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Attorneys for Defendants
LENA KAKEHI, LITA JYRING,
and NATASHA COMBS

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

ARCHIE JOHN MCCOY, and “A.A.”,

Plaintiff,

vs.

LENA KAKEHI, Social Worker, LITA
JYRING, Social Worker, DHS
Supervisor, NATASHA COMBS,
PAMELA NAKANELUA, DHS
SUPERVISOR, DANA KANO, DHS
SECTION ADMINSTRATOR, EPIC
OHANA INC. and KATHY
SHIMABUKURO,

Defendants.

CIVIL NO. 21-00063 SASP-RT

EXHIBITS “N” AND “P” TO
DEFENDANTS LENA KAKEHI,
LITA JYRING, AND NATASHA
COMBS’ CONCISE STATEMENT
OF FACTS IN SUPPORT OF
MOTION FOR SUMMARY
JUDGMENT [Dkt. 194];
CERTIFICATE OF SERVICE

Judge: Hon. Shanlyn A.S. Park

Trial Date: January 9, 2026

EXHIBITS “N” AND “P” TO DEFENDANTS LENA KAKEHI, LITA
JYRING, AND NATASHA COMBS’ CONCISE STATEMENT OF FACTS
IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT [Dkt. 194]

Defendants Lena Kakehi, Lita Jyring, and Natasha Combs, by and through their attorneys, Anne E. Lopez, Attorney General of Hawaii, and Skyler G. Cruz and Elaine T. Chow, Deputy Attorneys General, hereby submit Exhibits “N” and “P” with redactions, pursuant to the Court’s Minute Order Granting in Part and Denying in Part Defendants’ Motion for Leave to File Exhibits “E,” “I,” “J,” “K,” “L,” “M,” “N,” and “P” Under Seal, filed September 29, 2025, filed October 15, 2025, at Dkt. 205.

DATED: Honolulu, Hawaii, January 8, 2026.

STATE OF HAWAII

ANNE E. LOPEZ
Attorney General of Hawaii

/s/ Elaine T. Chow
ELAINE T. CHOW
Deputy Attorney General

Attorneys for Defendants
LENA KAKEHI, LITA JYRING,
and NATASHA COMBS

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FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII
FILED
11:34 o'clock, A. M.
DEC 09 2016

D. Cambra
Clerk

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Interest of

A [redacted] A [redacted]
Born on [redacted]

FC-S No. 16-00249

ORDERS CONCERNING CHILD
PROTECTIVE ACT

EXHIBIT "A"

JUDGE: *Peter C.K. Fong*

DATE: December 9, 2016
9:30 a.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

The following parties were present:

<input checked="" type="checkbox"/>	Arseny Aliwis	mother
<input type="checkbox"/>	Unknown	father
<input type="checkbox"/>		
<input type="checkbox"/>		
<input checked="" type="checkbox"/>	Lita Jyring	DHS social worker

Also present were:

<input checked="" type="checkbox"/>	<i>Crystal Acano</i>	counsel for mother
<input type="checkbox"/>		counsel for father
<input type="checkbox"/>		
<input type="checkbox"/>		
<input checked="" type="checkbox"/>	<i>Wynne Williams</i>	guardian ad litem
<input checked="" type="checkbox"/>	<i>Kaiwi Ching</i>	deputy attorney general

EXHIBIT "N"

FC-S No. 16-00249

The following parties were not present at the hearing:

- [] _____ who was/were defaulted at the hearing on _____;
- [] _____ who was/were not served, however, a reasonable effort has been made to locate him/her/them and it would not be in the best interests of the child(ren) to postpone the proceedings until service can be completed;
- [] _____ who was/were excused;
- [] _____ for whom three calls were made with no response [] and were reserved.

Based upon the record and/or the evidence presented, the Court finds that:

- A Continuation in the family home would be contrary to the immediate welfare of the child(ren);
- B Under the circumstances that are presented by this case, reasonable efforts were made by the DHS prior to the placement of the child(ren) out of the family home to prevent or eliminate the need for removal of the child(ren) from the family home;
- C Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [X] reunification [] permanent out of home placement;
- D There is reasonable cause to believe that continued placement in emergency foster care is necessary to protect the child(ren) from imminent harm;

E
F
The child(ren)'s date of entry into foster care was 12/11/16 _____;

G
Based upon the report(s) submitted pursuant to HRS § 587A-7 and 587A-18 and the record herein, there is an adequate basis to sustain the petition in that the child(ren) is/are a child(ren) whose physical or psychological health or welfare has been harmed or is subject to threatened harm by the acts or omissions of the child(ren)'s family;

Each party present at the hearing understands that unless the family is willing and able to provide the child(ren) with a safe family home, even with the assistance of a service plan, within a reasonable period of time stated in the service plan, their parental and custodial duties and rights shall be subject to termination;

FC-S No. 16-00249

H Each term, condition, and consequence of the service plan dated 12/7/16 [] as modified, and attached as Exhibit "A" has been explained to and is understood by each party present at the hearing;

I Each party at the hearing knows that they have no right to take or entice the child(ren) from the lawful custody of the Department of Human Services ("DHS") or to remove the child(ren) from the State of Hawaii;

J Mother was/were served with a summons and certified copy of the petition in open court;

K Mother [] Father knowingly and voluntarily stipulated to jurisdiction and adjudication of the petition foster custody [] family supervision and the service plan dated 12/7/16;

[] Mother [] Father contested the petition and requested a trial;

[] The medical information forms and consent to release medical information were given to [] Mother [] Father [] on the record [] in the family court waiting room

L The Indian Child Welfare Act ("ICWA") does not apply to this case because no party to this case has indicated that the child/ren is/are an Indian child/ren and no information has been discovered that suggests that the child/ren is/are an Indian child/ren;

THEREFORE, IT IS HEREBY ORDERED THAT:

— The child(ren) shall remain in the temporary foster custody of the DHS pursuant to HRS § 587A-26(b), and all parties are ordered to appear at a [] continued temporary foster custody hearing [] pretrial on _____ at _____ .m., before the presiding judge.

— The child(ren) shall remain in the temporary foster custody of DHS pursuant to HRS § 587A-26(c)(2) and all parties are ordered to a [] return date hearing [] pretrial on _____ at _____ .m., before the presiding judge;

FC-S No. 16-00249

1

The above-named child(ren) and (Usher) come/s under the exclusive jurisdiction of the Family Court pursuant to HRS § 571 11(9) and HRS § 587A-5;

Pretrial statements, exhibit lists and witness lists are due by _____;

2

All parties are ordered to appear at a periodic review return hearing for father of: 3/31/17 at 9:30 a.m. before the presiding judge;

All parties are ordered to appear at a return hearing on _____ at _____ .m., before the presiding judge;

3

DHS is awarded foster custody over the child;

DHS is awarded family supervision over _____;

4

The service plan dated 12/7/16 as modified, is ordered by the Court and attached as Exhibit "A" and made a part of this order;

5

MOTHER may be permitted reasonable supervised or unsupervised visitation with the child(ren) at the discretion of the DHS and the guardian ad litem ("GAL");

6

MOTHER shall participate in an evaluation as arranged by the DHS with copies of the reports to be provided to the Court and all parties; provided that he/she/they shall pay the DHS the cancellation fee if he/she/they do/does not make every good faith effort to appear and complete the evaluation;

7

Any psychological or psychiatric evaluations prepared in connection with this matter, shall only be distributed to the DHS social worker, the Deputy Attorney General, the Guardian Ad Litem, and counsel for the parents. The evaluation or copy of the evaluation shall not be provided to the parents or any other party without prior authorization from the Court;

8

The DHS report and plan are due on 2/15/17 and the GAL report is due on 2/23/17;

The DHS is authorized to serve _____ by publication registered or certified mail;

All prior consistent orders shall remain in full force and effect until further order of the Court;

FC-S No. 16-00249

— The child(ren) shall not be removed from the island of Oahu without prior written approval of the DHS and GAL or Court order;

— _____ is/are defaulted for failure to appear and notice of future hearings is waived;

— The entry of default against _____ is set aside prospectively only, provided that, no prior orders are set aside;

— 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;

— Pursuant to HRS § 587A-28(e)(6), the natural parents of the child/ren are ordered to complete the medical information forms and consent to release medical information required under HRS § 578-14.5 and shall return the completed forms to the department of human services;

— Mother Father shall participate in an urinalysis test today before 4:00 p.m. at Hina Mauka

9 *Pls' oral request to modify the caption to reflect the caption as A [redacted] A [redacted] is hereby granted*

DATED: Kapolei, Hawaii, _____

DEC 09 2016

JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

Ca

PAH

COURT CLERK:

Nella

FAMILY SERVICE PLAN

DATE: December 7, 2016

FC-S No.: 16-00249

CHILD'S NAME:DOB:

Baby Boy [REDACTED]

This Family Service Plan is between **Arseny Aliwis (mother)**, and the Department of Human Services (**DHS**). The Family Service Plan is designed to help the family address and resolve the safety issues as identified by DHS.

I. CASE GOAL:Initial goal: Maintain a safe family home with DHS intervention.

Target date: 06/2017

Final goal: Maintain a safe family home without DHS intervention.

Target date: 12/2017

II. TASKS:

The following tasks are based on the safety issues, as outlined in the Safe Family Home Report dated 12/07/16.

A. Arseny Aliwis, Mother:**1. Parenting Education/ CCSS****a. Focus of task:**

- Understand personal/family dynamic that leads to appropriate parenting skills
- Resolve issues and provide a safe, nurturing home environment
- Willing and able to resolve safety issues

b. Name and address of provider

- Comprehensive Counseling & Support Services (CCSS)
Catholic Charities
1822 Keeaumoku St.
Honolulu HI 96822
Phone: 527-4673

c. Time Frame

- A referral will be made.

d. How progress will be measured

- Participation in ALL sessions
- Attendance at ALL scheduled meetings
- Completion of ALL assignments

Leah Kat "A"
Page 220 of 419

- Reports from providers
 - e. Expected changes
 - Ability to identify the needs of the children
 - Be able to handle the children in a positive manner
 - Demonstrate positive thinking
 - Demonstrate appropriate methods of non-corporal, non-abusive discipline.
- 2. Enhanced Healthy Start – PACT**
- a. Focus of task:
 - Meet with home visitors to address individual needs, set and support goals, and build a home environment around the infant that supports learning, safety, and developmental stimulation.
 - b. Name and address of provider:
Parents and Children Together
1485 Linapuni St #105
Honolulu, HI 96819
Phone: 841-2245
 - c. Time Frame
 - Until successfully completed
 - d. How progress will be measured
 - Participation in all scheduled meetings.
 - Reports from providers
 - e. Expected changes
 - Provide a nurturing and safe home to the children.
- 3. Psychological Evaluation and Recommended Treatment –**
- a. Focus of task
 - Identify areas of childhood and adult life that can be addressed in therapy.
 - Focus on recovery and address any previous history of childhood trauma, childhood trauma, failed relationships and inter-personal relationships and any adult trauma
 - b. Name and address of provider
 - Psychological Evaluation to be arranged by the DHS
 - Therapy to be completed with a recommended or approved psychologist by DHS.
 - c. Time frame
 - Upon contact from DHS, you will attend assessment
 - Evaluations are scheduled in advance so if you are unable to attend the appointment, it is your responsibility to reschedule.
 - If you fail to attend the evaluation, you are required to pay a fee for "no show" of \$220.00
 - d. How progress will be measured
 - Attend the scheduled appointment date and time.

- Follow all recommendations of psychological evaluation.
 - Be open and honest during evaluation.
- e. Expected Changes
- Be able to identify areas of concern, and seek professional help to address these issues.
 - Build on self-esteem and mental health well being to assist in decision making
4. **Domestic Violence Services –**
- a. Focus of task
- To develop ways to address parent anger without violence and learning the cycle of abuse
- b. Name and address of provider
- Domestic Violence Action Center (DVAC) or other approved DHS provider
- c. Time frame
- Services shall begin upon the first available opening and continue until notification is received by the DHS social worker that services have been successfully completed.
- d. How progress will be measured
- By keeping all scheduled appointments, classes, by cooperating with the service provider and by following the recommendations made
- e. Expected Changes
- Parent shall be able to identify her children's needs and how to meet the needs in a positive manner
5. **Cooperate with the DHS Social Worker by:**
- a. Keeping appointments with worker and providers
 - b. Attending other services as recommended
 - c. Informing of any changes in the home
 - d. Informing of any problems in following the service plan
6. **Work in partnership with DHS Social Worker to:**
- a. Ensure the child's **physical health needs** are met.
 - Participate in medical and dental appointments
 - b. Ensure the child's **educational/developmental needs** are met.
 - Participate in education or development appointments
 - c. Ensure the child's **mental health needs** are met.
 - Participate in therapy with child if requested
 - Participate in family therapy if recommended
 - Be involved in child's appointments

B. Unknown Father:

When identified and located, Father will be assessed and recommended to services.

1. **Cooperate with the DHS Social Worker by:**
 - a. Keeping appointments with worker and providers
 - b. Attending other services as recommended
 - c. Informing of any changes in the home
 - d. Informing of any problems in following the service plan.
2. **Work in partnership with DHS Social Worker to:**
 - a. Ensure the child's **physical health needs** are met.
 - Participate in medical and dental appointments
 - b. Ensure the child's **educational/developmental needs** are met.
 - Participate in education or development appointments
 - c. Ensure the child's **mental health needs** are met.
 - Participate in therapy with child if requested
 - Participate in family therapy if recommended
 - Be involved in child's appointments

III. DHS SOCIAL WORKER RESPONSIBILITIES:

1. The DHS social worker will:
 - a. Monitor the progress of the family in services by monthly home visits, telephone contact, etc.
 - b. Continue to evaluate the needs of the family.
 - c. Refer for any additional services in a timely manner.
 - d. Assess services that parents may wish to self-refer for appropriateness and whether it will meet the criteria of needed service.
 - e. Complete safety and risk assessments when needed.
 - f. Assess the safety of the home.

IV. TIME FRAME FOR THIS SERVICE PLAN:

This Family Service Plan shall remain in effect until further order of the court.

V. CONSEQUENCES:

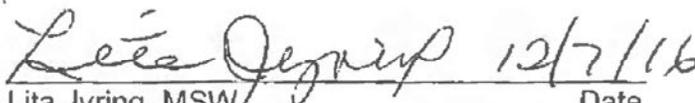
- A. If you successfully complete and utilize the services that are outlined in this service plan, you should then be able to demonstrate that **Baby Boy A [REDACTED]** is no longer at risk of abuse or neglect in the family home. Once you are able to demonstrate you can provide a safe family home for **Baby Boy A [REDACTED]** without further protective services, the department can then recommend that this case be closed.

B. YOUR PARENTAL AND CUSTODIAL DUTIES AND RIGHTS CONCERNING Baby Boy A [REDACTED] WHO ARE SUBJECT OF THIS FAMILY SERVICE PLAN MAY BE TERMINATED. PERMANENT CUSTODY WILL BE AWARDED TO THE DEPARTMENT OF HUMAN SERVICES OR APPROPRIATE AUTHORIZED AGENCY UNLESS YOU ARE WILLING AND ABLE TO PROVIDE Baby Boy [REDACTED] WITH A SAFE FAMILY HOME WITHIN THE REASONABLE PERIOD OF TIME SPECIFIED IN THIS FAMILY SERVICE PLAN.

VI. CONSENT AGREEMENT:

In compliance with the provisions of the Privacy Rule of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), 45 C.F.R. §164.512(e)(1)(i), parents and all providers of services, treatment, or care of the child and family, even if not specifically referred to in this service plan, shall provide information to the Department of Human Services ("DHS"), the Guardian Ad Litem ("GAL"), and each other to the extent needed to ensure the safety of the child, prevent further abuse or neglect, and to provide appropriate treatment to the child and family. The DHS and the GAL are authorized to share information to any of the service providers and to each other. The findings upon which this is based are as follows: 1) There is reasonable cause to believe the child has been abused or neglected; 2) Safety of the child must be ensured and treatment of the child and family must be provided; 3) Information must be shared among those providing services, treatment, and care to the child and family; and 4) The need to share information to provide safety to the child and treatment to the family takes priority over the right to privacy of the family members.

VI. SIGNATURES:



Lita Jyring, MSW
DHS Social Worker

12/7/16

Date



Natasha Combs
DHS Supervisor

12/7/16

Date

PART 2
FAMILY SERVICE PLAN

CHILD NAME:

DOB:

Baby Boy A [REDACTED]

[REDACTED]

I. VISITATION SCHEDULE:

- A. All visits between Baby Boy A [REDACTED] are to be supervised.
 - 1. Supervision will be done by DHS staff or DHS approved person
- B. Frequency/length/location of weekly visits.
 - 1. Parent shall have weekly visits with their children, three hours per week.
- C. Confirmation process.
 - 1. It will be the parent's responsibility to communicate with your social worker on any changes or concerns with visitation.
- D. Special criteria:
 - 1. Parents are responsible for being attentive to the children's needs during visits.
 - 2. Parents are to accept feedback from the visitation supervisor so as to enhance the contact, bonding and nurturing between the children and parents.

II. DHS SERVICES TO RESOURCE FAMILY AND CHILD(REN):

- A. Maintain monthly contact with the child and resource families by home visits, telephone calls, school visits, etc., and assess the child's and caretaker's needs and arrange for additional services as needed.
- B. Complete timely Safety In Placement Assessments.
- C. Provide timely referrals for needed services.
- D. Ensure that the child receives a timely comprehensive evaluation and referrals to services as recommended by the provider.
- E. Ensure that the child's medical, dental, educational and cultural needs are met.

Family Service Plan
RE: Al [REDACTED] Baby Boy
FC-S No. 16-00249
12/0716

- F. Provide foster board payments and other related reimbursement expenses with the prior approval of the DHS worker for as long as the child is eligible.
- G. Provide medical coverage for as long as the child is eligible.
- H. Assess the child for difficulty of care payments.

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2010 FEB 21 AM 8:26

RUSSELL A. SUZUKI 2084
Acting Attorney General

SCOTT D. BOONE | 10190
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
Kapolei Building
1001 Kamokila Blvd., Suite 211
Kapolei, Hawaii 96707
Telephone: 693-7081

J. SANTIAGO
CLERK

FEB 26 2018

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Interest of

A [redacted] A [redacted]

Born on [redacted]

FC-S No. 16-00249

MOTION TO TERMINATE PARENTAL
RIGHTS; DECLARATION OF LENA
KAKEHI; EXHIBIT "A"; NOTICE OF
MOTION

Date: February 27, 2018

Time: 9:30 a.m.

Judge: Presiding

MOTION TO TERMINATE PARENTAL RIGHTS

Comes now the Department of Human Services ("DHS"), by and through its attorneys, RUSSELL A. SUZUKI, Acting Attorney General, and SCOTT D. BOONE, Deputy Attorney General, State of Hawaii, and moves this Honorable Court for an order terminating parental and custodial duties and rights, awarding permanent custody to an appropriate authorized agency, establishing a permanent plan which plan will propose adoption or permanent custody for the child, revoking the existing service plan, and revoking the prior award of foster custody.

EXHIBIT "P"

This motion is made pursuant to HRS §§ 587A 4, 587A-32, and 587A-33, Rule 10, Hawaii Family Court Rules, the Declaration of LENA KAKEHI, and the DHS report dated February 13, 2018, (Exhibit "A") including the proposed permanent plan which are attached hereto and made a part hereof, and such further evidence as may be adduced at the hearing on this motion.

DATED: Kapolei, Hawaii, FEB 16 2018.

Respectfully submitted,

RUSSELL A. SUZUKI
Acting Attorney General



~~SCOTT D. BOONE~~
Deputy Attorney General

Attorney for the Department
of Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Interest of

A [REDACTED] A [REDACTED],

Born on [REDACTED].

FC S No. 16-00249

DECLARATION OF LENA KAKEHI

DECLARATION OF LENA KAKEHI

STATE OF HAWAII)
) SS.
CITY AND COUNTY OF HONOLULU)

LENA KAKEHI, hereby declares that:

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

2. That based upon the prior record in this case and the facts stated in the DHS report dated February 13, 2018, which was prepared pursuant to HRS § 587A-18 and which report is attached hereto as Exhibit "A" and made a part hereof, it is your declarant's opinion that there exists clear and convincing evidence in support of the criteria concerning the award of permanent custody and the establishment of a permanent plan regarding the above-named child, as set forth in HRS §§ 587A-33(a)(1), (2), and (3), and as follows:

a. That the child'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 child with a safe family home, even with the assistance of a service plan;

b. That it is not reasonably foreseeable that the child's legal mother, legal father, adjudicated, presumed, or concerned father as defined under HRS Chapter 578 will become willing and able to provide the child with a safe family home, even with the assistance of a service plan, within a reasonable period of time; and

c. The proposed permanent plan which is included in Exhibit "A" and which nominates the DHS as the proposed permanent custodian, is in the best interests of the child;

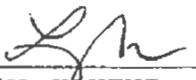
3. That the Director of DHS is the appropriate authorized agency to be awarded permanent custody of the child until the child is subsequently adopted or attains the age of majority; and

4. Thus, your declarant requests that the Court order an award of permanent custody to the DHS and establish the permanent plan concerning the child which is attached hereto as a part of Exhibit "A".

5. I hereby declare under penalty of law that the foregoing is true and correct.

Executed on: _____

FEB 16 2018



LENA KAKEHI
Social Worker

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 INTEREST OF:)
)
A [redacted] A [redacted])
Born on [redacted])
_____)

FC-S No: 16-00249

**SAFE FAMILY HOME REPORT
02/13/18**

- This is the initial Safe Family Home Report.
- This report is to be read in conjunction with all other reports submitted and dated, ().
- This is a full SFHR for TPR Motion and to be read in conjunction with all other reports submitted and dated, (12/07/16, 02/16/17, 08/07/17, 11/02/17, and 02/13/18).
- This is a supplemental report, to be read in conjunction with all other reports submitted and dated, ().

A. HARM (2):

- 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

On 12/02/16, DHS received a report of Physical Neglect, Threat of Abuse and Threat of Neglect of Baby Boy A [redacted] by mother, Arseny Aliwis. On [redacted], mother gave birth to her 4th child, Baby boy A [redacted] at Kapiolani Medical Center (KMC). On 12/02/16, prior to discharge, mother stated to KMC staff that she did not feel safe going home due to domestic violence by her current (unnamed) live-in boyfriend. Mother refused to go to a domestic abuse shelter. Instead, mother stated that she would prefer that her newborn be placed into foster care.

Mother was interviewed by Crisis Response Team (CRT) social worker, David Hoke, on 12/02/16. Also present was a KMC Behavioral Health Supporter. Mother stated English was her primary language and declined the need for an interpreter. Mother reported that she lives with her adult sister, her sister's two minor children, and

mother's boyfriend. Mother reported that she has three other children who reside in Chuuk with maternal grandmother. Mother denied taking any medications or having a history of drug or alcohol use. Mother reported domestic violence by boyfriend, John, but refused to go to a Domestic Violence (DV) shelter. Furthermore, she stated that he is not the father of her baby, and he did not know that mother was pregnant. Mother stated that baby's father is in Chuuk and that he wants child to go into foster care. Mother was asked if she had any relatives who would be willing to care for baby, and she stated that she asked her sister Refeen Aliwis, but that she would not. Mother was informed that once child is taken into custody, DHS will have to file a petition and be at a hearing within five business days. Mother was also informed that she will still be a party to the case and has to appear at the hearings until she is notified by the court that she no longer has to. She was told that she can change her mind and work towards reunification; however, child would not be returned to her the day that she decided that. Mother stated that she understood.

On 12/05/16, DHS social worker Lita Jyring made an unannounced visit to mother's address. Ms. Jyring was told by maternal aunt, Rhea, that mother did not live there and did not know where she was. Ms. Jyring asked Rhea if she could let mother know that the social worker was looking for her, in the event that mother came back, and provided her with this social worker's name and phone number. Within fifteen minutes from leaving the house, social worker received a phone call from mother. A meeting was scheduled for 12/06/16. Social worker informed mother of the court date scheduled on 12/09/16. Mother did not request a visit with her child; instead she asked social worker if the meeting would be "confidential".

On 12/02/16, A [REDACTED] A [REDACTED] was taken into police protective custody. DHS is confirming Threat of Abuse, and Threat of Neglect of A [REDACTED] A [REDACTED] by mother, Arseny Aliwis

Child Welfare Services History:

For mother: none

B. Family's Strengths:

- Mother has the support of maternal aunts whom have helped her to engage in services and communicate with DHS
- Mother was able to request help when child was born
- Mother has made some efforts to engage in services

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.

- g. Family violence occurs and a child could reasonably be inadvertently harmed even though the child may not be the actual target of the violence.

Mother reported her live in boyfriend is physically violent towards her. Mother refused to go to a DV shelter.

9. Parent/caregiver has not or is unable to meet the child's immediate needs for food, clothing, shelter, or medical care where the absence of these necessities is creating present or impending danger to the child.

- y. Other –

Per KMC social worker, mother will be transported to Queens Medical Center (QMC) or Castle Medical Center (CMC) for a mental health assessment, upon discharge from KMC.

11. Parent/caregiver has a severe or chronic mental or physical illness or disability and current protective factors are not in place to ensure child safety.

- f. Other –

Per KMC social worker, mother reported suicidal thoughts during her stay. KMC had her assessed by a behavioral health specialist who recommended the MH1 (mental health assessment)

13. Parent/caregiver describes or acts toward the child in predominantly negative terms or has extremely unrealistic expectations given the child's age or level of development and this presents present or impending danger.

- n. Child is openly unwanted.

Mother stated that she wants child to go into foster care.

D. `Ohana Conference:

Efforts to schedule an Ohana Conference for mother were ongoing; however, mother was only in contact with DHS for a short period of time, and her current whereabouts are unknown. An Ohana Conference was scheduled to occur on 02/07/18, but it is currently being rescheduled. The purpose of the Ohana Conference will be to discuss the transition of the child to a maternal relative, discuss case direction, discuss permanency, and review expectations of resource caregivers one the placement change has occurred.

E. Youth Circle:

N/A. Child is too young to participate in a Youth Circle.

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 (1)

A [REDACTED] A [REDACTED] is a [REDACTED] happy baby boy. He smiles frequently and cries very little. Child has a good appetite, but does not like to eat fruits. He also sleeps well throughout the night and interacts very well with others. Child has reportedly been learning baby sign language and is very active. He is up-to-date with his immunizations and is developmentally on target.

A. Child's Safety:

i. Age & Vulnerability

Child is [REDACTED] and depends solely on others for all of his basic needs. He is vulnerable and unable to protect himself.

ii. Relationship & Bonding with Family,

Child has only engaged in a few visits with mother as mother has frequently missed visits. During the visits; however, mother and child have been observed interacting well with each other, and mother has shown appropriate affection towards child.

iii. Fear of Being in the Family Home,

Unable to assess due to his age.

B. Child's Well-Being:

i. Health

Child's medical needs are being met by Dr. Daniel Buehler of Kahala Children's Medical Group. His last well-child visit occurred on [REDACTED] for his one year well-child check. He is currently up-to-date on all of his immunizations with no concerns reported. He is developmentally on target but is prone to upper respiratory infections and respiratory difficulties when he has these infections.

ii. Mental Health

Due to his young age, he does not have any mental health concerns.

iii. Education

Child is not of [REDACTED] yet.

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

Visits for mother and child did not begin occurring until 09/26/17, as mother's whereabouts were not known, and mother did not maintain communication with DHS. Mother attended visits on 09/26/17 and on 10/03/17 at the CWS office in Kalihi, for 1.5 hours each visit. Mother was informed at the visit on 09/26/17 that visits will occur weekly on Tuesdays, and that because she does not have a phone, the DHS aide will ensure that visits occur at the same date and time, and at the same place each week. Mother's visits on both days reportedly went well. She interacted positively with the child and expressed appropriate affection towards child. Mother, however, did not show up for visits that were scheduled to occur on 10/10/17, 10/17/17, and 10/24/17. DHS made ongoing efforts during this time to reach a maternal relative and mother regarding the missed visits. After re-establishing contact with mother, DHS arranged for visits to resume. Mother was scheduled to resume visits on 11/29/17; however, she did not show up for the visit. Mother attended a visit on 12/06/17, but did not show up for the next two visits scheduled for 12/13/17 and 12/20/17. Since then, mother has not been in communication with DHS or maternal aunt, and her whereabouts are unknown.

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. 12/09/16

2.2 On 12/02/16, DHS assumed placement responsibility of A [REDACTED] A [REDACTED] via **Police Protective Custody** because of Threat of Abuse and Threat of Neglect.

A [REDACTED] A [REDACTED] has been in out-of-home care for [REDACTED] of the last 22 months.

Child has been placed in the least restrictive and most homelike environment, in the closest proximity as possible to his educational setting, considering the family's situation and the placement options available to the department at the time of placement and current situation.

2.3 Placement history has been as follows:

12/02/16 – present: Baby boy A [REDACTED] were placed in a DHS general licensed resource home.

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

The home is a general licensed home and has been assessed as safe at this time for A [REDACTED] A [REDACTED]. Safety was assessed and based on DHS licensing standards and practices. The last assessment of safety was completed on 12/27/17.

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 | |
|-------------------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Was prevention of placement appropriate given the circumstances in this case? |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Was placement assessed as preventable? |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Would prevention of placement pose an unacceptable risk to the child? |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 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 | |
|-------------------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | The parents/legal guardian(s) were given time to make changes that would ensure the safety of the child in the home.
Mother asked that her child be placed in foster care. She was asked if she had any relatives who would be willing to care for child and she stated, "no." |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | The family was offered treatment and services to resolve the safety issues/factors in the home.
Mother reported domestic abuse by live-in boyfriend; however, she refused to go to a DV shelter. |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Extended family members were sought who could ensure the safety of the child in the home.
Mother stated that she asked maternal aunt and that she stated "she would not". |

RE: A [REDACTED] A [REDACTED]
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- The family was asked to agree to court jurisdiction and an immediate service plan.**
Mother was informed of her court date.
- The Non-perpetrating parents/legal guardian(s) and child were asked to leave the home to a safe environment.**
There are no non-perpetrators in this case.
- The perpetrator was asked to leave the home.**
Child was removed from her mother's care while at KMC.
- | | | |
|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Parents were offered and agreed to an in-home safety plan
Mother was not offered an in-home safety plan as it was not appropriate at the time. |
|--------------------------|-------------------------------------|--|

2.7 Child's Living Situation at time of Removal:

Child was at KMC with mother at the time of removal.

3. FAMILY: (4 – 10, 13)

3.1 Parent's background (history) (4)

Arseny Aliwis, Mother

DOB: [REDACTED]

Mother reported that she was born and raised in Chuuk. She graduated from high school in 2012 from a high school in Chuuk. She has three other children, who reside with maternal grandmother in Chuuk. She was living with her sister, sister's children, and her boyfriend for some time until she became pregnant. She reported that her boyfriend is not baby's father and that he did not know that she was pregnant. She reported domestic abuse by boyfriend, whom she knows for five months; but refused to go to a DV shelter. Mother denied taking any medications or having a history of drug or alcohol use. It was reported that mother continued to have contact with her boyfriend until recently, and that she has been "beach hopping."

On 09/06/17, CASA and this DHS social worker met with mother and a maternal relative. There was a discussion about engaging mother in services and applying for medical insurance. Mother was provided with written information about securing a case manager to assist her with applying for medical insurance and providing additional support in engaging in services. Mother was also given the names and addresses of all of the service providers and encouraged to call or visit the providers in-person. There were additional discussions between mother, DHS, and CASA regarding mother's service plan, participation in services, as well as the case direction on 09/11/17 and on 11/09/17.

Unknown Natural Father

DOB: unknown

DHS does not have any information about the father. Mother has informed the department that the father lives in Chuuk, and has declined to provide any additional information.

3.2 History of assaultive behaviors/domestic violence (6)

Mother reported that her boyfriend was physically violent towards her and that she was fearful of him at times; however, she refused to go to a DV shelter. It was also reported that mother continued to have contact with her boyfriend until recently.

3.3 History of substance abuse (7)

Mother denied any history of substance abuse.

3.4 Identified perpetrator (s)(8)

Mother is identified perpetrator.

3.5 Protective non perpetrator(s) (9)

n/a – there are no protective non-perpetrators.

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

Mother has the support system of maternal aunts. Mother initially stated that she could not identify any relatives for placement. After maternal relatives were identified by Ms. Jyring, a maternal relative initially declined placement of child in her home; however, she then changed her mind and stated that was open to the possibility. She then declined to provide all of the information necessary to become a possible placement for child. As a result, child has been residing in a general licensed resource home. Since that time, DHS and CASA made ongoing efforts to connect with the maternal relative regarding placement for child, but DHS experienced challenges in connecting with maternal aunt timely and consistently. As a result, DHS and CASA met with maternal relative on 09/01/17 to discuss possible placement of child with the maternal relative. A meeting with the same parties also occurred on 09/06/17 as the maternal relative had informed the department on 09/01/17 that she had heard from mother and would be able to arrange a meeting. During this meeting, there was further discussion about placement requirements, as well as a review of the Family Service Plan with mother. DHS and CASA also made attempts to begin visits and engage mother in services. After the court hearing held on 09/11/17, DHS, CASA, and mother's counsel spoke with the maternal relative and mother

via telephone in order to have a discussion regarding barriers to the placement change and mother's engagement in services. DHS and CASA provided maternal aunt with suggestions for different daycare providers and encouraged her to speak with PATCH and Child Care Connection for a list of other approved providers, as well as to inquire about reimbursements for daycare providers from them. After the maternal relative continued to experience difficulties in securing a daycare provider, another discussion with all parties involved occurred after the court hearing held on 11/09/17. Maternal relative expressed frustration regarding securing a day care provider, and was informed by this DHS social worker that the current RCG is willing to provide day care for child if he was moved to this maternal relative. This social worker requested that maternal relative connect with RCG in order to sort out details and reminded maternal aunt to complete and submit the child care connection paperwork for childcare reimbursement. Since then, the maternal relative and RCG have arranged visits between maternal relative and child in order to begin the process of transitioning child from current RCG to maternal relative. Child stayed with this maternal relative during the evening and overnight hours while RCG was off-island for a conference last month. An Ohana Conference is being scheduled to discuss the expectations of placement with the maternal relative and to ensure a smooth transition from current RCG to the maternal relative, as well as to determine a concrete plan for daycare once child is placed with maternal aunt.

Family Finding was also completed. The results were unremarkable, with no additional family members being identified as possible placement options.

3.7 Appropriate parenting skills (13)

Mother did not attend very many visits. Her non-attendance at visits resulted in the suspension of her regular visits. During the visits that mother did attend, however, mother was observed to be appropriate in her interactions with child. Mother initiated appropriate affection and interacted actively and continuously with child throughout the visit.

3.8 Psychological/developmental evaluation (5)

Mother experienced suicidal ideations while at KMC. She was evaluated by a Behavioral Health Specialist who recommended that she be seen at Castle Medical Center or Queens Medical Center for a mental health evaluation. DHS has not been able to confirm if mother followed through with the recommendation and has not been able to schedule a psychological evaluation for mother as she has not been in consistent communication with the department, and her whereabouts are currently unknown.

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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

Arseny Aliwis, mother, will be recommended to participate in the following services:

- Psychological Evaluation and Recommended Treatment - Mother was not referred for a psychological evaluation as DHS has not been able to establish regular, ongoing contact with mother, and her whereabouts unknown.
- Counseling, Parenting Education, and Outreach Services through Catholic Charities Hawaii (CCH) – Mother was referred to Catholic Charities Hawaii (CCH) Comprehensive Counseling and Support Services (CCSS) for counseling, outreach, and parenting education on 09/08/17 after DHS was able to re-establish communication with mother for a short period of time. A no contact letter was sent to mother on 09/25/17. The referral for mother was closed on 10/10/17 as mother did not contact the CCH therapist by the date noted on the letter. A re-referral was made on 11/20/17 but was again closed due to non-compliance on 01/12/18. A re-referral has not been made as mother's whereabouts are unknown, and mother has not been in communication with DHS.
- Domestic Violence Services through PACT Family Peace Center (FPC) – A referral was made on 09/08/17. Mother attended her initial assessment appointment on 10/11/17, but she did not begin participating in the groups. Mother's referral closed on 01/02/18 due to non-compliance by mother.

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

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12/02/16	A	A	[REDACTED]	KMC	D. Hoke	N/A
01/06/17	A	A	[REDACTED]	RCG home	L. Jyring	N/A
02/2017	A	A	[REDACTED]	N/A	L. Jyring	Staffing issues in unit
03/02/17	A	A	[REDACTED]	Family Court	L. Kakehi	N/A
04/30/17	A	A	[REDACTED]	RCG home	L. Kakehi	N/A
05/31/17	A	A	[REDACTED]	RCG home	L. Kakehi	Attempted unannounced visit - nobody home
06/28/17	A	A	[REDACTED]	McDonald's	L. Kakehi	N/A
07/26/17	A	A	[REDACTED]	McDonad's	L. Kakehi	N/A
08/24/17	A	A	[REDACTED]	McDonald's	L. Kakehi	N/A
09/26/17	A	A	[REDACTED]	CWS office	L. Kakehi	N/A
10/10/17	A	A	[REDACTED]	CWS office	L. Kakehi	N/A
11/13/17	A	A	[REDACTED]	CWS office	L. Kakehi	N/A
12/27/17	A	A	[REDACTED]	RCG Home	L. Kakehi	N/A
01/31/18	A	A	[REDACTED]	RCG Home	L. Kakehi	Attempted unannounced visit - nobody home

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

- Ongoing telephone and in-person contact with RCG.
- Ongoing attempts to re-connect with mother.
- Ongoing attempts to re-establish contact with maternal aunt for transition to relative placement.
- Family Finding.
- Ongoing in-person and telephone contact with GAL/CASA.
- Referrals and re-referrals for services.
 Bus pass provided to mother.
- Ongoing efforts to schedule an Ohana Conference.
- Efforts to assist mother in applying for medical insurance and secure a case manager through an appropriate agency.
- Efforts to review the Family Service Plan with mother and engage mother in services on 09/06/17, 09/11/17 and on 11/09/17.

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 within the last twelve months:

DHS has made referrals for mother to participate in counseling, outreach services, and parenting education through CCH CCSS. The department also recommended that mother participate in domestic violence classes and in a psychological evaluation; however, a referral for the evaluation has not yet been made as mother's whereabouts are unknown and mother has not maintained regular contact with DHS.

A referral to EPIC for family finding was also made and the results were unremarkable. DHS has also made ongoing attempts to schedule an Ohana Conference and has been making ongoing attempts to license a maternal relative for placement and transition the child to a maternal relative. The department has also asked maternal relatives about mother's whereabouts in an effort to re-engage mother in services and to resume visits but to no avail. DHS also provided mother with a bus pass to help with transportation to her services.

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

Mother has not maintained contact with DHS and her whereabouts are currently unknown. Mother has also not completed any services to resolve safety issues and has still reportedly not been able to secure stable housing. She has also not addressed issues related to domestic violence and only attended her initial assessment.

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.

To date, mother has made little progress. Mother was referred to CCH CCSS for counseling, outreach, and parenting education on 09/08/17 after DHS was able to re-establish communication with mother through a maternal relative for a short period of time. A no contact letter was sent to mother on 09/25/17. The referral for mother was closed on 10/10/17 as mother did not contact the CCH therapist by the date noted on the letter. A re-referral was made on 11/20/17 but was again closed due to non-compliance on 01/12/18. Mother was also referred to PACT FPC on

09/08/17. Mother attended her initial assessment appointment on 10/11/17, but she did not begin participating in the groups. Mother's referral closed on 01/02/18 due to non-compliance by mother. Mother has not been referred to Family Programs Hawaii for a psychological evaluation as DHS has not been able to establish regular, ongoing contact with mother, and her whereabouts unknown.

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 A [REDACTED] A [REDACTED]

At the writing of this report, no progress has been made to resolve the safety issues. Mother has not completed any services or addressed issues related to domestic violence, and has reportedly not yet secured stable housing. She has also not maintained contact or been responsive to the department's efforts to establish regular, ongoing communication, even with the help of maternal relatives. Mother's whereabouts are currently unknown.

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

DHS is pursuing Termination of Parental Rights.

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

- Termination of parental rights is expected by 02/2018.
- #1 Placed for adoption by 08/2018
- ❖ 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 A [REDACTED] is not being returned home, indicate all in-state and out-of-state placement options reviewed and considered.

Child is currently residing in a general licensed resource home. Ongoing efforts have been made throughout the case by DHS and CASA to identify and place child with a maternal relative. Current RCG has arranged visits between maternal relative and child in the last few months in order to begin the process of transitioning child from current RCG to maternal relative. Child stayed with this maternal relative during the evening and overnight hours while RCG was off-island for a conference last month. An Ohana Conference is being scheduled to discuss the expectations of placement with the maternal relative and to ensure a smooth transition from current RCG to the maternal relative, as well as to determine a concrete plan for daycare once child is placed with maternal relative.

Family Finding was also completed. The results were unremarkable, with no additional family members being identified as possible placement options.

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

N/A – A [REDACTED] is residing on Oahu.

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

Due to child's age, [REDACTED] he is not able to participate in his permanent plan.

10. If A [REDACTED] is at least sixteen years old, what services are needed to help assist them transition from foster care into independent living.

N/A – A [REDACTED] is only [REDACTED]

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

It has been approximately [REDACTED] since child's date of entry into foster care, and mother has not completed any services to resolve safety issues. As such, DHS will be pursuing 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)

Mother initially verbalized that she would like for child be placed in foster care and stated that she was not able to care for child. She then stated that she was willing to participate in services to resolve safety issues and provide a safe and stable home for child. Since then, after nearly 14 months, mother only partially engaged in services and has not completed any services to resolve safety issues. Mother has not addressed the safety issues with regards to domestic violence from her most recent relationship, nor has she been able to secure stable housing. Mother has also failed to maintain consistent, ongoing communication with DHS, and her whereabouts are currently unknown.

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 Termination of Parental Rights for mother, Arseny Aliwis, and an award of permanent custody of A [REDACTED] A [REDACTED] to the department. Due to child's young age, he is vulnerable to harm and neglect as he is unable to protect himself and is unable to communicate. He is completely reliant on his caregivers for all his needs. Child requires appropriate, ongoing parental attention in order to meet all of his basic needs.

DHS made ongoing efforts to establish ongoing visits for mother and enlisted the help of a maternal relative to establish and continue the visits. While mother was able to be appropriate during her visits, she only attended three visits.

At this time, DHS also continues to have ongoing concerns about mother's limited progress in services, her ability to provide a stable and safe home for A [REDACTED] and issues related to domestic violence that have not been addressed. Mother does not have stable housing and has not completed services to help gain skills to provide a safe home for child. Mother has yet to complete her psychological evaluation, which is also concerning. She has also not successfully completed services to resolve the safety issues and has not been able to demonstrate that

she is able to provide a safe family home for A [REDACTED]. Furthermore, mother has not maintained ongoing contact with the department, even with the additional assistance of maternal relatives. Her current whereabouts are unknown.

For the above stated reasons, DHS is convinced that even with the assistance of a family service plan, mother is unable to provide a safe and nurturing home environment for A [REDACTED] in a reasonable amount of time. Child has been in foster care for approximately [REDACTED]. Mother has been afforded more than a reasonable amount of time to acquire necessary skills and demonstrate the ability to provide a safe family home and to address the safety issues that necessitated child welfare intervention. Mother was advised that Termination of Parental Rights would be impending if she was not compliant with services and if she is unable to demonstrate the skills learned in the services provided.

At A [REDACTED]'s age, he requires a nurturing permanent home to enhance his development and sense of security. He is unable to wait any longer for mother to commit to services and to make progress in those services, as well to understand his needs and to be able to provide a safe family home. DHS is convinced that the goal of adoption of Alan is in his best interest. Child has been residing with the current resource caregivers for the [REDACTED]. They have continued to provide the nurturing home that he needs. DHS is currently in the process of transitioning A [REDACTED] to a maternal relative who has been having regular visits with child over the past few months in order to maintain the family connection and provide a safe, nurturing, permanent home that he needs.

The CASA/Guardian Ad Litem was consulted and is in agreement with DHS' direction and decision to Terminate Parental Rights, and to move forward with permanency for child.

At this time, Ms. Aliwis is not presently willing and able to provide a safe family home, even with the assistance of a service plan, nor will Ms. Aliwis become willing and able to provide a safe family home, even with the assistance of a service plan, within a reasonable time frame. As such, the department continues to have concerns that the issues that preceded and necessitated DHS' involvement still remain.

RE: A [REDACTED] At [REDACTED]
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 02/13/18

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 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.
	Family supervision of the child/ren be awarded. The home is safe with a service plan.
	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.
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 <u>02/14/18</u> 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.

RE: A [REDACTED] A [REDACTED]
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7.1 Other recommendations:

	Foster Custody of be continued to DHS until Permanent Custody is ordered.
X	Family Service Plan dated <u>08/08/17</u> be ordered/continued until the Permanent Plan <u>02/14/18</u> is ordered.
	The attached Family Service Plan dated _____ 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:

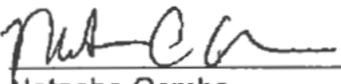
Respectfully submitted by:



 Lena Kakehi
 DHS Social Worker

2/13/18

 Date



 Natasha Combs
 DHS Supervisor

2/13/18

 Date

**Confidential Report of the
Department of Human Services**

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

IN THE INTEREST OF:)

A [redacted] A [redacted]
Born on [redacted]

FC-S No: 16-00249

**PERMANENT PLAN
02/14/18**

This is an initial report to be read in conjunction with any other reports submitted and SFHR Dated: 12/07/16, 02/16/17, 08/07/17, 11/02/17, and 02/13/18.

Date of last hearing 11/09/17 Type of Hearing periodic review

On 12/02/16, DHS assumed placement responsibility of A [redacted] A [redacted] via Police Protective Custody because of Threat of Abuse and Threat of Neglect.

Child's Date of Entry into Foster Care 12/09/16

Date of last face-to-face contact by the assigned worker with A [redacted] A [redacted] was on 12/27/17 and his resource caregiver on 12/27/17.

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

- X Termination of parental rights is expected by 02/2018
- X Placed for adoption by 08/2018. He has been with his current resource caregivers since 12/02/16, but will be transitioning to a maternal relative later this month. The maternal relative has been visiting with child and has expressed her desire to permanently care for A [redacted].
- Referred for legal guardianship by N/A.
- N/A Placed permanently with a fit and willing relative by:
- N/A 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 N/A.

CHILDREN:

Children's current situation

A ■ A ■ is a ■ happy baby boy. He smiles frequently and cries very little. Child has a good appetite, but does not like to eat fruits. He also sleeps well throughout the night and interacts very well with others. Child has reportedly been learning baby sign language and is very active. He is up-to-date with his immunizations and is developmentally on target.

◇ **GOAL: HEALTH:**

- **Objective:** Maintain optimum physical functioning and ensure all of A ■'s health needs are met.
- **Service:** Provide needed medical care with Dr. Daniel Buehler and ensure that A ■ is current with his immunizations per medical guidelines.
- **Target date of completion:** Ongoing, as needed.

A ■'s medical needs are being met by Dr. Daniel Buehler of Kahala Children's Medical Group. His last well-child visit occurred on 12/16/17 for his one year well-child check. He is currently up-to-date on all of his immunizations with no concerns reported. He is developmentally on target but is prone to upper respiratory infections and respiratory difficulties when he has these infections.

◇ **GOAL: COUNSELING/BEHAVIORAL HEALTH:**

- **Objective:** Maintain mental health of A ■
- **Service:** Provide needed mental health care for A ■, including formal intervention if needed
- **Target date of completion:** Ongoing, as needed.

A ■ is ■. DHS and/or resource caregiver will assess the child for the need for therapeutic services when he reaches an appropriate age.

◇ **GOAL: EDUCATION:**

- **Objective:** maintain optimum learning opportunities
- **Service:** attend all meetings as needed for A ■
- **Target date of completion:** ongoing

Due to his age, A ■ is not receiving educational services. His educational needs will be assessed when he reaches the appropriate age.

◇ **GOAL: PREPARATION FOR INDEPENDENT LIVING**

- **Objective:** To help A ■ identify his goals to live independently and assist him in developing a plan to meet his goals.
- **Service:** Due to A ■'s young age, his current resource caregiver can explore service options in her community when age appropriate.
- **Target date of completion:** Ongoing as needed

A ■ is dependent on his caregiver for his basic needs. DHS encourages the resource caregiver to explore independent living program options when A ■ reaches the age of ■ to also allow him time to plan and prepare for his independence.

Connections:

- ◇ **GOAL: MAINTAIN FAMILY & CULTURAL CONNECTIONS:**
 - **Objective:** Permanent caretaker will be sensitive and understanding to the youth's ethnic heritage
 - **Service:** Ancillary agencies to support youth's ethnic identity will be engaged as needed
 - **Target date of completion:** Ongoing

Although A ■ is placed with general licensed caregivers, he has the support of maternal relatives on Oahu. DHS and CASA made efforts to engage mother in ongoing supervised visits between child and mother; however, mother only attended three visits. DHS and CASA were able to establish continued contact and visits between a maternal relative and child during the last few months. A ■ is expected to transition to this maternal relative later this month after an Ohana Conference is held. The current resource caregivers have offered to provide childcare for the maternal relative once A ■ is moved to the maternal relative. Family Finding was also completed by EPIC. The results were unremarkable. The father in this case is unknown.

Placement

Children's placement history:

Placement history is as follows:

12/02/16 – present: A ■ A ■ was placed in a DHS general licensed resource home.

Assessment of the safety of the child's placement:

The home is a general licensed home and has been assessed as safe at this time for A ■ A ■. Safety was assessed and based on DHS licensing standards and practices. The last Safety of Placement Assessment was completed on 12/27/17.

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

The current resource caregivers are not the identified permanent placement. Although child has been placed with the current resource caregivers since 12/02/16, DHS and CASA have been making ongoing efforts to establish contact and visits between child and a maternal relative over the past few months. Child is expected to be transitioned to the maternal relative by the end of this month after an Ohana Conference is held. For more detailed information, please refer to number six in this permanent plan.

Is the child's placement stable?

The current resource caregivers provide A with a stable home environment and his needs are being met in a timely manner. They have continued to maintain contact with maternal relatives and have facilitated and encouraged contact with maternal relatives so that the transition from child to the maternal relative is appropriate, and that the child's safety and well-being is taken into consideration.

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

The current resource caregivers and maternal relative will be participating in the all of the 'Ohana Conferences, and the current resource caregivers continue to maintain contact with the department on a regular basis. The current resource caregivers and the maternal relative have also attended court hearings and make ongoing efforts to consult with DHS about the need for services.

◊ GOAL: STABILIZE PLACEMENT

- Objective: To maintain a stable, nurturing and permanent placement for A.
- Service: To provide ongoing support and services to A as needed.
- Target date of completion: Ongoing as needed.

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 A within the last twelve months

DHS has made referrals for mother to participate in counseling, outreach services, and parenting education through Catholic Charities (CCH) Comprehensive Counseling and Support Services (CCSS). The department also recommended that mother participate in domestic violence classes through PACT Family Peace Center (FPC) and in a psychological evaluation through Family Programs Hawaii; however, a referral for the evaluation was not made as mother's whereabouts are unknown and mother has not maintained regular contact with DHS.

A referral to EPIC for Family Finding was also made and the results were unremarkable. DHS has also made ongoing attempts to schedule an Ohana Conference and has been making ongoing attempts to license a maternal relative for placement and transition the child to a maternal relative. The department has also asked maternal relatives about mother's whereabouts in an effort to re-engage mother in services and to resume visits but to no avail.

DHS has maintained contact with the current resource caregivers on an ongoing basis, and has also maintained contact with the maternal relative over the last few months. The department also discussed case direction, reunification and adoption

with resource caregivers and maternal relatives throughout the life of the case. Resource caregivers have participated actively in services and have made ongoing efforts to maintain family connections, especially with the maternal relatives.

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

The goal for A ■ is adoption by the maternal relative. A ■ is expected to be transitioned and placed with the maternal relative by the end of this month after an Ohana Conference is held.

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

There are no proposed revisions to the objectives. This DHS social worker is open to any suggestions or concerns from the resource caregivers/maternal relative and will seek to have these addressed in a timely manner.

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

There are no proposed revisions to the services. The DHS social worker will continue to provide ongoing support.

5. Any safety issues/factors for A ■

There are no safety factors in the current resource home for A ■ or in the maternal relative's home.

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

Child is currently residing in a general licensed resource home. Although there were some initial challenges in identifying and licensing relatives for placement due to communication and other issues, ongoing efforts have been made throughout the case by DHS and CASA since that time to place child with a maternal relative. Current resource caregivers have arranged visits between maternal relative and child in the last few months in order to begin the process of transitioning child from current resource caregivers to maternal relative. Child stayed with this maternal relative during the evening and overnight hours while the resource caregivers were off-island for a conference last month. An Ohana Conference is being scheduled to discuss the expectations of placement with the maternal relative and to ensure a smooth transition from current resource caregivers to the maternal relative, as well as to determine a concrete plan for daycare once child is placed with the maternal relative.

Family Finding was also completed. The results were unremarkable, with no additional family members being identified as possible placement options.

7. If A [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 A [redacted]

N/A – A [redacted] resides on Oahu.

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

Plan was not discussed with A [redacted] as he is a [redacted] child whom is not verbal.

A permanency hearing is heard no later than 08/2018.

Respectfully submitted by,



Lena Kakehi
DHS Social worker

2/14/18

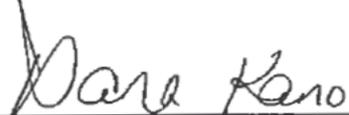
Date



Natasha Combs
DHS Supervisor

2/14/18

Date



Dana Kano
Section Administrator

2-14-18-

Date

IN THE FAMILY COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

In the Interest of

A. [REDACTED] A. [REDACTED],

Born on [REDACTED]

FC-S No. 16-00249

NOTICE OF MOTION

NOTICE OF MOTION

TO: CRYSTAL ASANO, ESQ.
P. O. Box 2842
Aiea, Hawaii 96701
Counsel for Mother

ARSENY ALIWIS
1475 Linapuni Street, #803
Honolulu, Hawaii 96819
Child's Mother

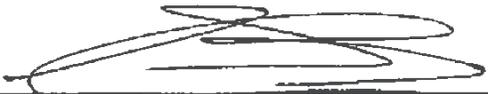
JOANN GOSSARD
c/o CASA
4675 Kapolei Parkway
Kapolei, Hawaii 96707
Guardian Ad Litem

YOU ARE HEREBY NOTIFIED that the foregoing Motion to Terminate Parental Rights will be heard before the presiding Judge of the above-entitled Court, on Tuesday, the 27th day of February, 2018, at 9:30 a.m., in the Family Court, Ronald T.Y. Moon Kapolei Courthouse, 4675 Kapolei Parkway, Kapolei, Hawaii 96707, or as soon as thereafter as counsel may be heard.

You are hereby advised that if you fail to appear on the date set forth in this notice or to file an answer with the clerk of the Family Court of the First Circuit, whose mailing address is 4675 Kapolei Parkway, Kapolei, Hawaii 96707, before the date

of the hearing, further action shall be taken without further notice to you and your parental and custodial duties and rights concerning the child who is the subject of the petition may be terminated by award of permanent custody and that such child may then be placed for adoption.

DATED: Kapolei, Hawaii, FEB 16 2018



SCOTT D. BOONE
Deputy Attorney General

Attorney for the Department
of Human Services