completing a psychological evaluation.

[] [] Extended family members were sought who could ensure the safety of the child in the home
DHS has contacted family members such as MGM, [REDACTED]
[REDACTED]

[] [] The family was asked to agree to court jurisdiction and an immediate service plan.
Ms. Joseph was notified of court jurisdiction and has agreed to court jurisdiction

[] [] The Non-perpetrating parents/legal guardian(s) and child were asked to leave the home to a safe environment.
There is no non-perpetrating parent.

[] [] The perpetrator was asked to leave the home.

[X]	[]	Parents were offered and agreed to an in-home safety plan Ms. Joseph was offered and agreed upon and in-home safety plan for [REDACTED] Ariel, and [REDACTED] placed in court ordered family supervision on 11/7/18. Ms. Joseph did not adhere to the family service plan.
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2.7 Child's Living Situation at time of Removal:

[REDACTED] Ariel Sellers were living in family home at time of removal with MGM. [REDACTED]

3. FAMILY: (4 – 10, 13)

3.1 Parent's background (history) (4)

Mother: Melanie Joseph

No current information provided by Ms. Joseph at this time.

Melanie Joseph is 30 years old, born and raised in Hawaii and graduated from Castle High School in 2006. Ms. Joseph reported that she attended culinary arts classes at Windward Community College during high school years to make up credits. Ms. Joseph reported that since graduating from high school Ms. Joseph has not pursued college but wants to go back to college to pursue a degree in a medical profession, so she can find a good job and be able to care for her children. Ms. Joseph is currently unemployed at this time and is not in school.

Ms. Joseph has three biological siblings, Brother Derek who lives in Palolo, Sister Alisha who lives in Kalihi and her brother Alika passed away two years ago from cancer. Ms. Joseph and [REDACTED] Ariel are living with maternal grandmother Barbara Kumai in Waimanalo.

Ms. Joseph reported that as a child, Ms. Joseph was put into foster custody along with her siblings at the age of 15-years-old. DHS placed Ms. Joseph in a relative foster placement with maternal uncle, Uncle Latham. Ms. Joseph aged out of the system while in foster care. Ms. Joseph reported seeing her mom and dad do drugs; smoke marijuana and meth. Ms. Joseph that as a child, she witnessed domestic violence between her parents and described her childhood as "okay, and a mix of everything."

[REDACTED]

Ms. Joseph reported that she didn't really use meth until her brother passed away two years ago and then she got bad. Ms. Joseph stated that she and her boyfriend, the father of all the children, were living at Weinberg village but were evicted for non-payment of rent, about 8 months ago. Ms. Joseph admitted that domestic violence in the relationship between them and stated that father is a trigger for her drug use, and Ms. Joseph is currently not in a relationship with father. She reported using alcohol from the age of 17, but only drinks a few times a year. Ms. Joseph reported smoking cigarettes, a pack a day since she

was 16-years-old. In 2016, she reported she began smoking ice and used daily, [REDACTED] She reported using Vicodin pills for a couple of years, but denies any use since 2016.

[REDACTED] Ms. Joseph did an assessment and went in to the Women's Way program, but left after three days. She has stated that she is willing to go back into Women's Way. Ms. Joseph agreed with SW to make an appointment with Women's Way as soon as possible.

During a home visit with Ms. Joseph on 01/25/2019, she disclosed that she made contact with the Women's Way program but was denied an assessment because Ms. Joseph had a history of entering their program and leaving the program on three different occasions.

Alleged Natural Father: Adam Sellers

Mr. Sellers whereabouts are currently unknown at this time, no current information provided at this time.

3.2 History of assaultive behaviors/domestic violence (6)

Ms. Joseph has not engaged in DV classes since the onset of the case. DHS is unable to update history for Ms. Joseph.

Mr. Sellers whereabouts are currently unknown at this time, no current information provided at this time.

3.3 History of substance abuse (7)

Ms. Joseph has not engaged in DV classes since the onset of the case. DHS is unable to update history for Ms. Joseph.

Mr. Sellers whereabouts are currently unknown at this time, no current information provided at this time.

3.4 Identified perpetrator (s) (8)

Mother-Melanie Joseph
Alleged Natural Father-Adam Sellers

3.5 Protective non-perpetrator(s) (9)

There is no protective non-perpetrator

3.6 Support system/Attempts to locate and place with family or friends (10)

Family finding was completed on 12/27/18. The department has utilized placement with a family friend whom mother has identified as a placement.

3.7 Appropriate parenting skills (13)

Ms. Joseph has not engaged in parenting education classes since the onset of the case. Ms. Joseph initially agreed to cooperate with DHS to engage in services. DHS provided referrals for mother to engage in services, however, services were closed due to mother not making contact with providers. Ms. Joseph lack of engagement in parenting education demonstrates that she is not motivated to seek new resource and learn new parenting strategies that would enable her to provide appropriate parenting to her children.

DHS has been unable to maintain locate Mr. Sellers to engage him in parenting education classes. At this time, due to Mr. Seller's lack of engagement, DHS is unable to assess parenting skills. Mr. Seller's has not demonstrated a motivation to contact DHS to engage in services.

3.8 Psychological/developmental evaluation (5)

DHS provided referrals to Family Programs for Ms. Joseph to complete a Psychological evaluation. Ms. Joseph was scheduled to complete an evaluation On 05/12/2019 but was a no-show. Soon after, Ms. Joseph lost contact with DHS to reschedule the evaluation. SW reconnected with Ms. Joseph in December to discuss re-referrals, however, Ms. Joseph reported that she did not have access to a regular cell phone number for providers to contact her. DHS will continue to make efforts to engage Ms. Joseph in services.

Mr. Sellers whereabouts are currently unknown at this time, no current information provided at this time.

4. UTILIZATION OF RECOMMENDED SERVICES (11)

THE SAFETY OF THE CHILD IS PARAMOUNT. WITHOUT COMPROMISING THE SAFETY OF THE CHILD, reasonable efforts must be made to preserve the family unit and prevent the removal of the child from the family home and to return the child to a safe family home, by providing appropriate and available services to the family in a timely manner.

- () Reasonable efforts do not apply in this case as a finding of **Aggravated Circumstances** was made by the court on

4.1 Service recommendations/progress by family

- **Complete a Substance assessment and recommended treatment and random drug screenings through Hina Mauka: (Non-compliant)**

- 07/25/19-DHS provided a referral to Hina Mauka.
- 7/31/19-Hina Mauka closing letter received for Ms. Joseph due to non-participation, not able to make contact with mother.
- 8/20/19-DHS provided a referral to Hina Mauka for random drug screening and assessment.
- 8/23/19-Hina Mauka closing letter due to non-participation, unable to make contact with mother.
- 9/4/19- Ms. Joseph was scheduled for a Substance Abuse assessment but arrived late. The meeting was rescheduled to 9/23/19.
- 9/23/19-Ms. Joseph was a no-show to the Substance Abuse assessment meeting.
- *February 2020, as-to-date, Ms. Joseph has not engaged in services. DHS SW has made continual efforts to meet with Ms. Joseph to update her current information and to provide re-referrals for services, Ms. Joseph has been evasive and has not returned calls. No progress to date.*
- **Comprehensive Counseling and Support Services to address parenting education and domestic violence services: (Non-compliant)**
 - *DHS has not been able to engage Ms. Joseph to discuss re-referral for services. DHS will continue in its effort to engage mother in services.*
 - *No progress to date.*
- **Complete Psychological Evaluation and Recommended treatment: (Non-compliant)**
 - *DHS provided the following referrals to Family programs Hawaii on the following dates: 02/13/19, 3/20/19 and 04/11/19.*
 - *DHS has attempted multiple phone calls to internet number: (808) 400-5446 with no success. Ms. Joseph has not returned SW calls. DHS continue to make efforts to meet and engage Ms. Joseph in services.*
 - *No progress to date.*

4.2 *DHS efforts with Face to Face Visits with Child since the last court hearing.*

<i>Date of Visit</i>	<i>Name of child</i>	<i>Location of visit, i.e. home, school, office, others</i>	<i>Name of SW</i>	<i>Reasons for no monthly SW visit</i>
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
01/22/19	[REDACTED] Ariel Sellers	Maternal grandmother's (MGM) residence	Maili S. Taele	
2/8/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
03/12/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
04/09/19	Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
5/17/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
6/12/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
7/03/19	[REDACTED] Ariel [REDACTED]	Waimanalo McDonalds	Maili S. Taele	
8/21/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
9/13/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
10/21/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
11/18/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
12/12/19	[REDACTED] Ariel [REDACTED]	CWS office	Maili S. Taele	
12/31/19	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	
1/30/20	[REDACTED] Ariel [REDACTED]	Resource caregiver home	Maili S. Taele	

4.3 Other Efforts including visits with parents, resource parents, referrals done, Ohana Conferences, family findings, placement with relatives, ICPC, phone calls, etc.

- *Ongoing attempts to make contact with Ms. Joseph.*
- *EPIC Ohana Conference meetings with maternal relatives and resource caregivers.*
- *EPIC Family finding and Family Connections.*
- *Act 199 applications provided to relatives.*
- *Ongoing attempts to locate whereabouts of Mr. Sellers.*
- *DHS referrals to providers for services.*
- *Location action requests completed for Mr. Sellers and unknown natural father.*
- *Placement with close family friend.*
- *Ongoing communication with primary care doctor, Dr. Titcomb.*
- *Ongoing communication with child therapists.*
- *Ongoing communication with GAL.*
- *Ongoing communication with resource caregivers.*
- *Referral to Multi-Disciplinary Team for assessment.*
- *Ongoing communication with Shriners hospital.*
- *Ongoing communications with SATC clinic.*
- *CJC forensic interviews conducted on [REDACTED] and Ariel Sellers.*
- *Coordinating and maintain visitations for Ms. Joseph.*
- *Ongoing communications with Early Intervention Providers.*
- *Ongoing communications with Hoomau Early Home Visiting program.*
- *Ongoing communication with maternal relatives.*

5. PERMANENCY PLANNING (12)

5.1 ☒ Concurrent permanency plan is reunification and [X] adoption
Or [] legal guardianship.

☐ NA (Family Supervision case)

5.2 DHS' efforts to finalize the permanency plan

1. The reasonable efforts made by DHS to finalize permanency for children within the last twelve months:

DHS provided referrals for services for Ms. Joseph to address substance abuse issues to Hina Mauka Substance Abuse Treatment center on 7/25/19, 8/20/19 and on 9/23/19. Referrals were also made to CCSS, Family Programs Hawaii to address family service plan. DHS completed Family Finding through EPIC Ohana and completed two Ohana Conference meetings on 02/14/2019 and 11/18/2019 to discuss case

direction, provide referrals and establish family connections. DHS considered other possible family relatives for foster placement and provided interested relatives with an Act 199 form to complete the licensing process. DHS made reasonable efforts to maintain family connections with maternal grandmother and children by conducting special visits with maternal grandmother, [REDACTED] and Ariel. DHS worked with Ms. Joseph to maintain consistent Ohana Time Visitations [REDACTED] DHS made reasonable efforts to contact Ms. Joseph to re-engage her in services and to discuss barriers that may be preventing Ms. Joseph from engaging in services. [REDACTED]

[REDACTED] Initially, maternal grandmother worked with DHS to be a point of contact for Ms. Joseph where DHS and providers could leave messages for mother. Maternal grandmother later changed her phone number and lost contact with DHS.

DHS has had ongoing discussions with resource caregivers regarding permanency during home visits. RCG's reported that they would like to be a forever home [REDACTED]

2. The continued safety concerns for children and continued need for out-of-home placement.

DHS has met with Ms. Joseph to review case direction and the Family Service Plan on 1/22/2019 and during an Ohana Conference meeting on 03/12/19. DHS provided Ms. Joseph with referrals and offered a bus pass for transportation to and from services, however, Ms. Joseph did not engage in services. Ms. Joseph maintained minimal contact with DHS by only attending Ohana Time Visitations [REDACTED] Throughout the duration of the case, attempts were made to re-engage Ms. Joseph in services, however, Ms. Joseph cited that she did not have a regular phone number or identification. Ms. Joseph has not demonstrated the motivation to address safety concerns such as substance abuse that still remain prevalent in the family home. At this time, Ms. Joseph continues to have unresolved issues and lacks the parenting ability to provide a safe and stable home for her children.

DHS has not been able to locate Mr. Sellers to engage him in services. Mr. Sellers contacted DHS once on 8/18/19 throughout the duration of the case. Mr. Sellers reported at that time that he wanted to engage in services and to review the Family Service Plan with DHS SW on

08/28/19. Mr. Sellers was a no-show to the meeting with the DHS SW and soon after lost contact with DHS. Mr. Seller's whereabouts are unknown at this time.

Both parents have made no efforts to maintain communication and cooperation with DHS to resolve safety issues. DHS continues to have concerns about parent's ability to provide a safe family home for their children.

3. The extent of progress that each party has made to comply with the case plan and the progress made to make the home safe.

Ms. Joseph has not engaged in any services. No progress to date.

Mr. Sellers has not engaged in any services, initially his whereabouts have been unknown. Per Vinelink, as of 2/16/2020, Mr. Sellers is currently incarcerated at OCCC.

4. The extent of progress each party has made to resolve the safety issues that necessitated the initial and current need of out of home placement for children.

Both parents have not engaged in services since the initial onset of the case to resolve safety issues in the family home. Parents continue to have unresolved issues that necessitate continued out-of-home placement for their children.

5. Likely projected date children can be returned to a safe family home, N/A

6. If will not be returned to a safe family home indicate the permanency Goal for children and the projected date for achieving the permanency Goal in the following order of preference:

- ❖ Termination of parental rights is expected by 05/2020
- ❖ X Placed for adoption by 07/2020
- ❖
- ❖ Referred for legal guardianship by
- ❖ Placed permanently with a fit and willing relative by or
- ❖ Placed in another planned permanent custody living arrangement (non-relative) but only in cases where the department has documented to the court a compelling reason for determining it would not be in the best interest of the child to follow one of the three specific options above by

☐ If the Permanency goal is legal guardianship/permanent custody, the CWS worker verifies that the child meets all of the following presumptive eligibility requirements for kinship guardianship assistance payments:

- a) That the prospective permanent caretaker meets the definition of "kin";
- b) that the child resided with the prospective permanent kin caretaker for at least 6 consecutive months prior to the award of LG/PC;
- c) that the child was eligible for foster board payments during those same 6 months; and
- d) That the prospective permanent kin caretaker's home was unconditionally licensed during those same 6 months.

7. If children are not being returned home, indicate all in-state and out-of-state placement options reviewed and considered.

DHS considered maternal relatives for placement. DHS completed family finding for possible family connections. Initially DHS provided Ms. Joseph with an in-home safety plan to keep [REDACTED] Ariel in the family home, however, was unsuccessful. [REDACTED]

9. If children are currently living in a different state than the legal custodian, indicate whether that current placement continues to be in the best interest of children

Child currently living in the same state as both parents.

10. Efforts made to include and inform children of the proposed permanent plan or transition plan in a manner that was age appropriate.

Child is not age appropriate at this time.

11. If child is at least sixteen years old, what services are needed to help assist her transition from foster care into independent living.

Not age appropriate at this time.

5.3 Compelling Reasons to waive requirement to file for motion for TPR.

Due to Ms. Joseph's and Mr. Seller's lack of motivation and willingness to engage in services, it is apparent that parents will not in the foreseeable future be able to provide a safe and stable home for [REDACTED] Ariel [REDACTED].

For this reason, DHS is pursuing the termination of parental rights.

6. FAMILY'S ABILITY TO CHANGE (12) AND ASSESSMENT: (14)

6.1 Family's demonstrated willingness and ability to resolve safety issues in the home within a reasonable time frame. (12)

It does not appear at this time that Ms. Joseph and Mr. Sellers are willing to participate in services to resolve their safety issues in the family home as evident by their lack of participation in services. Ms. Joseph has had minimal contact with DHS with the exception of only participating in Ohana Time Visitations. DHS attempted to engage Ms. Joseph in helping her to overcome her barriers that prevented her from engaging in services but she was not willing to maintain communication and was not consistent with calls or meeting with SW. There is no doubt that Ms. Joseph cares deeply [REDACTED] however, she has demonstrated that she lacks the ability to provide a safe and stable home [REDACTED] Mr. Seller's lack of engagement and willingness to engage in services speak volumes as to his ability to provide a safe and stable home for his children. Since the onset of the case, Mr. Sellers, as a father, only contacted DHS one time in September 2019 to schedule a meeting with DHS SW in which he was a no-show. Both parents were afforded ample amount of time to engage in services to resolve their safety issues in the home, however, even with the support of a family service plan was unable to resolve safety issues that remain prevalent in the family home.

6.2 Department's decision regarding the service direction of the case and why that decision is in the best interest of the child.

For the above reasons, DHS is convinced that even with the assistance of a Family Service Plan, Mr. Sellers and Ms. Joseph are unable to provide a safe and nurturing home for their children in a reasonable amount of time. DHS recommends that Foster Custody of [REDACTED] Ariel Sellers [REDACTED] be continued until Permanent Custody of the children is ordered.

[REDACTED] Ariel Sellers have been in placement since 02/08/19 for 12 months. Ms. Joseph and Mr. Sellers were afforded ample time to learn and demonstrate their ability to provide a safe family home and to address safety concerns that initiated CWS intervention.

At this time, DHS continues to have ongoing concerns that parents lack the ability to provide a safe family home for [REDACTED] Ariel [REDACTED] as they have not made efforts to communicate with DHS and to engage in services to address substance abuse issues, domestic violence and any other issues that are prevalent in the family home. At this time, Mr. Seller's whereabouts are unknown at this time.

At [REDACTED] Ariel [REDACTED] require a nurturing home to enhance their development and sense of security. The Seller [REDACTED] are unable to wait any longer for parents to commit to services and to make progress in those services as well as to understand the needs of their children. Parents have not worked to resolve safety issues in the home.

DHS believes that the goal of adoption for [REDACTED] Ariel [REDACTED] is the children's best interest. [REDACTED]

As such, DHS continues to have concerns that issues that predicated and necessitated DHS involvement still remain prevalent in the family home.

7. RECOMMENDATION:

	Temporary foster custody of the child/ren. The home is unsafe and temporary foster custody of the child is needed to protect the child from imminent harm.
	Foster custody of the children be awarded for ____. The family home is unsafe at this time, even with the assistance of a service plan.
	Foster custody of the child be continued for ____. The family home is unsafe at this time even with the assistance of a service plan.
X	Termination of parental rights and an award of permanent custody to the department or other appropriate entity. (Use of this choice requires a full set of 14 factors) The home is unsafe. The parents are not able now or in the foreseeable future to provide a safe family home for the child/ren, even with the assistance of a service plan. The permanent plan dated ____ is in the best interest of the child. The child, if over 14, agrees with the permanent plan.

7.1 Other recommendations:

	Foster Custody of be continued to DHS until Permanent Custody is ordered.
X	Family Service Plan dated <u>10/31/19</u> be continued until the Permanent Plan <u>2/13/2020</u> is ordered.
	The attached Family Service Plan dated <u> </u> be made an order of the court.
	A periodic Review hearing be heard no later than <u> </u>
	A permanency hearing be heard no later than <u> </u>

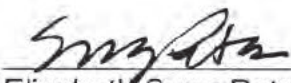
RE: [REDACTED] ARIEL GELLERS [REDACTED]
FC-S NO. 18-00280
Date: 2/18/2020

	A Motion for TPR trial be set within the next 60 days after the Court made a finding that aggravated circumstances are present.
	Other:

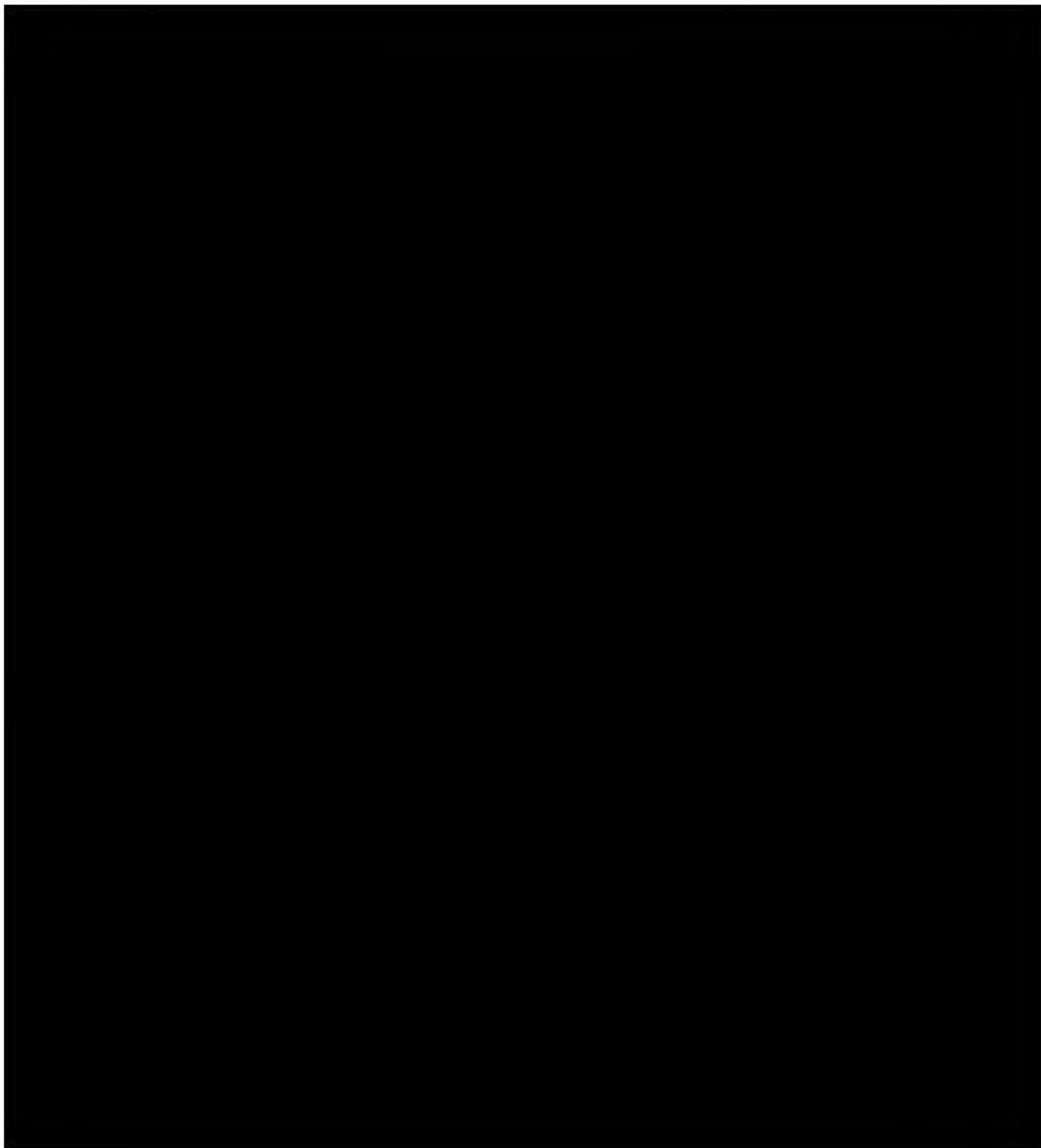
Respectfully submitted by,

 2/20/2020

Maili S. Taele Date:
DHS Social Worker, East Oahu Child Welfare Services

 2/20/20

Elizebeth Saga-Petaia Date:
DHS Supervisor, East Oahu Child Welfare Service

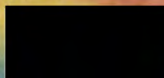


DSSH

Hawaii DRIVER LICENSE  

4a. Iss: 10/05/2011

4d. **H00314386**

4b. Exp:  2019

3. DOB:  1969

5. 20111005130939IEA0136080

16. Ht: 5-06
17. Wt: 260
18. Eye: BRO
15. Sex: M
9. Cl: 3
9a. En: NONE
12. Re: A

1. KALUA
2. ISAAC, K, 3RD
8. 45 265 WM HENRY RD F18
KANEOHE HI 96744

EXHIBIT "N"

Hawaii

DRIVER
LICENSE



USA



1a. Iss. 08/21/2017



4d. H00340333

4b. Exp: [REDACTED] 2024

3. DOB: [REDACTED] 1977

5. 2017082110283DIEA0079420

[Signature]

16. Ht: 5-10

17. Wt: 280

18. Eye: BRO

15. Sex: F

9. Cl: 3

9a. En: NONE

12. Re: NONE

1. KALUA

2. LEHUA

R M K

8. 45-265 WILLIAM HENRY RD # F18
Kaneohe, HI 96744



DONOR

ORIGINAL

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Attorney General

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Attorneys for the Department
of Human Services

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2021 JAN 12 PM 2:03

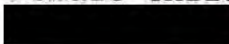

R. PASCUAL
CLERK

Electronically Filed
FIRST CIRCUIT
1AD211006010
12-JAN-2021
02:03 PM
Dkt. 7 DOC

IN THE FAMILY COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

In the Matter of the Adoption
of


A Female Child, born on
 2014,


by

Isaac Kauluhamalama Kalua III
and Lehua Ruby Marie Kapika
(Kanahele) Kalua,

Husband and Wife,

Petitioners.

FC-A No. 21-1-6010

DECLARATION OF MAILE S. TAELE
RE: WAIVER OF THE MEDICAL
INFORMATION FORM FOR MOTHER
AND FATHER AND THE MEDICAL
RECORD RELEASE FORM FOR MOTHER
AND FATHER; EXHIBITS "A"-"H"

DECLARATION OF MAILE S. TAELE RE: WAIVER
OF THE MEDICAL INFORMATION FORM FOR MOTHER AND FATHER
AND THE MEDICAL RECORD RELEASE FORM FOR MOTHER AND FATHER

COVID-19 SUBMISSION

EMAIL _____

PAPER _____ JAN 12 2021

MAILE S. TAELE, hereby declares that:

1. Declarant is a social worker employed by the Department of Human Services (hereinafter "DHS") and assigned to the above-entitled matter;

2. Declarant is informed and of the good faith belief that this Declaration is made in support of the request that a waiver be granted with respect to the requirements of Sections 578-14.5(a) and (b), Hawai'i Revised Statutes, relating to the Medical Information Form for Mother and Father and the Medical Record Release Form for Mother and Father;

3. The parental and custodial duties and rights of Maile Kuuipo Joseph, the children's mother ("Mother"), Adam David Sellers, [REDACTED] Ariel's natural and legal father ("Father"), [REDACTED] were divested by an award of permanent custody pursuant to HRS § 587A-33. A copy of the Order Terminating Parental Rights is attached to the List of Exhibits (Exhibit "D") which is being filed concurrently herewith;

4. Declarant is informed and of the good faith belief that on or about September 9, 2020, a copy of the Medical Information Form, the Medical Record Release Form, and the Consent for Release of Medical Information *for Mother only* were sent to Mother's and Father's last known address by certified mail, return receipt requested. (See, Exhibits "A, B, E, and F" attached hereto and made a part hereof);

5. Declarant is informed and of the good faith belief that in due course, the return receipts for Mother was returned indicating that the mail was received by someone other than Mother. (See, Exhibits "C and D" attached hereto and made a part hereof);

6. Declarant is informed and of the good faith belief that in due course, the certified mails to Father were returned to Declarant with the following stamped notation:

"-R-T-S- 967952010 1N 09/15/20

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD
RETEURN TO SENDER".

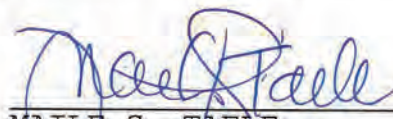
(See, Exhibits "G and H" attached hereto and made a part hereof);

7. To date, Declarant has not received any of the forms or information from Mother and Father;

8. It is also respectfully submitted that Declarant has made reasonable efforts to obtain the information and complete the Medical Information Form and the Medical Record Release Form, as well as obtain Mother's consent to the release of this information, and the medical records relating to the child's birth, and it is not possible to obtain the information or the consent and it is requested that waiver of these requirements be granted.

9. Declarant states that under penalty of law that the foregoing is true and correct.

DATED: Kapolei, Hawai'i, **JAN 12 2021**



MAILE S. TAELE
DHS Social Worker

7017 0190 0000 4350 7413

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee \$ 3.55	
Extra Services & Fees (check box, add fees as appropriate)	
☒ Return Receipt (hardcopy) \$ 2.85	
☐ Return Receipt (electronic) \$	
☐ Certified Mail Restricted Delivery \$	
☐ Adult Signature Required \$	
☐ Adult Signature Restricted Delivery \$	
Postage \$ 1.80	
Total Postage and Fees \$ 8.20	
Sent To Melanie Joseph 41558 Mekia St Waimanalo, HI 96795	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

EXHIBIT " A "

7017 0190 0000 4350 7475

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee \$ 3.55	
Extra Services & Fees (check box, add fees as appropriate)	
☒ Return Receipt (hardcopy) \$ 2.85	
☐ Return Receipt (electronic) \$	
☐ Certified Mail Restricted Delivery \$	
☐ Adult Signature Required \$	
☐ Adult Signature Restricted Delivery \$	
Postage \$ 1.80	
Total Postage and Fees \$ 8.20	
Sent To Melanie Joseph 41558 Mekia St Waimanalo, HI 96795	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

EXHIBIT " B "

Certified Mail service provides the following benefits:

- A receipt (this portion of the Certified Mail label).
- A unique identifier for your mailpiece.
- Electronic verification of delivery or attempted delivery.
- A record of delivery (including the recipient's signature) that is retained by the Postal Service™ for a specified period.

Important Reminders:

- You may purchase Certified Mail service with First-Class Mail®, First-Class Package Service®, or Priority Mail® service.
- Certified Mail service is *not* available for international mail.
- Insurance coverage is *not* available for purchase with Certified Mail service. However, the purchase of Certified Mail service *does* not change the insurance coverage automatically included with certain Priority Mail items.
- For an additional fee, and with a proper endorsement on the mailpiece, you may request the following services:
 - Return receipt service, which provides a record of delivery (including the recipient's signature). You can request a hardcopy return receipt or an electronic version. For a hardcopy return receipt, complete PS Form 3811, *Domestic Return Receipt*; attach PS Form 3811 to your mailpiece;

for an electronic return receipt, see a retail associate for assistance. To receive a duplicate return receipt for no additional fee, present this USPS®-postmarked Certified Mail receipt to the retail associate.

- Restricted delivery service, which provides delivery to the addressee specified by name, or to the addressee's authorized agent.
- Adult signature service, which requires the signee to be at least 21 years of age (not available at retail).
- Adult signature restricted delivery service, which requires the signee to be at least 21 years of age and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail).
- To ensure that your Certified Mail receipt is accepted as legal proof of mailing, it should bear a USPS postmark. If you would like a postmark on this Certified Mail receipt, please present your Certified Mail item at a Post Office™ for postmarking. If you don't need a postmark on this Certified Mail receipt, detach the barcoded portion of this label, affix it to the mailpiece, apply appropriate postage, and deposit the mailpiece.

IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

EXHIBIT "A"

Certified Mail service provides the following benefits:

- A receipt (this portion of the Certified Mail label).
- A unique identifier for your mailpiece.
- Electronic verification of delivery or attempted delivery.
- A record of delivery (including the recipient's signature) that is retained by the Postal Service™ for a specified period.

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for an electronic return receipt, see a retail associate for assistance. To receive a duplicate return receipt for no additional fee, present this USPS®-postmarked Certified Mail receipt to the retail associate.

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- Adult signature restricted delivery service, which requires the signee to be at least 21 years of age and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail).
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IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

EXHIBIT "B"

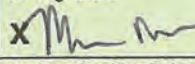
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
- Complete items 1, 2, and 3. - Print your name and address on the reverse so that we can return the card to you. - Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature  ☐ Agent ☒ Addressee
1. Article Addressed to: Melanie Joseph 41558 Mekia St Waimanalo, HI 96795	B. Received by (Printed Name) MM 2019 C. Date of Delivery 9/11/20
2. Article Number (Transfer from service label) 7017 0190 0000 4350 7413	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☒ No
3. Service Type ☒ Adult Signature ☐ Adult Signature Restricted Delivery ☒ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery ☐ Registered Mail ☐ Registered Mail Restricted Delivery (over \$500)	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☒ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery
PS Form 3811, July 2015 PSN 7530-02-000-9053	

EXHIBIT "C"

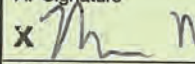
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
- Complete items 1, 2, and 3. - Print your name and address on the reverse so that we can return the card to you. - Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature  ☐ Agent ☒ Addressee
1. Article Addressed to: Melanie Joseph 41558 Mekia St Waimanalo, HI 96795	B. Received by (Printed Name) MM 2019 C. Date of Delivery 9/11/20
2. Article Number (Transfer from service label) 7017 0190 0000 4350 7475	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☒ No
3. Service Type ☒ Adult Signature ☐ Adult Signature Restricted Delivery ☒ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery ☐ Insured Mail ☐ Insured Mail Restricted Delivery (over \$500)	☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☒ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery
PS Form 3811, July 2015 PSN 7530-02-000-9053	

EXHIBIT "D"

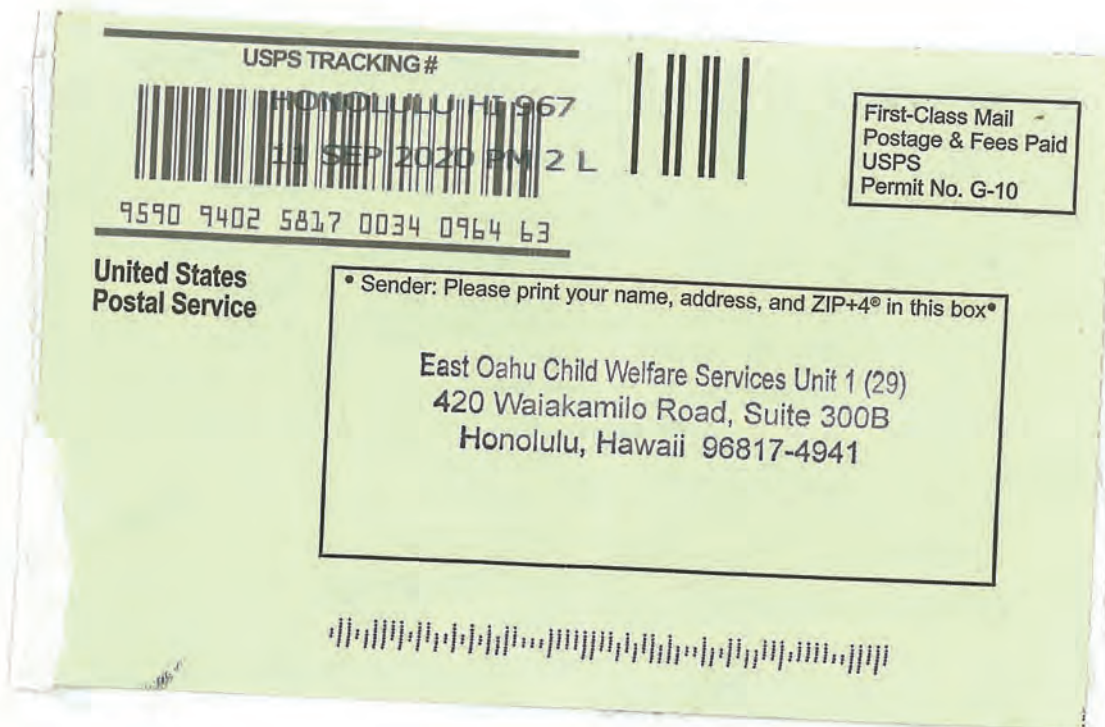


EXHIBIT " C "

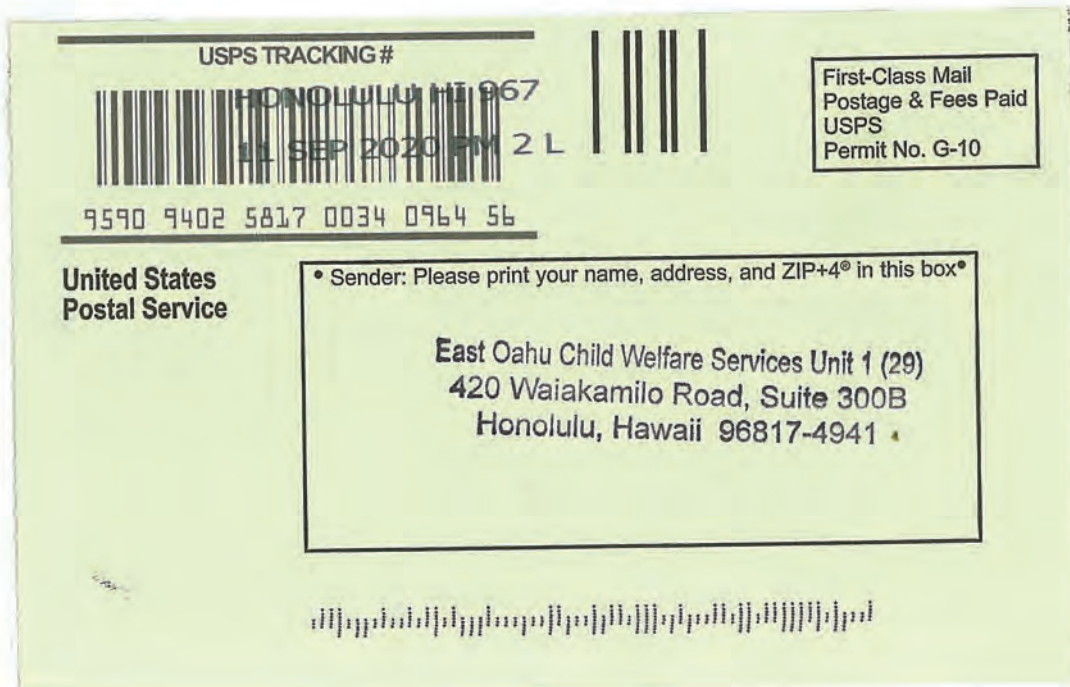


EXHIBIT " D "

7019 1120 0000 7049 7400

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
<i>Domestic Mail Only</i>	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee \$ <u>6.55</u>	
Extra Services & Fees (check box, add fees as appropriate)	
☒ Return Receipt (hardcopy) \$ <u>2.85</u>	
☐ Return Receipt (electronic) \$	
☐ Certified Mail Restricted Delivery \$	
☐ Adult Signature Required \$	
☐ Adult Signature Restricted Delivery \$	
Postage \$ <u>1.80</u>	
Total Postage and Fees \$ <u>9.20</u>	
Sent To <u>Adam Sellers</u>	
Street and Apt. No., or PO Box No. <u>41-490 Saddle City Road #801</u>	
City, State, ZIP+4® <u>Waimanalo, HI 96795</u>	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

EXHIBIT " E "

7017 0190 0000 4350 7406

U.S. Postal Service™	
CERTIFIED MAIL® RECEIPT	
<i>Domestic Mail Only</i>	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee \$ <u>6.55</u>	
Extra Services & Fees (check box, add fees as appropriate)	
☒ Return Receipt (hardcopy) \$ <u>2.85</u>	
☐ Return Receipt (electronic) \$	
☐ Certified Mail Restricted Delivery \$	
☐ Adult Signature Required \$	
☐ Adult Signature Restricted Delivery \$	
Postage \$ <u>1.80</u>	
Total Postage and Fees \$ <u>9.20</u>	
Sent To <u>Adam Sellers</u>	
Street and Apt. No., or PO Box No. <u>41-490 Saddle City Road #801</u>	
City, State, ZIP+4® <u>Waimanalo, HI 96795</u>	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

EXHIBIT " F "

Certified Mail service provides the following benefits:

- A receipt (this portion of the Certified Mail label).
- A unique identifier for your mailpiece.
- Electronic verification of delivery or attempted delivery.
- A record of delivery (including the recipient's signature) that is retained by the Postal Service™ for a specified period.

Important Reminders:

- You may purchase Certified Mail service with First-Class Mail®, First-Class Package Service®, or Priority Mail® service.
- Certified Mail service is not available for international mail.
- Insurance coverage is not available for purchase with Certified Mail service. However, the purchase of Certified Mail service does not change the insurance coverage automatically included with certain Priority Mail items.
- For an additional fee, and with a proper endorsement on the mailpiece, you may request the following services:
 - Return receipt service, which provides a record of delivery (including the recipient's signature). You can request a hardcopy return receipt or an electronic version. For a hardcopy return receipt, complete PS Form 3811, *Domestic Return Receipt*; attach PS Form 3811 to your mailpiece;

for an electronic return receipt, see a retail associate for assistance. To receive a duplicate return receipt for no additional fee, present this USPS®-postmarked Certified Mail receipt to the retail associate.

- Restricted delivery service, which provides delivery to the addressee specified by name, or to the addressee's authorized agent.
- Adult signature service, which requires the signee to be at least 21 years of age (not available at retail).

Adult signature restricted delivery service, which requires the signee to be at least 21 years of age and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail).

- To ensure that your Certified Mail receipt is accepted as legal proof of mailing, it should bear a USPS postmark. If you would like a postmark on this Certified Mail receipt, please present your Certified Mail item at a Post Office™ for postmarking. If you don't need a postmark on this Certified Mail receipt, detach the barcoded portion of this label, affix it to the mailpiece, apply appropriate postage, and deposit the mailpiece.

IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

Certified Mail service provides the following benefits:

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PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

EXHIBIT " F "

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IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

EXHIBIT " E "

Certified Mail service provides the following benefits:

- A receipt (this portion of the Certified Mail label).
- A unique identifier for your mailpiece.
- Electronic verification of delivery or attempted delivery.
- A record of delivery (including the recipient's signature) that is retained by the Postal Service™ for a specified period.

Important Reminders:

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- Insurance coverage is not available for purchase with Certified Mail service. However, the purchase of Certified Mail service does not change the insurance coverage automatically included with certain Priority Mail items.

- For an additional fee, and with a proper endorsement on the mailpiece, you may request the following services:

- Return receipt service, which provides a record of delivery (including the recipient's signature). You can request a hardcopy return receipt or an electronic version. For a hardcopy return receipt, complete PS Form 3811, *Domestic Return Receipt*; attach PS Form 3811 to your mailpiece;

for an electronic return receipt, see a retail associate for assistance. To receive a duplicate return receipt for no additional fee, present this USPS®-postmarked Certified Mail receipt to the retail associate.

- Restricted delivery service, which provides delivery to the addressee specified by name, or to the addressee's authorized agent.

- Adult signature service, which requires the signee to be at least 21 years of age (not available at retail).

- Adult signature restricted delivery service, which requires the signee to be at least 21 years of age and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail).

- To ensure that your Certified Mail receipt is accepted as legal proof of mailing, it should bear a USPS postmark. If you would like a postmark on this Certified Mail receipt, please present your Certified Mail item at a Post Office™ for postmarking. If you don't need a postmark on this Certified Mail receipt, detach the barcoded portion of this label, affix it to the mailpiece, apply appropriate postage, and deposit the mailpiece.

IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

EXHIBIT " F "

East Oahu Child Welfare Services Unit 1 (29)
420 Waiakamilo Road, Suite 300B
Honolulu, Hawaii 96817-4941

CERTIFIED MAIL



7019 1120 0000 7049 7400

NEOPOST

FIRST-CLASS MAIL

09/09/2020

US POSTAGE

\$008.20



ZIP 96817
041M11285144

-R-T-S-

967952010-1N

09/15/20

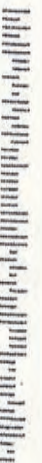
RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD
RETURN TO SENDER



VAC
9/11

EXHIBIT "G"

1st NOTICE
2nd NOTICE
RETURNED



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Signature X B. Received by (Printed Name) C. Date of Delivery	
1. Article Addressed to: Adam Sellers 41-490 Saddle City Road #801 Waimanalo, HI 96795		D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No	
2. Article Number (Transfer from service label) 7019 1120 0000 7049 7400		3. Service Type ☒ Adult Signature ☐ Adult Signature Restricted Delivery ☒ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery (\$500) ☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☒ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery	
PS Form 3811, July 2015 PSN 7530-02-000-9053		Domestic Return Receipt	

East Oahu Child W
 420 Waiakam
 Honolulu, HI

Unit 1 (29)
 Suite 300B
 7-4941

East Oahu Ci
 420 Waiakam
 Honolulu, HI
 Services Unit 1 (29)
 Suite 300B
 7-4941

East Oahu Waikane Services Unit 1 (29)
420 Kaimanili Road, Suite 300B
Honolulu, Hawaii 96817-4941

7017 0190 0000 4350 7406



DEFERRED MAIL

NEOPOST

FIRST-CLASS MAIL

09/09/2020

US POSTAGE

\$008.20



ZIP 96817
041M11285144

-R-T-S- 967952010-1N 09/15/20

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD
RETURN TO SENDER



VAC

9/11

EXHIBIT "H"

1st NOTICE
2nd NOTICE



East Oahu Child Welfare Services Unit 1 (29)
420 Waiakaa Drive, Suite 300B
Honolulu, Hawaii 96817-4941

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Signature ☐ Agent ☐ Addressee B. Received by (Printed Name) ☐ Date of Delivery D. Is delivery address different from item 12? ☐ Yes ☐ No If YES, enter delivery address below:	
1. Article Addressed to: Adam Selters 41-490 Saddle City Road #801 Waimanalo, HI 96795 9590 9402 5817 0034 0964 49		3. Service Type ☒ Adult Signature Restricted Delivery ☐ Adult Signature Restricted Delivery ☒ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery Restricted Delivery ☐ Collect on Delivery Restricted Delivery ☐ Registered Mail® ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery ☐ Priority Mail Express® ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Return Receipt for Merchandise ☐ Signature Confirmation™ ☐ Signature Confirmation Restricted Delivery	
2. Article Number (Transfer from service label) 7017 0190 0000 4350 7406		Domestic Return Receipt	

East Oahu Child Welfare Services Unit 1 (29)
420 Waiakaa Drive, Suite 300B
Honolulu, Hawaii 96817-4941

Electronically Filed
FIRST CIRCUIT
1AD211006010
29-JAN-2021
03:58 PM
Dkt. 8 ORD

STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

ORDER

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ORIGINAL

CLARE E. CONNORS 7936
Attorney General

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawai'i
Kapolei Building
1001 Kamokila Boulevard, Suite 211
Kapolei, Hawai'i 96707
Telephone: (808) 693-7081

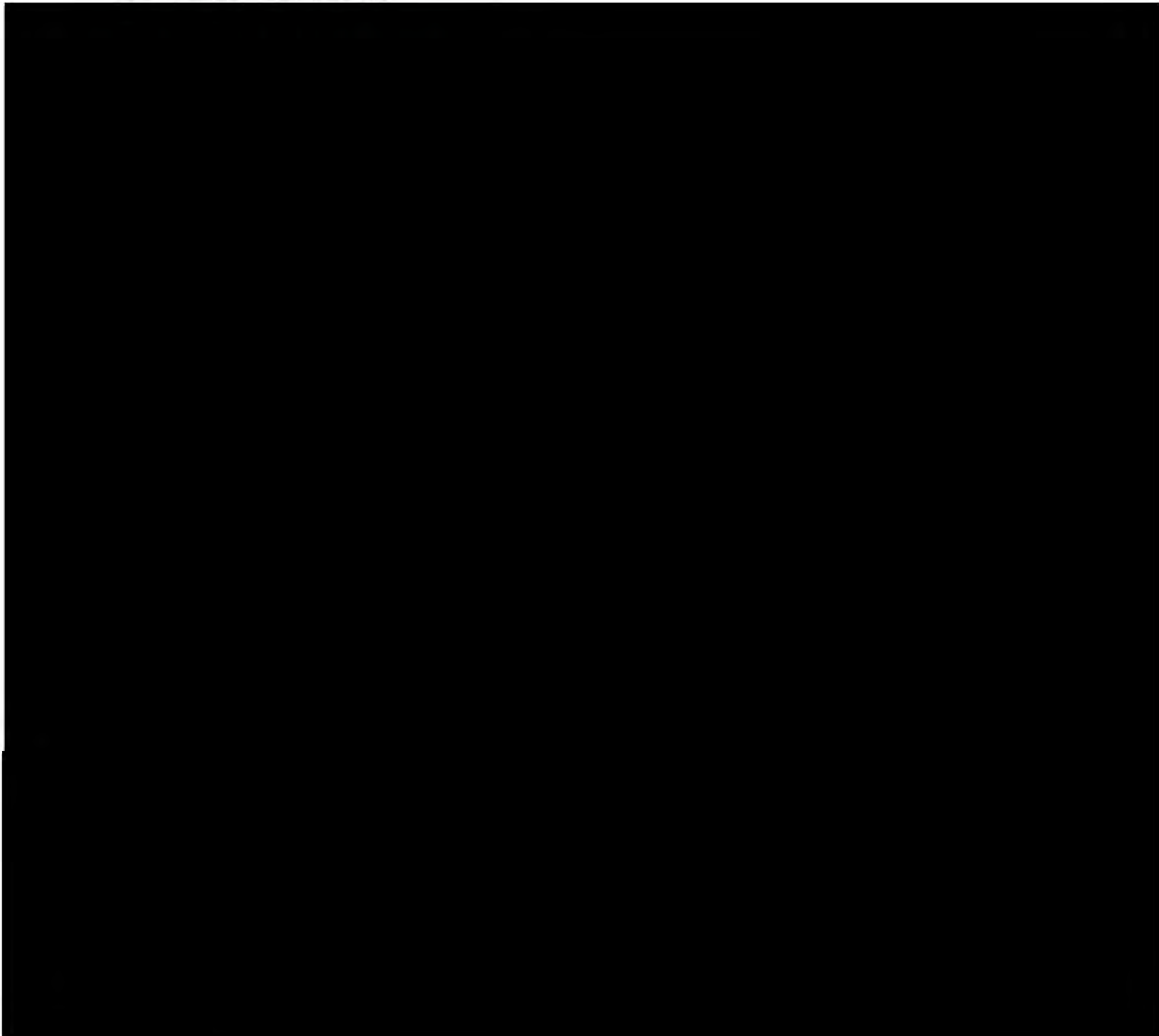
Attorneys for the Department
of Human Services

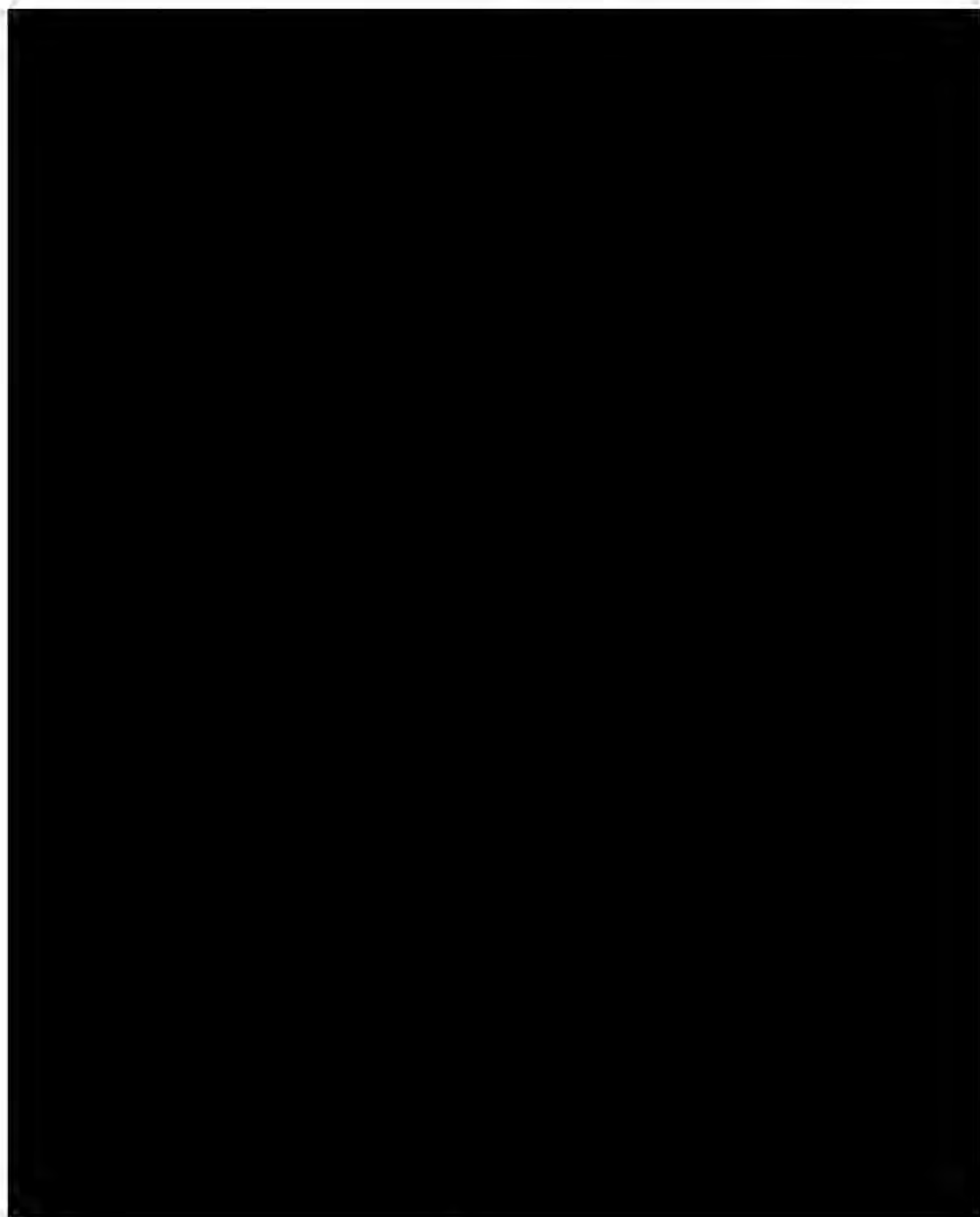
FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII

amd

2021 JAN 29 PM 3:58

M. Castillo
FILED M. CASTILLO
CLERK





Electronically Filed
FIRST CIRCUIT
1AD211006010
29-JAN-2021
03:57 PM
Dkt. 9 DOC

STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

ORDER

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ORIGINAL

CLARE E. CONNORS 7936
Attorney General

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawai'i
Kapolei Building
1001 Kamokila Boulevard, Suite 211
Kapolei, Hawai'i 96707
Telephone: (808) 693-7081

Attorneys for the Department
of Human Services

FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII

2021 JAN 29 PM 3:57
m. castillo

FILED M. CASTILLO
CLERK

IN THE FAMILY COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

In the Matter of the Adoption

of

A Female Child, born on
[REDACTED] 2014,
[REDACTED]

by

Isaac Kauluhaimalama Kalua III
and Lehua Ruby Marie Kapika
(Kanahele) Kalua,

Husband and Wife,

Petitioners.

FC-A No. 20-1-6010

ORDER REQUESTING THAT THE
DEPARTMENT OF HEALTH LIST THE
RACE OF THE CHILD BORN ON
[REDACTED] 2014 AS HAWAIIAN,
PUERTO RICAN, PORTUGUESE,
CAUCASIAN, ITALIAN, GERMAN
INDIAN NAVAJO ON THE NEW
CERTIFICATE OF LIVE BIRTH

ORDER REQUESTING THAT THE DEPARTMENT OF HEALTH
LIST THE RACE OF THE CHILD BORN ON [REDACTED] 2014 AS
HAWAIIAN, PUERTO RICAN, PORTUGUESE, CAUCASIAN, ITALIAN,
GERMAN, INDIAN NAVAJO ON THE NEW CERTIFICATE OF LIVE BIRTH

Based upon the oral Motion for Order requesting that the
Department of Health list the race of the child born on [REDACTED]
[REDACTED] 2014 as Hawaiian, Puerto Rican, Portuguese, Caucasian,

Italian, German, Indian Navajo on the new Certificate of Live Birth, which has been filed herewith, and good cause appearing therefor;

IT IS HEREBY requested that the Department of Health list the race of the child born on [REDACTED] 2014 as Hawaiian, Puerto Rican, Portuguese, Caucasian, Italian, German, Indian Navajo on the new Certificate of Live Birth.

DATED: Kapolei, Hawai'i, JAN 29 2021,



JUDGE OF THE ABOVE-ENTITLED COURT
JOHN C. BRYANT, JR.

Electronically Filed
FIRST CIRCUIT
1AD211006010
29-JAN-2021
03:57 PM
Dkt. 10 ORD

STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

ORDER

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ORIGINAL

CLARE E. CONNORS 7936
Attorney General

SIMEONA A. MARIANO 8093
Deputy Attorney General
Department of the Attorney
General, State of Hawai'i
Kapolei Building
1001 Kamokila Boulevard, Suite 211
Kapolei, Hawai'i 96707
Telephone: (808) 693-7081

Attorneys for the Department
of Human Services

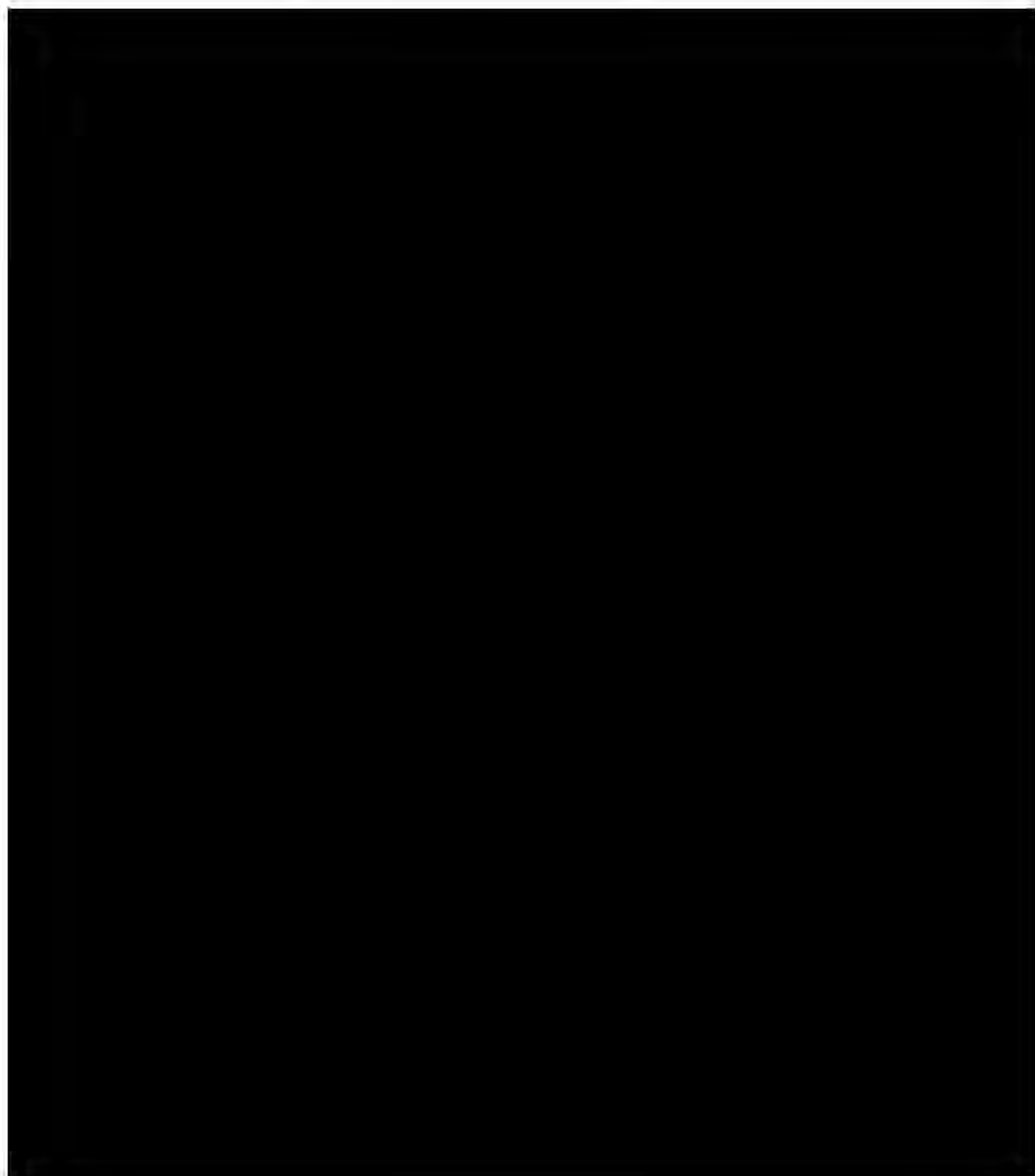
FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII

amd

2021 JAN 29 PM 3: 57

M. G.

FILED M. CASTILLO
CLERK



Electronically Filed
FIRST CIRCUIT
1AD211006010
11-FEB-2021
10:47 AM
Dkt. 11 FAD

STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

FINDINGS OF FACT

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ORIGINAL

STATE OF HAWAII FAMILY COURT FIRST CIRCUIT	FINDINGS AND DECISION OF THE COURT GRANTING PETITION FOR ADOPTION		CASE NUMBER FC-A No. 21-1-6010 PKN	
IN THE MATTER OF ADOPTION OF A Female Child, born on 2014, by Isaac Kauluhaimalama Kalua III and Lehua Ruby Marie Kapika (Kanahele) Kalua, Husband and Wife, Petitioners.		ATTORNEY FOR PETITIONER(S) SIMEONA A. MARIANO 8093 Deputy Attorney General HEARING DATE January 26, 2021 DATE DECREE EFFECTIVE January 26, 2021 PRESIDING JUDGE Honorable John C. Bryant, Jr. 2021 FEB 11 AM 10:47 M. N. TANAKA CLERK FILED STATE OF HAWAII		
The petition for adoption was heard in this Court on the date indicated above. The attorney named above appeared as Counsel for the petitioners. ☒ The Director of Human Services has waived notice of the pendency of this action. After consideration of the petition and the evidence adduced, including any report filed by the Department of Human Services, THE COURT FINDS the following facts concerning the children, the children's parentage, and availability for Adoption by the petitioners:				
CHILD/REN'S LEGAL NAME	SEX F = Female M = Male	BIRTHDATE	PLACE OF BIRTH	BIRTH CERTIFICATE NUMBER
B) Ariel Pilialoha Sellers	F	14	Honolulu, HI	151 2014 - 015866
CHILD/REN'S NEW NAME				
B) Isabella Pilialoha Kalua 				

 COVID-19 SUBMISSION
 EMAIL
 PAPER FEB 11 2021

**FINDINGS AND DECISION OF THE COURT GRANTING
PETITION FOR ADOPTION (Continued)**

FC-A No. 21-1-6010

MOTHER'S INFORMATION

PRESENT NAME Melanie Kuuipo Joseph

NAME AT CHILD/REN'S BIRTH Melanie Kuuipo Joseph

MARITAL STATUS AT CHILD'S BIRTH ☒ SINGLE ☐ MARRIED ☐ DIVORCED ☐ WIDOWED ☐ SEPARATED

PRESENT PARENTAL STATUS: ☐ LEGAL ☒ NATURAL

FATHER'S INFORMATION

NAME Adam David Sellers

PRESENT PARENTAL STATUS: ☐ LEGAL ☐ NATURAL ☒ NATURAL AND LEGAL

NAME Adam David Sellers

PRESENT PARENTAL STATUS: ☐ LEGAL ☐ NATURAL ☒ NATURAL AND LEGAL

NAME - - -

PRESENT PARENTAL STATUS: ☐ LEGAL ☐ NATURAL ☒ NATURAL AND LEGAL

LEGAL GUARDIAN'S NAME

LEGAL CUSTODIAN'S NAME Department of Human Services

PLACEMENT OF CHILD/REN EFFECTED BY OTHER THAN OWN PARENT

NAME OF PLACING AGENT Department of Human Services

DATE OF PLACEMENT WITH PETITIONER February 8, 2019 for [REDACTED] Ariel [REDACTED]

PETITIONER

RELATIONSHIP TO CHILD/REN None

PRESENT MARITAL STATUS:

☐ MARRIED TO CHILD/REN'S PARENT
☒ MARRIED TO CO-PETITIONER
☐ SINGLE

CONSENT TO THIS ADOPTION WAS GIVEN BY THE FOLLOWING:

☐ MOTHER ☐ LEGAL GUARDIAN
☐ NATURAL AND LEGAL FATHER ☒ LEGAL CUSTODIAN
☐ LEGAL FATHER
☐ NATURAL FATHER
☐ ALLEGED NATURAL

PERSON NOT CONSENTING:

☐ MOTHER ☐ NATURAL AND LEGAL FATHER ☐ LEGAL FATHER
☐ NATURAL FATHER ☐ LEGAL GUARDIAN ☐ LEGAL CUSTODIAN

☒ CONSENT NOT REQUIRED ON FOLLOWING GROUND(S): Pursuant to HRS § 578-2(c)(1)(K),
parental rights have been judicially terminated under the provisions of
HRS § 587A-33 in FC-S No. 18-00280.

☒ CONSENT NOT FILED FOR THE FOLLOWING REASON:

☒ PARENTAL RIGHTS TERMINATED ☐ PARENT(S) DECEASED
☐ CONSENT NOT REQUIRED OF NATURAL FATHER WHO IS NOT A LEGAL, ADJUDICATED, PRESUMED OR CONCERNED FATHER, AND WHO HAS NOT DEMONSTRATED A REASONABLE DEGREE OF INTEREST, CONCERN OR RESPONSIBILITY AS TO THE CHILD'S WELFARE, AND NO NOTICE TO FATHER REQUIRED.

**FINDINGS AND DECISION OF THE COURT GRANTING
PETITION FOR ADOPTION (Continued)**

FC-A No. 21-1-6010

IT IS THE FURTHER FINDING OF THE COURT that:

The material allegations of the petition for adoption have been proven, and that all the necessary consents have been obtained and filed in this case.

All outstanding parental rights, inconsistent or incompatible with the adoptive parental rights shall be terminated.

The children are adoptable under the provisions of HRS § 578, and that all statutory requirements relating to adoption have been complied with.

The children are physically, mentally and otherwise suitable for adoption by the petitioners.

The Petitioners are fit and proper and financially and otherwise able to provide proper care for the children, and that the adoption will be for the children's best interests.

[REDACTED]
[REDACTED]
Child B's ethnicity is Hawaiian, Puerto Rican, Portuguese, Caucasian, Italian, German, Indian Navajo.
[REDACTED]

A decree of adoption terminating all outstanding parental rights inconsistent or incompatible with the adoptive parental rights acquired by said Petitioners through this adoption, and setting forth the name of the children to be fixed by such decree, shall be signed upon presentation and will take effect on the date indicated on page one.

The Clerk of the Court is authorized to certify and issue:

- 1 copy/copies of the decree to the attorney of record.
- 3 copy/copies of the decree to DHS and Petitioner.
- 1 additional copy/copies of these findings to the attorney.

DATE

FEB 11 2021

JUDGE



JOHN C. BRYANT, JR.

Electronically Filed
FIRST CIRCUIT
1AD211006010
11-FEB-2021
10:47 AM
Dkt. 12 AD

STATE OF HAWAII
IN THE FAMILY COURT OF THE FIRST CIRCUIT

DECREE/JUDGMENT

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

STATE OF HAWAII FAMILY COURT FIRST CIRCUIT		ADOPTION DECREE ☒ OTHER THAN STEPPARENT ☐ BY STEPPARENT		CASE NUMBER FC-A No. 21-1-6010	
In the Matter of the Adoption of A Female Child, born on 2014, by Isaac Kauluhamalama Kalua III and Lehua Ruby Marie Kapika (Kanahele) Kalua, Husband and Wife, Petitioners.		PETITIONERS' ATTORNEY (NAME, ADDRESS AND PHONE NUMBER) SIMEONA A. MARIANO 8093 Kapolei Bldg, 1001 Kamokila Blvd., Ste. 211 & 309 Kapolei, Hawai'i 96707; 693-7081			
		HEARING DATE January 26, 2021		DATE DECREE EFFECTIVE January 26, 2021	
		PRESIDING JUDGE HONORABLE JOHN C. BRYANT, JR.			
		CHILD'S NEW NAME; INCLUDE BIRTHDATES IF MORE THAN ONE CHILD Isabella Pilialoha Kalua (2014)			
This action was heard in this court on the date indicated above. Following the hearing and after full consideration of the evidence, the court found the material allegations of the petition to be true, the adoption to be for the best interests of the children, and the court to have jurisdiction in this matter. IT IS ORDERED, ADJUDGED AND DECREED THAT: As of the effective date of this decree, the children are decreed to be the petitioners' adopted children. As of the effective date of this decree, the adopted children and adopting parents shall sustain the legal relationship of children and parents and shall have all the rights and be subject to the duties of that relationship, as if the children were the natural children of the adopting parents. All rights and duties between the children and ☐ Any person other than the legal spouse of the petitioner, ☒ Any other person having a parental relationship to said children, shall be deemed to have ceased. ☐ (Check if by stepparent): The full reciprocal legal rights and duties, including the rights of inheritance existing between the children and the legal parents named above, who is now married to the co-petitioner, shall continue, subject only to the rights acquired by and the duties imposed upon the petitioner by this decree. The name of the children shall be fixed by this decree as indicated above. The effective date of this decree of adoption is indicated above. It is hereby requested that the new certificates of live birth issued list the racial ethnicity as follows: Hawaiian, Puerto Rican, Portuguese, Caucasian, Italian, German, Indian Navajo as to Isabella					
DATE FEB 11 2021		JUDGE JOHN C. BRYANT, JR.		COVID-19 SUBMISSION EMAIL FEB 11 2021	

Electronically Filed
FIRST CIRCUIT
1AD211006010
16-JUL-2024
04:37 PM
Dkt. 15 ORD

STATE OF HAWAII
IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

ORDER

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

Electronically Filed
Supreme Court
SCPW-24-0000464
16-JUL-2024
08:52 AM
Dkt. 5 ORD

SCPW-24-0000464

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

PUBLIC FIRST LAW CENTER, Petitioner,

vs.

THE HONORABLE MATTHEW J. VIOLA,
Senior Judge of the Family Court of the First Circuit,
State of Hawai‘i, Respondent Judge,

and

THE DEPARTMENT OF HUMAN SERVICES, STATE OF HAWAI‘I;
NICOLE CUMMINGS, in her capacity as guardian ad litem for
interested minor children and personal representative of the
estate of Isabella P. Kalua formerly known as Ariel Sellers;
LEHUA KALUA; ISAAC KALUA, III; STEPHEN LANE in his capacity as
court appointed special master; DEAN NAGAMINE, ESQ., in his
capacity as guardian ad litem for interested minor children;
ARLENE A. HARADA-BROWN in her capacity as guardian ad litem for
interested minor children; MELANIE JOSEPH also known as MELANIE
SELLERS; ADAM SELLERS; and,
COURT APPOINTED SPECIAL ADVOCATES PROGRAM,
Respondents.

ORIGINAL PROCEEDING
(CASE NOS. 1FFM-24-0000018, 1FFM-24-0000019,
FC-S 18-00280, FC-A 21-1-6010)

ORDER

(By: Recktenwald, C.J., McKenna, Eddins, Ginoza, and Devens, JJ.)

On July 8, 2024, Petitioner Public First Law Center filed a
petition for writ of prohibition and writ of mandamus with this

court that requests, with reference to Case No. 1FFM-24-0000018 and Case No. 1FFM-24-0000019, this court issue a writ of prohibition prohibiting the Respondent Judge from enforcing any order to maintain the entirety of Case No. FC-S 18-00280 (child protective act case) and Case No. FC-A No. 21-1-6010 (adoption case) under seal, and a writ of mandamus ordering the Respondent Judge to disclose redacted records for those cases, with appropriate redactions to protect the privacy of the siblings for the decedent child, Isabella P. Kalua formerly known as Ariel Sellers (petition).

The petition further requested the court take judicial notice of the records in Case No. FC-S 18-00280 and Case No. FC-A No. 21-1-6010.

It is ordered:

1. Petitioner shall file a supplemental brief on the issue stated in footnote 7 of the Petition. Petitioner shall file this supplemental brief by July 25, 2024. The supplemental brief shall not exceed 10 pages, exclusive of indexes and appendices (e.g., declarations or exhibits).

2. On or before September 3, 2024, Respondents shall file an answer to the petition and supplemental brief. Respondents' briefs shall not exceed 35 pages, exclusive of indexes and appendices. Respondent Judge may file an answer to the petition within the same time, or pursuant to Hawai'i Rules of Appellate

Procedure (HRAP) Rule 21(c), the Respondent Judge may elect not to appear.

3. Petitioner may file a reply brief that jointly addresses the Respondents' answers by September 17, 2024. This reply shall not exceed 15 pages, exclusive of indexes and appendices. Any party may file a motion to adjust the briefing schedule based on good cause.

4. The briefs may reference documents on file in 1FFM-24-0000018, 1FFM-24-0000019, FC-S 18-00280, or FC-A 21-1-6010 (subject cases) by citing the case number and docket number, and are not required to submit copies of the documents on file in the subject cases with this court.

5. The appellate clerk shall serve a copy of this order on the Petitioner, Respondent Judge, the Attorney General, and Respondents. A copy of this order shall be filed in 1FFM-24-0000018, 1FFM-24-0000019, FC-S 18-00280, and FC-A 21-1-6010.

6. Within twenty days from the date of this order, the clerk of the Family Court of the First Circuit shall transmit to the Clerk of the Supreme Court the record in the subject cases which records shall be designated in camera. For those documents in the record which are available in the Judiciary Information Management System (JIMS), the clerk of the Family Court of the First Circuit need not transmit the physical or imaged documents, but shall file in camera a notification with

the Clerk of the Supreme Court that the record, or a portion of the record, in the subject case is available on JIMS. If a complete record is not available on JIMS, the Clerk of the Family Court of the First Circuit shall assemble and transmit the documents that are not available on JIMS to the Clerk of the Supreme Court within twenty days from the date of this order in a manner that is consistent with the procedures set forth in HRAP 11(b); provided, any and all records transmitted shall be held and designated for in camera review by the court.

DATED: Honolulu, Hawai'i, July 16, 2024.

/s/ Mark E. Recktenwald

/s/ Sabrina S. McKenna

/s/ Todd W. Eddins

/s/ Lisa M. Ginoza

/s/ Vladimir P. Devens



NOTICE OF ELECTRONIC FILING

Electronically Filed
FIRST CIRCUIT
1AD211006010
16-JUL-2024
04:37 PM
Dkt. 16 NEF

An electronic filing was submitted in Case Number 1AD211006010. You may review the filing through the Judiciary Electronic Filing System. Please monitor your email for future notifications.

Case ID: 1AD211006010

Title: [REDACTED]

Filing Date / Time: TUESDAY, JULY 16, 2024 04:37:42 PM

Filing Parties: COURT FILED BY COURT

Case Type: Adoption

Lead Document(s): 15-Order [REDACTED]

Supporting Document(s):

Document Name: 15-COPY OF ORDER FILED 7/16/2024 (SCPW-24-0000464)

If the filing noted above includes a document, this Notice of Electronic Filing is service of the document under the Hawai'i Electronic Filing and Service Rules.

This notification is being electronically mailed to:

Simeona Lynn Liliuokalani Ah Mariano (*Simeona.A.Mariano@hawaii.gov*)

The following parties need to be conventionally served:

LEHUA RUBY MARIE K KALUA

ISAAC KAULUHAIMALAMA KALUA

ISABELLA PILIALOHA KALUA

[REDACTED]

Electronically Filed
FIRST CIRCUIT
1AD211006010
25-JUL-2024
10:15 AM
Dkt. 17 OT

STATE OF HAWAII
IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

BACK OF FILE - MISCELLANEOUS

(CASE TYPE/CASE NUMBER IDENTIFIED IN ELECTRONIC FILE MARK)

ADOPTION CALENDAR
FAMILY COURT OF THE FIRST CIRCUIT
KAPOLEI COURTROOM 2A

DATE: TUESDAY, JANUARY 26, 2021
JUDGE: HONORABLE JOHN C. BRYANT JR., JUDGE PRESIDING
CLERK: MERLYN CASTILLO
REPORTER:
BAILIFF/LAW CLERK: *Harrison Gomes*

-----PAGE 1

10:45 A.M.

1AD 21-1-006010

SIMEONA L. L. AHUNA MARIA
FOR SOH DEPT OF HUMAN SE

ISAAC KAULUHAIMALAMA KAL
LEHUA RUBY MARIE K KALUA
PRO SE

PETITION/ADOPTION
(SUBJECTS: [REDACTED])

FEMALE CHLD. BORN [REDACTED] 2014.
[REDACTED]

(RELATED CASE: FC-S 18-00280)

JUDGE: JOHN C. BRYANT, JR.
CLK: M. CASTILLO
COURTROOM/TIME: 2A 11:53 A.M.-12:05 P.M.
PRESENT: DAG ERIC ALABANZA (BY WEBEX)
DHS/SW MAILI TAELE (BY WEBEX)
CASA JESSIE ADDISON (BY WEBEX)
CASA JACQUELYNN LEVIEN (BY WEBEX)
PETNRS ISAAC AND LEHUA RUBY KALUA
SUBJECT CHILDREN (BY WEBEX)

COURT HEARD RELATED CASES TOGETHER FC-S 18-00280
AND FC-A 21-1-6010.

PARTIES DULY SWORN IN.

CRT TOOK JUDICIAL NOTICE OF THE RECORDS AND
FILES IN THE RELATED CASES, TO INCLUDE THE
EXHIBITS AND WAIVER OF NOTICE BY DHS FILED
1/12/2021.

SWORN TESTIMONY:

11:57-11:59 A.M.: PETNRS, ISAAC AND LEHUA KALUA.

11:59 A.M.-12:01 P.M.: DHS/SW MAILI TAELE.

BASED ON TESTIMONIES, STATE REQUESTED
PETN/ADOPTION BE GRANTED, INTERIM LETTERS OF
ADOPTION TO BE ISSUED, CHILDREN'S NAMES TO CHANGE

ADOPTION CALENDAR
FAMILY COURT OF THE FIRST CIRCUIT
KAPOLEI COURTROOM 2A

DATE: TUESDAY, JANUARY 26, 2021
JUDGE: HONORABLE JOHN C. BRYANT JR., JUDGE PRESIDING
CLERK: MERLYN CASTILLO
REPORTER:
BAILIFF/LAW CLERK:

-----PAGE 2

TO: [REDACTED] ISABELLA PILIALOHA
KALUA [REDACTED]

[REDACTED]
-CHILD BORN [REDACTED] 2014: HAWAIIAN, PUERTO RICAN,
PORTUGUESE, CAUCASIAN, ITALIAN, GERMAN AND
NAVAJO INDIAN.
[REDACTED]

CASA CONCURRED TO THE GRANTING OF THE ADOPTION.
COURT MADE THE FINDINGS AS FOLLOWS:
-- THE PARTIES ARE AWARE OF THE 2016 ACT 80
AMENDMENT TO HRS 578-15, SIGNED INTO LAW ON
6/21/2016. THIS NEW LAW DELETES PREVIOUS LANGUAGE
THAT PERMITTED THE ADOPTEE AT AGE 18 AND
ADOPTIVE AND NATURAL PARENTS TO REQUEST
CONFIDENTIALITY.
-- THE MATERIAL ALLEGATIONS OF THE PETN/ADOPTION
HAVE BEEN PROVEN, AND THAT ALL THE NECESSARY
CONSENTS HAVE BEEN OBTAINED AND FILED IN THIS
CASE.
-- THE CONSENTS OF THE CHILDREN'S PARENTS ARE NOT
REQUIRED OR MAY BE DISPENSED WITH PURSUANT TO
CONT'D MINUTES ON NEXT APPEARANCE SEQUENCE

ADOPTION CALENDAR
FAMILY COURT OF THE FIRST CIRCUIT
KAPOLEI COURTROOM 2A

DATE: TUESDAY, JANUARY 26, 2021
JUDGE: HONORABLE ANY, JUDGE PRESIDING
CLERK:
REPORTER:
BAILIFF/LAW CLERK:

-----PAGE 1

10:45 A.M.

1AD 21-1-006010

SIMEONA L. L. AHUNA MARIA
FOR SOH DEPT OF HUMAN SE

ISAAC KAULUHAIMALAMA KAL
LEHUA RUBY MARIE K KALUA
PRO SE

CONTINUED MINUTES

CONT'D MINUTES FROM PREVIOUS SEQUENCE

HRS 578-2(C)(1)(K).

-- THE CHILDREN ARE ADOPTABLE UNDER THE PROVISIONS
OF CHAPTER 578 OF THE HAWAII REVISES STATUTES AND
THAT ALL OF THE STATUTORY REQUIREMENTS HAVE BEEN
MET.

-- THE CHILDREN ARE PHYSICALLY, MENTALLY, AND
OTHERWISE SUITABLE FOR ADOPTION BY THE PETITIONERS
AND IT IS IN THE CHILDREN'S BEST INTEREST THAT THE
ADOPTION BE GRANTED.

-- THE PETITIONERS ARE FIT AND PROPER PERSONS
FINANCIALLY ABLE TO PROVIDE THE CHILDREN WITH A
PROPER HOME AND EDUCATION.

THE COURT THEREFORE GRANTS THE PETITION FOR
ADOPTION AND ALL EXISTING OUTSTANDING PARENTAL
RIGHTS INCONSISTENT WITH THE RIGHTS ACQUIRED BY
THE PETITIONERS HEREIN ARE HEREBY FOREVER
TERMINATED.

A DECREE OF ADOPTION SHALL TAKE EFFECT AS OF
TODAY, 1/26/2021. THE CHILDREN'S NAME SHALL BE
CHANGED TO:

ISABELLA PILIALOHA
KALUA.

THE CLERK OF THE COURT IS AUTHORIZED TO ISSUE:
1 COPY OF THE FINDINGS AND DECISION; AND
4 COPIES OF THE DECREE OF ADOPTION.

THE COURT FURTHER GRANTS THE OTHER ORDERS
REQUESTED BY THE STATE.

BASED ON THE GRANTING OF THE ADOPTION,

ADOPTION CALENDAR
FAMILY COURT OF THE FIRST CIRCUIT
KAPOLEI COURTROOM 2A

DATE: TUESDAY, JANUARY 26, 2021
JUDGE: HONORABLE ANY, JUDGE PRESIDING
CLERK:
REPORTER:
BAILIFF/LAW CLERK:

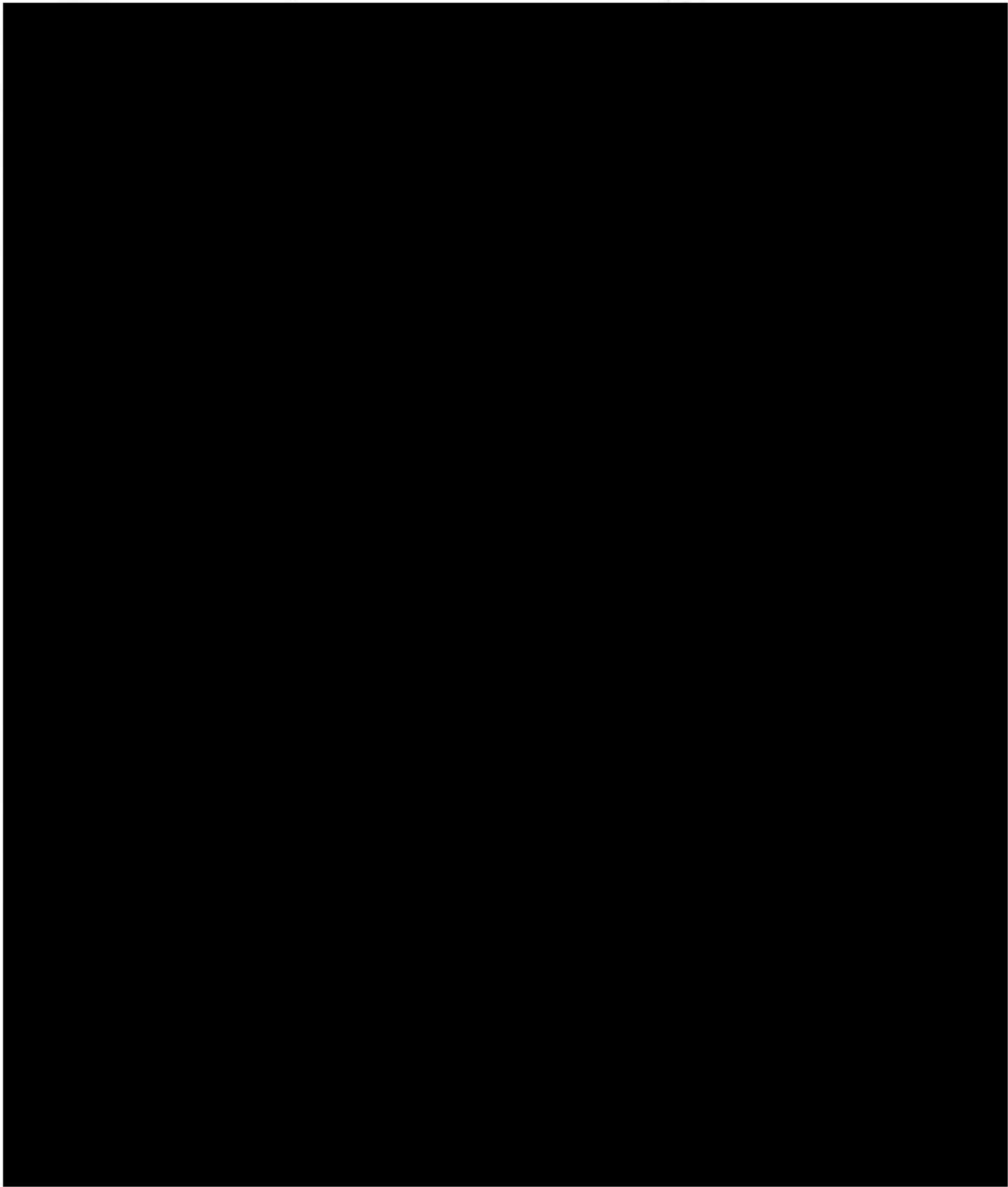
-----PAGE 2

PERMANENT CUSTODY IS REVOKED AND JURISDICTION
TERMINATED IN RELATED FC-S 18-00280.
FINDINGS/DECREE/ORDER ENTERED.
NOTE: NO MEDICAL INFORMATION FOR PARENTS RECEIVED
INTO THE FILE.

DATE: 02-09-2021 BY ORDER OF THE COURT: Mgt CLERK

15

C.





Family Court of the First Circuit – THE JUDICIARY • STATE OF HAWAII
RONALD T.Y. MOON KAPOLEI COURTHOUSE • 4675 KAPOLEI PARKWAY • KAPOLEI, HAWAII 96707-3272

CHRISTINE E. KURIYAMA
SENIOR JUDGE

RONALD G. JOHNSON
CIRCUIT COURT JUDGE

DISTRICT FAMILY JUDGES
REBECCA A. COPELAND
BRIAN A. COSTA
JESSI L.K. HALL
DYAN M. MEDEIROS
KEVIN T. MORIKONE
COURTNEY N. NASO
ELIZABETH PAK-HARRIS
ANDREW T. PARK
BODE A. UALE
BRYANT ZANE

January 26, 2021

TO WHOM IT MAY CONCERN:

RE: FC-A No. 20-1-6010

This is to certify that the adoption of a female child born on [REDACTED] 2014, was granted to Isaac Kauluhaimalama Kalua III and Lehua Ruby Marie Kapika (Kanahele) Kalua on January 26, 2021.

The decree of adoption will enter shortly, fixing the child's name as Isabella Pilialoha Kalua, and the effective date of the decree is January 26, 2021.

Very truly yours,

JOHN C. BRYANT, JR.

Family Court Judge



1/26
FC-A NO.
PETITIONER/S:

21-6010
Kalua

Date:

1/22/21

BACKGROUND CHECK

Name: Isaac Kauluhaimalama Kalua III DOB: [REDACTED] 69

CJIS: ☐ No Record ☐ Record ☒ See attached printout

JIMS: ☐ No Record ☐ Closed Traffic Only ☐ Record ☒ See attached printout

HJIS: 1AD 21-1-VU6010, 1DV00-1-3926, 1PC00-1-001315

Comments:

☐ See attached

Name: Lehua Ruby Marie Kapika Kalua DOB: [REDACTED] 77

CJIS: ☒ No Record ☐ Record ☐ See attached printout

JIMS: ☐ No Record ☐ Closed Traffic Only ☐ Record ☐ See attached printout

HJIS: 1AD 21-1-VU6010

Comments:

☐ See attached

Name: Lehua Ruby Marie Kapika Kanahale DOB: [REDACTED] 77

CJIS: ☐ No Record ☐ Record ☒ See attached printout

JIMS: ☐ No Record ☐ Closed Traffic Only ☐ Record ☐ See attached printout

HJIS: 1PC00-1-001328,

Comments:

☐ See attached

Name: _____ DOB: _____

CJIS: ☐ No Record ☐ Record ☐ See attached printout

JIMS: ☐ No Record ☐ Closed Traffic Only ☐ Record ☐ See attached printout

HJIS: _____

Comments:

☐ See attached

CJIS-Hawaii CRIMINAL JUSTICE INQUIRY- FULL RAP SHEET			
KALUA, ISAAC K III			
SID: A1042226	Soc Sec No: [REDACTED]	FBI No: 805317VB3	
CONFIDENTIAL INFORMATION FOR CRIMINAL JUSTICE AGENCIES ONLY			
	Address:		Sex: MALE
	54264 HONOMU STREET		Race: HAWAIIAN
	HAUULA, HI 96717		Date of Birth: [REDACTED] 1969
	(808)293-5129		Height: 5'6"
	As of Date: 03/05/2002		Weight: 210 lbs.
		Hair Color: BLACK	Eye Color: BROWN

Convicted Felon: 01/03/2001

US Citizen:		Place of Birth:	HAWAII
Offender Status:	PROBATION	Status Update Date:	07/28/2004
Multi-State Offender:	N	Custody Facility:	
Has Previous Federal Arrest(s):		Latest Arrest Agency:	HON SHERIFF
		Supervision Agency:	HONOLULU APD
DNA Sample:	NONE	DNA Sample Date:	
Fingerprint Class:	IW\ \ WW, / / / /		
Comment Date:			
Comments:			

CHARGE SUMMARY
[Top](#)

								Arrest/		Non	
								Add-On	Conv	Conv	Pend
Felonies:								4	4	0	0
Misdemeanors:								1	0	1	0
Total All Severities:								5	4	1	0

Arrest	Charge			Final/Last	Charge			Arrest		Non	
Add-On	Description	MD	SV	Charge	Description	MD	SV	Add-On	Conv	Conv	Pend
708-0820	CR PROP DMG 1		FB	707-0711	ASSAULT 2		FC	1	1	0	0
707-0711	ASSAULT 2		FC	707-0711	ASSAULT 2	AT	FC	1	1	0	0
707-0711	ASSAULT 2		FC					1	1	0	0
707-0716	TERROR THREAT 1		FC					1	1	0	0
710-1077	CRIM CONTMP CRT		MD					1	0	1	0

ADDITIONAL IDENTIFICATION INFORMATION
[Top](#)

Alias	Date of Birth	Soc Sec No
KALUA, ISAAC K KALUA, ISAAC KALUHAIMALAMA III SONNY	No Data Available	No Data Available
Scars/Marks/Tattoos: Type / Description	Miscellaneous No	
No Data Available	No Data Available	

PRIOR ADDRESS INFORMATION
[Top](#)

Address	Telephone	As of Date
54-264 HONOMU ST	2935129	06/04/2000

LIST OF ARRESTS

Top

Tracking No	Arrest Date	Arrest Agency	Arrest District	Drug	Alcohol	Juvenile
48654D0	03/05/2002	HON SHERIFF				
34078P1	06/04/2000	HONOLULU PD	4			
34079P0	06/04/2000	HONOLULU PD	4		Y	
34081P6	06/04/2000	HONOLULU PD	4			
34082P5	06/04/2000	HONOLULU PD	4			

LIST OF CHARGES

Top

#	Tracking No	Report No	Arrest Date	Final/Last Agency	Final/Last Charge	MD	SV	Dispo	Dispo Date
1	48654D0	SD02-20752	03/05/2002	HONOLULU DCT	CRIM CONTMP CRT		MD	DISMISSED	04/25/2002
2	34078P1	00-205013	06/04/2000	HONOLULU CCT	TERROR THREAT 1		FC	GUILTY	01/03/2001
3	34079P0	00-205005	06/04/2000	HONOLULU CCT	ASSAULT 2		FC	GUILTY	01/03/2001
4	34081P6	00-209940	06/04/2000	HONOLULU CCT	ASSAULT 2		FC	GUILTY	01/03/2001
5	34082P5	00-209941	06/04/2000	HONOLULU CCT	ASSAULT 2	AT	FC	GUILTY	01/03/2001

CUSTODY INFORMATION

Top

No Data Available

SUPERVISION INFORMATION

Top

Agency	Status	Supervision Officer	Start Date	End Date
HONOLULU APD	PROBATION	LINTHICUM,KERRY	01/03/2001	01/02/2006
HONOLULU APD	PROBATION	CARDENAS,RUBEN	01/03/2001	

SEX OFFENDER INFORMATION -Status:

Top

No Data Available

TRO/PO INFORMATION

Top

No Data Available

Because the criminal history records are continually updated, a new criminal history record check should be obtained for each subsequent use. Every effort is made to insure the accuracy of this information. Any disputes should be addressed separately with the Hawaii Criminal Justice Data Center.

User LUM, PATRICIA J.

CJIS-Hawaii 2020 v.3.04.10

Friday, January 22, 2021 12:33:51 PM

VIOLATOR HISTORY CASE SEARCH REPORT

Generated: 22-JAN-2021 12:45 PM

User: JICT_TLEE

Search Criteria: Party ID: @124646, Circuit Excluded, Complete Format, Sort Recent to Oldest

21 record(s) total

Selected Party: Name: Kalua 3rd, Isaac Kauhaimahana, Birth Date: 1969

Citation / Arrest No.	Violation Date	Case	Violation	Stopper	O/S Warrant	Case Status
IDT1-19-013769	21-MAR-2019	IDT1-19-013769	HRS 291C-102(a)(1) - NONCOMPLN W/SPEED LIM > MAX		No	Closed Case- Judgment Satisfied
IDT1-19-009798	11-FEB-2019	IDT1-19-009798	HRS 291C-49(1) - UNSAFE LANE CHANGE (SINGLE LN)		No	Closed Case- Judgment Satisfied
IDT1-13-090336	14-MAY-2013	IDT1-13-090336	HRS 291C-102(a)(1) - NONCOMPLN W/SPEED LIM > MAX		No	Closed Case- Judgment Satisfied
IDTP-08-030526	16-FEB-2008	IDTP-08-030526	ROH 15-14.1(a)(1) - PRK ON SDWLK		No	Closed Case- Judgment Satisfied
IDT1-06-144878	16-NOV-2006	IDT1-06-144878	HRS 291C-102+20 - NONCOMPLNCE-SPEED LIMIT		No	Closed Case- Judgment Satisfied
5628288MO	17-JAN-2004	5628288MO	*HRS 291C-102 - NONCOMPLNCE-SPEED LIMIT		No	Closed Case- Judgment Satisfied
5591735MO	21-OCT-2003	5591735MO	HRS 291C-38 - DISREGARD TRAF LANE MARKINGS		No	Closed Case- Judgment Satisfied
5493606MO	31-MAY-2003	5493606MO	HRS 291C-49 - DRIVG ON RDWY LANED FOR TRAF		No	Closed Case- Judgment Satisfied
2016553VO	09-FEB-2002	2016553VO	*HRS 291C-102 - NONCOMPLNCE-SPEED LIMIT		No	Closed Case- Judgment Satisfied
SD0220752	02-JAN-2001	SD0220752	HRS 710-1077 - CRIM CONTEMPT OF COURT		No	Closed Case- Judgment Satisfied
5106091MO	04-DEC-2000	5106091MO	HRS 291-11.6 - MANDATORY USE OF SEAT BELTS		No	Closed Case- Judgment Satisfied
5106092MO	04-DEC-2000	5106092MO	HRS 431:10C-104 - NO MOTOR VEH INSURANCE		No	Closed Case- Judgment Satisfied
5106093MO	04-DEC-2000	5106093MO	HRS 291-11.5(a) - UNDER 4 YEARS OLD - CAR SEAT		No	Closed Case- Judgment Satisfied
4883092MO	11-APR-2000	4883092MO	HRS 249-2 - DELINQUENT VEHICLE TAX		No	Closed Case- Judgment Satisfied
4883093MO	11-APR-2000	4883093MO	HRS 286-25 - NO CURRENT SAFETY CHECK		No	Closed Case- Judgment Satisfied
4883094MO	11-APR-2000	4883094MO	HRS 431:10C-104 - NO MOTOR VEH INSURANCE		No	Closed Case- Judgment Satisfied
4883095MO	11-APR-2000	4883095MO	*HRS 249-11 - FRAUD USE VEH PLATES,EMBL,DECL		No	Closed Case- Judgment Satisfied

Citation / Arrest No.	Violation Date	Case	Violation	Stopper	O/S Warrant	Case Status
0413040P1	14-MAR-2000	0413040P1	HRS 286-25 - NO CURRENT SAFETY CHECK		No	Closed Case- Judgment Satisfied
4808017MO	14-OCT-1999	4808017MO	HRS 286-25 - NO CURRENT SAFETY CHECK		No	Closed Case- Judgment Satisfied
4808018MO	14-OCT-1999	4808018MO	HRS 431:10C-104 - NO MOTOR VEH INSURANCE		No	Closed Case- Judgment Satisfied
4824208MO	17-SEP-1999	4824208MO	HRS 431:10C-104 - NO MOTOR VEH INSURANCE		No	Closed Case- Judgment Satisfied

VIOLATOR HISTORY CASE SEARCH REPORT

Generated: 22-JAN-2021 12:48 PM

User: JICT_TLEE

Search Criteria: Party ID: @1721952, Circuit Excluded, Complete Format, Sort Recent to Oldest

1 record(s) total

Selected Party: Name: Kanahele, Lehua, Birth Date: 1977

Citation / Arrest No.	Violation Date	Case	Violation	Stopper	O/S Warrant	Case Status
4643553MO	03-MAR-1999	1P4990000216	ROH 10-1.2(a)(13) - CAMP IN PUB PRK		No	Closed Case- Judgment Satisfied

VIOLATOR HISTORY CASE SEARCH REPORT

Generated: 22-JAN-2021 12:48 PM

User: JICT_TLEE

Search Criteria: Party ID: @491231, Circuit Excluded, Complete Format, Sort Recent to Oldest

5 record(s) total

Selected Party: Name: Kanabele, Lehua M , Birth Date: 1977

Citation / Arrest No.	Violation Date	Case	Violation	Stopper	O/S Warrant	Case Status
IDT1-20-065417	20-APR-2020	IDT1-20-065417	HRS 291C-102(a)(1) - NONCMPLN W/SPEED LIM > MAX		No	Closed Case- Judgment Satisfied
IDT1-11-117723	23-SEP-2011	IDT1-11-117723	HRS 291C-102(a)(1) - NONCMPLN W/SPEED LIM > MAX		No	Closed Case- Judgment Satisfied
5106094MO	04-DEC-2000	5106094MO	HRS 291-11.6 - MANDATORY USE OF SEAT BELTS		No	Closed Case- Judgment Satisfied
099076756	12-NOV-1998	099076756	HRS 710-1077 - CRIM CONTEMPT OF COURT		No	Closed Case- Judgment Satisfied
4641747MO	21-SEP-1998	4641747MO	HRS 286-102 - DRIVG W/O VALID DRIVER LICENSE		No	Closed Case- Judgment Satisfied

NOTICE OF ELECTRONIC FILING

Electronically Filed
FIRST CIRCUIT
1AD211006010
25-JUL-2024
10:15 AM
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An electronic filing was submitted in Case Number 1AD211006010. You may review the filing through the Judiciary Electronic Filing System. Please monitor your email for future notifications.

Case ID: 1AD211006010

Title:

Filing Date / Time: THURSDAY, JULY 25, 2024 10:15:38 AM

Filing Parties: COURT FILED BY COURT

Case Type: Adoption

Lead Document(s): 17-Other

Supporting Document(s):

Document Name: 17-BACK OF FILE-MISCELLANEOUS

If the filing noted above includes a document, this Notice of Electronic Filing is service of the document under the Hawai'i Electronic Filing and Service Rules.

This notification is being electronically mailed to:

Simeona Lynn Liliuokalani Ah Mariano (*Simeona.A.Mariano@hawaii.gov*)

The following parties need to be conventionally served:

LEHUA RUBY MARIE K KALUA

ISAAC KAULUHAIMALAMA KALUA

ISABELLA PILIALOHA KALUA
