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No. SCPW-24-0000464

IN THE SUPREME COURT OF THE STATE OF HAWAII

PUBLIC FIRST LAW CENTER,
Petitioner,

vs.

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

and

THE DEPARTMENT OF HUMAN
SERVICES, STATE OF HAWAII; et
al.,
Respondents.

ORIGINAL PROCEEDINGS

1FFM-24-0000018

1FFM-24-0000019

PETITION FOR WRIT OF
PROHIBITION AND WRIT OF
MANDAMUS

FAMILY COURT OF THE FIRST
CIRCUIT, STATE OF HAWAII

The Honorable Matthew J. Viola, Family
Court of the First Circuit, State of
Hawaii

MOTION FOR LEAVE TO FILE RESPONSE TO OBJECTION [DKT. 65]
[PROPOSED] PETITIONER'S RESPONSE TO OBJECTION [DKT. 65]
CERTIFICATE OF SERVICE

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Pursuant to Hawai'i Rules of Appellate Procedure 27, Petitioner Public First Law Center respectfully moves this Court for leave to respond, in the form attached, to the objection of Guardian Ad Litem Arelene Harada-Brown, Dkt. 65. The response solely seeks to provide limited context regarding the documents referenced in the objection.

Dated: Honolulu, Hawai'i, October 31, 2025

Respectfully submitted,

/s/ Benjamin M. Creps

ROBERT BRIAN BLACK

BENJAMIN M. CREPS

Attorneys for Petitioner Public First Law Center

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[PROPOSED] PETITIONER'S RESPONSE TO OBJECTION [DKT. 65]

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Petitioner Public First Law Center (Public First) respectfully submits this response to the objection filed by Guardian Ad Litem Arlene Harada-Brown [Dkt. 65].

Based on the excerpts attached to the objection, Harada-Brown asks this Court to redact the criminal complaints and accompanying arrest warrants publicly filed against Respondents Lehua and Isaac Kalua in *State v. Lehua Kalua, et al.*, 1FFC-21-832 Dkt. 1, 2.¹ The criminal proceeding is a separate matter from the two proceedings at issue in this petition.

The news media contemporaneously reported on those publicly filed documents and posted them online. *E.g.*, Rosemarie Bernardo, *Isabella Kalua's sister reveals disturbing details of abuse in court records*, Honolulu Star-Advertiser (Nov. 13, 2021) (<https://www.staradvertiser.com/2021/11/13/hawaii-news/isabella-kaluas-sister-reveals-disturbing-details-of-abuse-in-court-records/>).

Dated: Honolulu, Hawai'i, _____, 2025

/s/
ROBERT BRIAN BLACK
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¹ Public First asks this Court to take judicial notice of the record in that case. HRE 201; *Uyeda v. Shermer*, 144 Hawai'i 163, 172, 439 P.3d 115, 124 (2019) ("The most frequent use of judicial notice of ascertainable facts is in noticing the contents of court records.")

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CERTIFICATE OF SERVICE

I, Benjamin M. Creps, certify that on the date set forth below, I served the foregoing motion on the following parties electronically, unless otherwise indicated:

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Dated: Honolulu, Hawai'i, October 31, 2025

/s/ Benjamin M. Creps
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