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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 ADMINISTRATOR, EPIC
OHANA INC. and KATHY
SHIMABUKURO,

Defendants.

CIVIL NO. 21-00063 SASP-RT

DEFENDANTS LENA KAKEHI,
LITA JYRING, AND NATASHA
COMBS’ SUBMISSION OF
REDACTED EXHIBITS
REGARDING THEIR MOTIONS
FOR LEAVE TO FILE CERTAIN
EXHIBITS UNDER SEAL [Dkts. 191,
216] PURSUANT TO THE MINUTE
ORDER [Dkt. 236]; CERTIFICATE
OF SERVICE

Judge: Hon. Shanlyn A.S. Park

Trial Date: Vacated

DEFENDANTS LENA KAKEHI, LITA JYRING, AND NATASHA
COMBS'SUBMISSION OF REDACTED EXHIBITS REGARDING
THEIR MOTIONS FOR LEAVE TO FILE CERTAIN EXHIBITS UNDER
SEAL [Dkts. 191, 216] PURSUANT TO THE MINUTE ORDER [Dkt. 236]

Defendants Lena Kakehi, Lita Jyring, and Natasha Combs (collectively, “State Defendants”), 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 “E,” “I,” “J,” “K,” “L,” and “M” regarding State Defendants’ motion to file those exhibits under seal [Dkt. 191], and Exhibits “E,” “F,” “G,” and “H” regarding State Defendants’ motion to file those exhibits under seal [Dkt. 216], with selected redactions pursuant to the Court’s Minute Order Regarding State Defendants’ Motions for Leave to File Exhibits Under Seal in Civ. No. 21-00063-SASP-RT [ECF Nos. 191, 216], entered on January 9, 2026, at Dkt. 236.

DATED: Honolulu, Hawaii, January 28, 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

02/19/25 - 05:00
PM 17:00
Log of Contacts

State of Hawaii Department of Human Services

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Social Services Division

LOG OF CONTACTS DOCUMENT

Case No: 00115541 Type of Contact: Collateral Contact
Worker: Puafisi F Tupola Contact Date: 01/31/19 - 04:14 PM
Notation: CLOSING APPROVAL
Youth:

Narrative: CLOSING APPROVED FOR CASE
P.TUPOLA

Case No: 00115541 Type of Contact: Other Specif In Notation
Worker: Maili Taele Contact Date: 11/28/18 - 11:10 AM
Notation: Closing summary
Youth:

Narrative: ALIWIS, ARSENY
CLOSING SUMMARY
CPSS 115541

A [REDACTED] A [REDACTED] is [REDACTED] who was born on [REDACTED] in Honolulu, Hawaii. He is the birth son of Ms. Arseny Aliwis and unnamed natural father. The parental rights of Ms. Aliwis was judicially divested by court order dated 2/27/18. For a more detailed family history, please refer to the attached Safe Family Home Reports dated 12/07/16, 02/16/17, 08/07/17, 11/02/17, and 02/13/18.

The Department of Human Services (DHS) initially became involved with this family on 12/02/16 as a result of a report of threat of abuse and physical neglect to then newborn [REDACTED] Babyboy A [REDACTED] by his mother, Ms. 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 is of Chuukese descent, however stated English was her primary language and declined the need for an interpreter. While at KMC Ms. Aliwis experience suicidal ideations and was recommended for a mental health evaluation. DHS was unable to confirm if mother followed through with the recommendation and completed the mental health evaluation. 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.

Copy: Puafisi F Tupola

EXHIBIT "E"

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PM 17:00

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Social Services Division

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.

DHS assumed placement responsibility of Babyboy A [REDACTED] via police protective custody on December 2, 2016. Babyboy A [REDACTED] was placed in a general licensed home that continues to care for him.

DHS offered the following service plan to Ms. Aliwis: counseling through Catholic Charities, Comprehensive Counseling and Support Services (CCSS) for counseling, outreach, and parenting education, domestic violence services through PACT Family Peace Center (FPC). All referrals were closed due to Ms. Aliwis non-compliance and unknown whereabouts. A referral was made to EPIC for family finding, the results were unremarkable. DHS made ongoing attempts to locate to schedule an Ohana Conference meeting with Ms. Aliwis, however, was unable to re-engage mother and relatives with services. Ms. Aliwis engagement in services and cooperation with DHS was minimal. Her visitations were infrequent and was later suspended due to non-attendance. During Ohana time visits mother did not attend, however, mother was observed to be appropriate in her interactions with child. DHS attempted to engage mother and maternal family members for possible relative placement, however, relatives declined to provide all of the information necessary for possible relative placement for A [REDACTED] A [REDACTED]. DHS and CASA workers worked with Ms. Aliwis providing referrals to community programs, agencies and resources that would allow Ms. Aliwis the opportunity to work on barriers that prevented reunification.

On November 30, 2016, DHS provided a letter to the court regarding an individual, Archie McCoy, stating that he believes is the biological father or A [REDACTED] A [REDACTED]. Mr. McCoy did not complete a paternity to confirm his paternity and Mr. McCoy did not attempt to engage with DHS any further and lost contact with DHS. His whereabouts are unknown.

On February 27, 2018, Ms. Aliwis a motion was filed to terminate mother's parental rights. DHS placed A [REDACTED] A [REDACTED] in protective custody and continues to reside in a general licensed home until adoption can take place.

Case closed for Lena Kakehi by Maili S. Taele

Maili S. Taele, 2368/EOCWSU4

Case No: 00115541

Type of Contact: Telephone Contact From

Worker: Lena Y Kakehi

Contact Date: 02/27/18 - 04:05 PM

Notation: KMC EMERGENCY DEPT

Youth:

Narrative: THIS SOCIAL WORKER RECEIVED A TELEPHONE CALL FROM KMC ED WHO NOTIFIED THIS SW THAT CHILD A [REDACTED] IS BEING ADMITTED INTO THE EMERGENCY DEPARTMENT. STAFF FURTHER ELABORATED THAT CHILD WAS BIB RESOURCE CAREGIVERS WITH [REDACTED]. KMC STAFF INFORMED THIS SW THAT SHE WILL BE FAXING CONSENT FORMS FOR THIS WORKER TO SIGN AND REQUESTED THIS WORKER TO COMPLETE AND FAX FORMS BACK TO KMC. FORM WAS COMPLETED AND FAXED BACK TODAY BY THIS DHS SW AT 16:24.

L. KAKEHI, HSPIV

Copy: Puafisi F Tupola

02/19/25 - 05:00
PM 17:00
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Social Services Division

Case No: 00115541
Worker: Lita C Jyring
Notation: 02
Youth:

Type of Contact: Worker Visit With Parent
Contact Date: 12/06/16 - 03:21 PM

Narrative: 12/06/16 3:21PM

INTERVIEWED MOTHER AT THE PARK, ALSO PRESENT WAS SISTER REFLEEN (26) AND HER 2 CHILDREN N [REDACTED] AND F [REDACTED]. MOTHER SHARED THAT SHE MOVED BACK TO HAWAII IN OCTOBER 2016. SHE HAS 3 OTHER CHILDREN, M [REDACTED] K [REDACTED] AND C [REDACTED]. THEIR FATHER IS JOHN, SHE DIDN'T PROVIDE FATHER'S LAST NAME. SHE ALLEGED THAT SHE DOESN'T KNOW HIS LAST NAME. MOTHER STATED THAT HER BOYFRIEND JOHN, IS NOT BABY'S FATHER AND THAT THE FATHER IS IN CHUUK. BABY A [REDACTED] WAS BORN ON [REDACTED]. MOTHER STATED THAT SHE WANTS TO GET A JOB, SHE WANTS TO GO TO SCHOOL AND THAT SHE WILL ALWAYS PRAY FOR FORGIVENESS AND "GOD HELP IN BABY'S LIFE". FURTHERMORE, SHE STATED THAT SHE'S NOT RADY TO SUPPORT CHILD ON HER OWN, AND WANTS THE BEST LIFE FOR HIM, AND THAT SHE PRAYS FOR STRENGTH. SHE "CAME FROM A POOR COUNTRY" AND WANTS TO GET AHEAD. SHE REPORTED THAT HER OLDER CHILDREN ARE BEING CARE FOR BY MGM RESMINE NICK. SW ASKED MOTHER IF SISTER WHO LIVES ON [REDACTED] WOULD BE WILLING TO BECOME RESOURCECAREGIVER FOR BABY A [REDACTED], AND MOTHER STATED NO, THAT SHE HAS ALREADY ASKED HER AND SHE CAN'T BECAUSE SHE AND HER HUSBAND WORK. MOTHER GOES TO KPT TO TAKE SHOWERS AND ALSO TO WATCH HER SISTER'S KIDS. MOTHER STATED THAT RIIE IS HER STEPSISTER AND HER CHILDREN ARE V [REDACTED] AND E [REDACTED]. WHEN MOTHER WAS IN THE HOSPITAL, SHE HAD SUICIDAL THOUGHTS AND THERE WAS A BEHAVIORAL SPECIALIST WHO HELPED HER. MOTHER STATES THAT SHE IS A DRUG-FREE PERSON AND THAT SHE TRIES TO STAY POSITIVE. SOCIAL WORKER LET MOTHER KNOW WHEN COURT DATE WAS AND STRESSED THE IMPORTANCE OF ATTENDING THE HEARING. MOTHER HAS NO TRANSPORTATION AND SW STATED THAT SHE WILL PROVIDE HER WITH A BUS PASS. SW EXPLAINED TO MOTHER THAT EVEN THOUGH SHE WANTS TO GIVE UP HER BABY FOR ADOPTION, SHE STILL HAS TO GO THROUGH THE COURT PROCESS AND ATTEND UNTIL SHE IS TOLD NOT TO. SW OFFERED VISITS TO MOTHER AND SHE STATED THAT IT WOULD BE FINE. SW ALSO INFORMED MOTHER THAT SHE WILL HAVE TO PROVIDE FATHER'S NAME EVEN IF HE IS IN CHUUK. SHE STATED THAT IT WAS A ONE-NIGHT STAND AND SHE DOESN'T KNOW THE NAME.
LITA JYRING, C/APS

Case No: 00115541
Worker: Lita C Jyring
Notation: RCG
Youth:

Type of Contact: Telephone Contact From
Contact Date: 12/06/16 - 11:00 AM

Narrative: RCG RETURNED PH CALL TO SW; SHE REPORTED THAT BABY HAD [REDACTED]. SHE ALSO REPORTED THAT BABY IS DOING JUST FINE AND HIS NEXT APPT IS WHEN HE TURNS [REDACTED] SHE WILL TAKE HIM TO [REDACTED].
LJ

Case No: 00115541
Worker: Lita C Jyring
Notation: ATTEMPTED VISIT 02
Youth:

Type of Contact: Attempted Worker Visit W/Parent
Contact Date: 12/05/16 - 04:00 PM

Copy: Puafisi F Tupola

02/19/25 - 05:00
PM 17:00

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Social Services Division

Narrative: SW WENT TO ADDRESS ON INTAKE FORM; WOMAN BY THE NAME OF RHEA STATED THAT ARSE-
NY DOESNT LIVE THERE. SHE STAYS W/HER OTHER SISTER. SW PROVIDED THIS SW'S NAME AND PH#
TO GIVE TO MOTHER. SW ALSO LET HER KNOW THAT COURT IS SCHEDULED ON 12/09/16 AND IT'S
IMPORTANT THAT SHE ATTENDS.
LITA JYRING, C/APS

Case No: 00115541 Type of Contact: Other Specif In Notation
Worker: Lynne L Watanabe Contact Date: 12/02/16 - 10:15 PM
Notation: CWI:MANDATED REPORT
Youth:

Narrative: --CWI-I (81) UNIT RECEIVED FAXED COPY OF MANDATED REPORTER CHECKLIST, DATED,
12/02/2016, FROM [REDACTED]

--MOTHER: ARSENY ALIWIS; [REDACTED].
--CHILD/VICTIM: UNKNOWN [REDACTED].
--MOB HAS CURRENT MENTAL HEALTH AND DOMESTIC VIOLENCE CONCERNS AND DOES NOT DESIRE TO
KEEP NB.
--THE ABOVE INFORMATION WILL BE FORWARDED TO THE ACTIVE UNIT FOR APPROPRIATE FOLLOW UP.
.
LW, CWI-I (81).
.
C: --WINNIE
NISHIMIYA/DAVID HOKE; OCWS #2 (79).

Case No: 00115541 Type of Contact: Other Specif In Notation
Worker: Winnie Ann Q Nishimiya Contact Date: 12/02/16 - 03:27 PM
Notation: CRT TRANSFER #35
Youth:

Narrative: CRT CASE TRANSFER TO #35 (LEAD UNIT) BASED ON CENSUS TRACT 62.02
W.NISHIMIYA/OCWSU2 #79 SUPERVISOR

Case No: 00115541 Type of Contact: Telephone Contact To
Worker: Record error Contact Date: 12/02/16 - 12:53 PM
Notation: RCG
Youth:

Narrative: PLACED CALL TO RCG, [REDACTED]. JC TOLD THAT CHILD WILL BE
READY FOR DISCHARGE AT 6:00 PM AND KMC HAS THE PPE AND RESOURCE CAREGIVER AGREEMENT
FORM FOR HER. JC TOLD THAT THE CASE WILL BE REASSIGNED TO ANOTHER WORKER BY MON 12/5/16,
BUT SHE COULD CONTACT CRT WORKER WITH ANY QUESTIONS OR CONCERNS UNTIL SHE HEARS FROM THE
ASSIGNED WORKER. JC AGREED.

Case No: 00115541 Type of Contact: Collateral Contact
Worker: Record error Contact Date: 12/02/16 - 12:45 PM
Notation: KMC SW
Youth:

Copy: Puafisi F Tupola

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Social Services Division

Narrative: CRT WORKER MET WITH KMC SW, MELISSA WILLKE. MW GIVEN RCG'S NAMES, CONTACT NUMBER, AND INFORMED THEM THAT RCG'S WILL PICK UP CHILD AT 6 PM TONIGHT. MW ALSO GIVEN A COPY OF THE POLICE PROTECTIVE CUSTODY FORM FOR THEIR RECORDS. MW GIVEN A PPE FORM AND ASKED TO HAVE A PHYSICIAN COMPLETE BEFORE CHILD IS DISCHARGED. MW ALSO GIVEN A RESOURCE CAREGIVER AGREEMENT FORM AND ASKED TO KEEP IN CHILD'S FILE AND GIVE TO RCG WHEN THEY PICK UP CHILD. MW AGREED. CRT WORKER SIGNED NEEDED DOCUMENTS FOR KMC TO RELEASE CHILD TO RCG'S.

Case No: 00115541 Type of Contact: Worker Visit With Child
Worker: Record error Contact Date: 12/02/16 - 12:30 PM
Notation: FMN 20
Youth:

Narrative: WVC FMN 20 "BABY BOY" A [REDACTED] IN THE KMC NURSERY. CHILD NOT INTERVIEWED DUE TO HIS AGE. CHILD'S PICTURE TAKEN FOR DOCUMENTATION.

Case No: 00115541 Type of Contact: Worker Visit With Parent
Worker: Record error Contact Date: 12/02/16 - 12:28 PM
Notation: MOTHER
Youth:

Narrative: WVP MOTHER, ARSENY ALIWIS IN HER ROOM. MOTHER INFORMED THAT CHILD WAS PLACED INTO PROTECTIVE CUSTODY AND THAT SHE CAN ONLY VISIT CHILD IN THE NURSERY. MOTHER REMINDED THAT SHE CANNOT LEAVE WITH CHILD. MOTHER STATED SHE UNDERSTOOD.

Case No: 00115541 Type of Contact: Collateral Contact
Worker: Record error Contact Date: 12/02/16 - 12:22 PM
Notation: PLACEMENT INFO
Youth:

Narrative: RECEIVED EMAIL FROM LICENSING UNIT WORKER, MARY CASTILLO. MC STATED THAT CHILDCAN BE PLACED WITH [REDACTED]. MC STATED THAT RCG CANNOT PICK UP CHILD UNTIL 6:00 PM THIS EVENING.

Case No: 00115541 Type of Contact: Collateral Contact
Worker: Record error Contact Date: 12/02/16 - 12:16 PM
Notation: POLICE PROT CUSTODY
Youth:

Narrative: CRT WORKER CONTACTED HPD. FMN 20 "BABY BOY" A [REDACTED] PLACED INTO POLICE PROTECTIVE CUSTODY AT 12:16 PM BY OFFICER W. CHOI (BADGE# 3672). HPD REPORT # 16-471854.

Case No: 00115541 Type of Contact: Consultation
Worker: Winnie Ann Q Nishimiya Contact Date: 12/02/16 - 12:11 PM
Notation: CRT SUP CONSULT
Youth:

Narrative: CRT WORKER: DAVID HOKE

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Social Services Division

***12/2/16 - NEWBORN, BABY BOY A [REDACTED], WAS TAKEN INTO POLICE PROTECTIVE CUSTODY
(HPD# 16-471854)***

PLACEMENT INFORMATION:

JODILYN &

CRAIG CAMMACK

HONOLULU, HI 96817

CASE

CONSULT:

CRT WORKER MET

WITH NEWBORN AND MOTHER, ARSENY ALIWIS AT KMCWC. MOTHER SAID SHE WAS NOT GOING TO NAME
BABY AND CONFIRMED THAT SHE WANTS CHILD PLACED IN FOSTER CARE. MOTHER CONTINUED TO
EXPRESS FEAR OF BOYFRIEND AND RETURNING HOME. PSYCH CONSULT COMPLETED AT KMCWC FOR
MOTHER AND MOTHER WILL BE MH-1.

NO HEALTH CONCERNS FOR BABY BOY A [REDACTED].

OUT-OF-HOME PLACEMENT DEEMED NECESSARY. MOTHER REPORTED THAT THERE IS NO RELATIVE
WILLING AND ABLE TO CARE FOR NEWBORN.

W.NISHIMIYA/OCWSU2 #79 SUPERVISOR

Case No: 00115541

Type of Contact: Collateral Contact

Worker: Record error

Contact Date: 12/02/16 - 12:10 PM

Notation: SUPERVISOR CONSULT

Youth:

Narrative: SUPERVISOR CONSULTATION WITH CRT SUPERVISOR, WINNIE NISHIMIYA. WN INFORMED
THAT MOTHER DOES NOT WANT TO CARE FOR CHILD, WANTS HIM TO GO INTO FOSTER CARE, AND REPORTED
THE ALLEGED FATHER IS IN CHUUK. WN ALSO TOLD THAT PER KMC SW, THEY WILL MH1 HER TO QMC
OR CMC UPON DISCHARGE. WN APPROVED CHILD BEING PLACED INTO POLICE PROTECTIVE CUSTODY.

Case No: 00115541

Type of Contact: Worker Visit With Parent

Worker: Record error

Contact Date: 12/02/16 - 11:51 AM

Notation: MOTHER

Youth:

Narrative: WVP MOTHER, ARSENY ALIWIS IN HER ROOM AT KMC. MOTHER HAD A KMC BEHAVIORAL
HEALTH SUPPORTER WHO WAS ALSO PRESENT IN THE ROOM DURING THE INTERVIEW. MOTHER GIVEN
GUIDELINES TO CWS PACKET. MOTHER STATED ENGLISH WAS HER PRIMARY LANGUAGE AND DECLINED THE
NEED FOR AN INTERPRETER. MOTHER SIGNED AND GIVEN A COPY OF THE DHS 5000 FORM. MOTHER
STATED SHE WAS BORN AND RAISED IN CHUUK. MOTHER STATED SHE GRADUATED FROM HIGH SCHOOL
IN 2012 IN CHUUK AND IS NOT EMPLOYED. MOTHER STATED SHE LIVES AT KPT WITH HER ADULT
SISTER, HER SISTER'S TWO MINOR CHILDREN, AND HER BOYFRIEND, JOHN. MOTHER STATED THAT SHE
DOES NOT KNOW JOHN'S LAST NAME. MOTHER STATED SHE HAS THREE OTHER CHILDREN WHO RESIDE IN
CHUUK WITH MATERNAL GRANDMOTHER. MOTHER DENIED TAKING ANY MEDICATIONS OR HX OF DRUG OR
ALCOHOL USE OR EXPERIMENTATION. MOTHER REPORTED DOMESTIC VIOLENCE BY JOHN HOWEVER
REFUSED TO GO TO A DV SHELTER. MOTHER SAID SHE HAS KNOWN JOHN FOR ABOUT FIVE MONTHS,
HE IS NOT THE FATHER OR THE BABY, AND DID NOT KNOW MOTHER WAS PREGNANT. MOTHER STATED SHE
IS FEARFUL OF JOHN AT TIMES AND DOES NOT WANT TO BRING BABY HOME. MOTHER STATED CHILD'S
FATHER IS IN CHUUK AND WANTS HIM TO GO INTO FOSTER CARE. MOTHER ASKED IF SHE HAS ANY
RELATIVES WHO ARE WILLING TO CARE FOR BABY TO WHICH SHE DENIED. MOTHER STATED SHE ASKED IF
HER SISTER, REFEEN ALIWIS WOULD TAKE HER CHILD HOWEVER SHE STATED SHE WOULD NOT.
MOTHER DENIED ANY HX OF MENTAL HEALTH ISSUES, DIAGNOSIS, OR MEDICATIONS PRESCRIBED.

Copy: Puafisi F Tupola

02/19/25 - 05:00

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PM 17:00

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MOTHER INFORMED THAT ONCE CHILD IS TAKEN INTO CUSTODY, CWS WILL HAVE TO FILE APETITION AND BE AT A HEARING WITHIN FIVE BUSINESS DAYS. MOTHER TOLD SHE WILL STILL BE A PARTY TO THE CASE AND HAVE TO APPEAR AT THE HEARINGS UNTIL NOTIFIEDBY THE COURT THAT SHE NO LONGER HAS TO. MOTHER TOLD THAT SHE CAN CHANGE HER MIND AND WORK TOWARDS REUNIFICATION, HOWEVER CHILD WOULD NOT BE RETURNED TO HER THE DAY SHE DECIDED THAT. MOTHER STATED SHE UNDERSTOOD. MOTHER TOLD THAT CASE WILL BE TRANSFERRED TO A DIFFERENT WORKER HOWEVER CRT WORKER GAVE MOTHER HIS BUSINESS CARD AND TOLD HER HE WOULD BE THE POINT OF CONTACT UNTIL SHE IS CONTACTED BY ANOTHER CWS WORKER. MOTHER AGREED.

Case No: 00115541

Type of Contact: Collateral Contact

Worker: Record error

Contact Date: 12/02/16 - 11:40 AM

Notation: KMC SOCIAL WORKER

Youth:

Narrative: CRT WORKER SPOKE WITH KMC SOCIAL WORKER, MELISSA WILLKE. MW REPORTED THAT MOTHER WAS SEEN BY A BEHAVIORAL HEALTH SPECIALIST WHO DETERMINED THAT MOTHER SHOULD BE MH1'D UPON DISCHARGE. MW STATED THAT KMC IS KEEPING SOMEONE FROM THEBEHAVIORAL SPECIALIST DEPARTMENT WITH HER SINCE SHE EXPRESSED SUICIDAL THOUGHTS AND DO NOT WANT HER TO ATTEMPT TO HARM HERSELF.

Case No: 00115541

Type of Contact: Field Visit Emergency

Worker: Record error

Contact Date: 12/02/16 - 11:00 AM

Notation: CRT RESPONSE

Youth:

Narrative: CRT WORKER DAVID HOKE DISPATCHED TO KAPIOLANI MEDICAL CENTER RM 411 TO ASSESS THE SAFETY OF FMN 20 "BABY BOY" A [REDACTED] AFTER MOTHER, ARSENY ALIWIS REPORTED DVBY HER LIVE IN BOYFRIEND, THAT SHE WANTED CHILD TO GO INTO FOSTER CARE, AND SUICIDAL THOUGHTS AFTER GIVING BIRTH TO CHILD.

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12/02/16
11:52:04.4

STATE OF HAWAII DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION

KFHCR10R
PAGE 1

CPS INTAKE DOCUMENT

CRT/HOSPITAL. WORKER'S COPY

INTAKE NO K4478

TAKEN BY LW
COMPLETE BY LW
ASSIGNED BY Accepted
ASSIGN TO INV. #79 (CRT)

DATE/TIME 12/02/16 1028
DATE/TIME 1152
DATE 1045

DEC 02 2016
FOX BY 1445 HOURS

CTD62 02

CASE NAME ALIWIS, ARSENY
CASE NO 00115541 STATUS G
UNIT NO 79 WORKER NO

INITIAL REFERRAL BY [REDACTED]
PHONE [REDACTED]

COMPLAINANT NO 01

CHILDREN:

PMN 23 NAME A [REDACTED], UNNAMED MALE DOB [REDACTED] V/P/B
SEX M RACE C CARETAKER PMN 02 SCH/EMP [REDACTED]

ADULTS:

PMN 02 NAME ALIWIS, ARSENY DOB [REDACTED] ALLEGED PERP
ADDRESS [REDACTED] [REDACTED] 0 PH (000) 000-0000

PROBLEMS FOR WHICH REFERRED:

COMPLAINANTS ACCOUNT(S):

COMP NO 01 COMPLAINT DATE/TIME 12/02/16 10:28 RETURNED FROM VCM?
NAME [REDACTED] PHONE [REDACTED]
ADDRESS [REDACTED]
CITY/ST/ZIP [REDACTED]
SHARE ID N PRT REQ N NOTIFY N REL TO CHILD [REDACTED]

NARRATIVE ACCOUNT:

CRT ASSIGNMENT
HOSPITAL CASE

REPORT:

ALLEGED PHYSICAL NEGLECT AND THREAT OF ABUSE/NEGLECT OF, NEWBORN UNNAMED MALE [REDACTED], BY HIS MOTHER, 24 Y.O. ARSENY ALIWIS/UNKNOWN FATHER.

HARM:

--NO ACTUAL HARM AT THIS TIME.

SAFETY FACTORS (1.G.; 9.F.; 14.E.):

THREATENED HARM CASES-NO ACTUAL HARM BUT A SAFETY FACTOR-BY TYPE OF SAFETY CONCERN:

DOMESTIC/FAMILY VIOLENCE:

1G. FAMILY VIOLENCE OCCURS AND A CHILD COULD REASONABLY BE INADVERTENTLY HARMED EVEN THOUGH THE CHILD MAY NOT BE THE ACTUAL TARGET OF THE VIOLENCE.

EXHIBIT "I"

12/02/16
11:52:04.4

STATE OF HAWAII DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION

KFHCR10R
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PARENTING SKILLS DEFICITS-NEGLECT:

- 9F. A LACK OF MOTIVATION RESULTS IN PARENT/CAREGIVER ABANDONING THEIR ROLE TO MEET BASIC NEEDS OR FAILING TO ADEQUATELY PERFORM THE PARENT/CAREGIVER ROLE WHICH WOULD MEET THE CHILD'S BASIC NEEDS. THE INABILITY/ UNWILLINGNESS TO MEET BASIC NEEDS CREATE A SAFETY CONCERN FOR THE CHILD.*
- 14E. PARENT/CAREGIVER DOES NOT WANT TO BE A CAREGIVER AND DOES NOT PERFORM ROLE, PARTICULARLY IN TERMS OF BASIC NEEDS.*

ALLEGED PHYSICAL NEGLECT:

- ON OR ABOUT [REDACTED], MOTHER, ARSENY ALIWIS, GAVE BIRTH TO HER FOURTH CHILD AT THE KAPIOLANI MEDICAL CENTER (KMC).
- ON OR ABOUT 12/02/2016, PRIOR TO DISCHARGE, MOTHER STATED TO KMC STAFF THAT SHE DID NOT FEEL SAFE GOING HOME DUE TO DOMESTIC VIOLENCE BY HER CURRENT (UNNAMED) 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.

COLLATERAL CONTACTS:

- *12/02/2016, 1028 HOURS: TCF COMPLAINANT 01.
- CALLED THE CWI REPORTING LINE REGARDING, MOTHER, ARSENY ALIWIS, WHO GAVE BIRTH TO HER FOURTH CHILD ON [REDACTED].
- MOTHER HAS THREE OLDER CHILDREN WHO RESIDE WITH MATERNAL GRANDMOTHER IN CHUUK.
- MOTHER'S CURRENT (UNNAMED) BOYFRIEND IS THE BIOLOGICAL FATHER OF THOSE THREE CHILDREN.
- BIOLOGICAL FATHER (UNNAMED) OF THIS NEWBORN REPORTEDLY RESIDES IN CHUUK.
- MOTHER'S CURRENT BOYFRIEND REPORTEDLY DID NOT KNOW MOTHER WAS PREGNANT.
- THIS CWI SW ASKED IF MOTHER IS SPECIAL NEEDS.
IF MOTHER RESIDES WITH HER CURRENT BOYFRIEND, HOW DOES SHE NOT KNOW HIS NAME?

- AS DISCHARGE OF NEWBORN IS TODAY, THIS CWI SW WILL CONTACT CRT UNIT.
- MOTHER IS CURRENTLY IN KMC ROOM #411.

- *12/02/2016, 1055 HOURS: CRT NOTIFICATION TO CRT UNIT #79.
- VERBAL REPORT WITH AVAILABLE CPSS/CJIS HISTORY PROVIDED TO PROMPT CRT.

IMMINENT PLACEMENT & CRISIS RESPONSE (CRT) IS WARRANTED BASED ON:
PLACEMENT IS IMMINENT DUE TO:

- SAFETY FACTOR EXISTS AND CANNOT BE CONTROLLED.

POLICE INVOLVEMENT:

- . CRT UNIT WILL RESPOND; WILL DETERMINE NEED FOR POLICE PROTECTIVE CUSTODY.
- CROSS REPORT TO POLICE ONLY.

PRESENCE OF ACTIVE/SERVICE PROVIDERS:

- ON OR ABOUT [REDACTED], MOTHER, ARSENY ALIWIS, GAVE BIRTH AT THE KAPIOLANI MEDICAL CENTER.

PRIOR CPS INVOLVEMENT:

- FOR MOTHER, ARSENY ALIWIS: NO MATCH FOUND.
- FOR MOTHER'S CURRENT BOYFRIEND: NEED LEGAL NAME/DATE OF BIRTH TO COMPLETE AN ACCURATE SERACH.

12/02/16
11:52:04.4

STATE OF HAWAII DEPARTMENT OF HUMAN SERVICES
SOCIAL SERVICES DIVISION

KPHCR10R
PAGE 4

SPECIAL NEEDS OF VICTIMS:

NEWBORN UNNAMED MALE A [REDACTED] WAS BORN AT THE KAPIOLANI MEDICAL CENTER.

OTHER CHILDREN:

[REDACTED] M. [REDACTED] M. [REDACTED] (PER 2013 HAWI CASE).

--TWO OTHER CHILDREN.

--ALL THREE OLDER CHILDREN REPORTEDLY RESIDE WITH MATERNAL GRANDMOTHER IN CHUUK AT THIS TIME.

NEED FOR OUT-OF-HOME PLACEMENT:

PLACEMENT IS IMMINENT DUE TO:

--SAFETY FACTOR EXISTS AND CANNOT BE CONTROLLED.
CWI ASSIGNMENT TO CRT FOR RESPONSE.

ASSESSMENT:

CRT ASSIGNMENT BASED ON IMMINENT PLACEMENT ACTION & INTAKE TOOL.

DISPOSITION:

--IA06; NEW CASE. ASSIGNED TO CRT UNIT #79.

--CT062.02.

NO 36 VICTIM SCREENS FOR CRT ASSIGNMENT

--IDENTITY OF COMPLAINANT **MAY NOT** BE RELEASED TO HONOLULU POLICE/CID CHILD & FAMILY VIOLENCE DETAIL.

LW, CWI-I (81).

C: --CPS TEAM

--HONOLULU POLICE/CID CHILD & FAMILY VIOLENCE DETAIL

--OCWSSA #3

--OCWSSA #1

-EPIC OHANA PROJECT (FOR INFORMATION).

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:)
)
Baby Boy A [REDACTED])
Born on [REDACTED])
_____)

FC-S No: 16-00249

**SAFE FAMILY HOME REPORT
December 7, 2016**

This is the initial Safe Family Home Report.

A. HARM (2):

- 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

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.

EXHIBIT "J"

RE: A [REDACTED], Baby boy
FC-S No 16-00249
12/07/16

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, this social worker made an unannounced visit to mother's address. Social worker was told by maternal aunt, Rhea, that mother did not live there and did not know where she was. Social worker asked Rhea if she could let mother know that 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, Baby boy A [REDACTED] was taken into police protective custody. DHS is confirming Threat of Abuse, and Threat of Neglect of Baby boy A [REDACTED] by mother, Arseny Aliwis

Child Welfare Services History:

For mother: none

B. Family's Strengths:

- Mother's support system consists of maternal aunts

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 --

RE: A [REDACTED] Baby boy
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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:

A referral for an `Ohana Conference has been made.

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.

1. CHILD: (1 – 3)

1.1 Child's current situation (1)

"Baby boy" A [REDACTED] was born on [REDACTED] at Kapiolani Medical Center (KMC). His [REDACTED]

Per KMC, [REDACTED]

A. Child's Safety:

i. Age & Vulnerability

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

RE: A [REDACTED] Baby boy
FC-5 No. 16-00249
12/07/16

ii. Relationship & Bonding with Family,

Baby boy A [REDACTED] is unable to form any bonding with mother as she abandoned him.

iii. Fear of Being in the Family Home,

Unable to assess due to [REDACTED]

B. Child's Well-Being:

i. Health

Baby boy A [REDACTED]

ii. Mental Health

Due to [REDACTED] he does not have any mental health concerns.

iii. Education

He is not of [REDACTED]

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

Mother will be provided with supervised 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. 12/02/16

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

Baby boy A [REDACTED] have been in [REDACTED]

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.

RE: A [REDACTED] Baby boy
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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.

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

Baby boy A [REDACTED] is safe as he is in a DHS general licensed resource home.

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.**
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.
- 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.
- 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

RE: A [REDACTED], Baby boy
FC-S No. 16-00249
12/07/18

would not".

- 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 is 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. No. It is not appropriate at this time.
--------------------------	-------------------------------------	---

2.7 Child's Living Situation at time of Removal:

Children was at KMC with mother.

3. FAMILY: (4 – 10, 13)

3.1 Parent's background (history) (4)

Arseny Allwis, Mother

DOB: [REDACTED]

Mother was interviewed by CRT social worker, David Hoke on 12/02/16. Mother was born and raised in Chuuk. She graduated from high school in 2012, in Chuuk. She has three other children, who reside with maternal grandmother in Chuuk. She lives with her sister, sister's children, and her boyfriend. 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 in a DV shelter. Mother denied taking any medications or having a history of drug or alcohol use.

Unknown father

DOB: unknown

3.2 History of assaultive behaviors/domestic violence (6)

Mother reported that her boyfriend is physically violent towards her and that she is fearful of him at times; however, she refused to go to a DV shelter.

3.3 History of substance abuse (7)

No substance abuse was reported by mother.

3.4 Identified perpetrator (s)(8)

Mother is identified perpetrator.

3.5 Protective non perpetrator(s) (9)

n/a

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

Mother has the support system of maternal aunts.

3.7 Appropriate parenting skills (13)

Mother lacks appropriate parenting skills and she stated that she did not want to take her baby home. She has three other children who reside with maternal grandmother in Chuuk.

3.8 Psychological/developmental evaluation (5)

Mother had suicidal ideation 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. It is unknown if mother was evaluated at either place.

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
- Parenting Education
- Enhanced Healthy Start

RE: A [REDACTED] Baby boy
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- Domestic Violence Services

Regarding alleged father, mother reported that he resides in Chuuk.

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
12/02/16	Baby boy A [REDACTED]	KMC	David Hoke	N/A

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

12/02/16- CRT social worker meeting with mother, Honolulu Police Department (HPD), and KMC staff.

12/02/16- telephone contact with resource caregiver

12/02/16- petition for court date

12/05/16- unannounced visit to maternal aunt, Rhea.

12/05/16- telephone contact with mother.

12/06/16- petition request

12/06/16- telephone contact with resource caregiver

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:

Mother has not expressed any interest in engaging in services. On the contrary, she asked that her newborn be placed in foster care. DHS asked mother to provide possible relative placement options.

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

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Mother needs to participate in services to ensure that safety of her child before reunification can occur.

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.

None yet.

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 Baby boy A [REDACTED]

None yet.

5. Likely projected date can be returned to a safe familyhome. 09/2017

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 12/2017.
- #1 Placed for adoption by 12/2017
- ❖ 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 Baby boy A [REDACTED] are not being returned home, indicate all in-state and out-of-state placement options reviewed and considered.

RE: A [REDACTED] Baby boy
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Family Finding will be completed to assess any appropriate relative placement options.

8. If Baby boy 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 Baby boy A [REDACTED]

N/A

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

Child is too young to understand his proposed permanent plan.

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

N/A

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

It is too soon to consider TPR as child has been in foster care since 12/02/16. Mother should be afforded the opportunity to participate in services; mother reported that child's father resides in Chuuk. She stated that her boyfriend is not child's father. Mother will meet with social worker on 12/06/16.

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 verbalized her desire that child be placed in foster care as she could not take baby home. It is unknown if mother is willing to resolve the safety issues in the home, such as being in an abusive relationship with boyfriend; mother refused to enter into a DV shelter with her child. DHS will continue to make efforts to locate child's father.

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 Temporary Foster Custody of Baby Boy A [REDACTED] be awarded to DHS. Baby Boy A [REDACTED] relies solely on a responsible adult to provide for his needs and care. There is no protective caregiver and mother stated that she cannot keep child. Upon discharge from KMC, she asked that child be placed in foster care.

RE: A [REDACTED] Baby boy
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7. **RECOMMENDATION:**

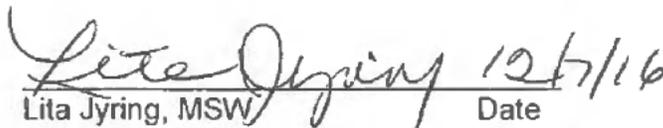
X	Temporary foster custody of the child/ren. The home is unsafe and temporary foster custody of the child is needed to protect the child from imminent harm.
	Foster custody of the child/ren be awarded. The family home is unsafe at this time, even with the assistance of a service plan.
	Foster custody 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.
	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.

RE: A [redacted] Baby boy
 FC-S No. 16-00249
 12/07/16

7. 1 Other recommendations:

	Foster Custody of be continued to DHS until Permanent Custody is ordered.
X	Family Service Plan dated <u>12/07/16</u> be ordered/continued until the Permanent Plan _____ 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:

 12/7/16
 Lita Jyring, MSW Date
 DHS Social Worker

 12/7/16
 Natasha Combs Date
 DHS Supervisor

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 ■ A ■)
Born on ■)
_____)

FC-S No: 16-00249

REPORT TO THE COURT
February 16, 2017

This report is to be read in conjunction with the initial Safe Family Home Report submitted and dated 12/07/16. At the last court hearing on 12/09/16, Arseny Aliwis, mother, stipulated to jurisdiction and foster custody of A ■ A ■ to DHS was ordered.

This social worker interviewed mother on 12/06/16, and she stated that she "is not ready to support her child on her own, that she wants the best life for him, and that she prays for strength". She stated that her boyfriend "John" does not know that she got pregnant in Chuuk and that she had a baby (A ■). Mother reported that she has three older children (■) who reside in Chuuk with maternal grandmother, Resmine Nick. Mother reported that baby A ■'s father resides in Chuuk. She stated that she wants to give up her child for adoption, so that he can have a better life than hers. Mother stated that she is planning to go back to school and better herself.

On 12/09/16, prior to the hearing, mother was given time to complete the medical record release forms as needed for the adoption process. After she spent a few minutes trying to complete the forms, mother became teary and stated that she "wants to keep her baby". She asked if she could change her mind and work towards reunification. This social worker stated yes, and that she will need to engage in services, such as parenting classes, attend a psychological evaluation and provide a clean random urinalysis, and be able to provide a safe home for her child. She agreed to engage in services, once she was referred.

After leaving Family Court on 12/09/16, this social worker gave mother a ride home. During the car ride, she stated that she felt better knowing that she made the right decision. Mother was observed to be in a very positive mood, and stated that she will apply for a job so that she can save money and rent an apartment with her sister, and her sister's boyfriend. She reported that she lives in car with them and her sister's children (■). She stated that she is a drug-free person and that she has no mental health concerns.

EXHIBIT "K"

RE A [REDACTED] A [REDACTED]
FC-S NO 16-00249
02/16/17

DHS scheduled supervised visits for mother on 12/15/16 and 12/22/16 but she no-showed to either visit. Please see Ohana time report provided by DHS aide.

Baby A [REDACTED] is growing and developing on target in his current placement. He has no

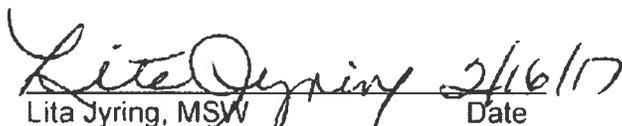
[REDACTED] His
[REDACTED] A [REDACTED] was
[REDACTED]

As of the writing of this report, mother has not contacted DHS and her phone number is disconnected. Mother is homeless and sleeps in car. This social worker has tried to locate mother by going to the park where the car was parked, but the car is not there anymore. This social worker has also mailed a letter to mother, using maternal aunt's address, requesting her to contact this social worker but she has not done so.

EPIC, Inc completed family finding for this case on 12/30/16 and maternal aunt, Alvine Aliwis, contacted this social worker on 12/30/16. She expressed an interest in becoming A [REDACTED]'s resource caregiver; however, due to her work schedule and her boyfriend's work schedule, this social worker has not been able to conduct a home visit. Ms. Aliwis stated that she did not know that her sister gave birth to another child, as she has not seen or talked to mother in months. On 02/08/17, maternal aunt reported that she talked to mother and that she is back with her boyfriend and that she is afraid of him finding out that she had a baby. Maternal aunt stated that mother does not have a working phone number.

DHS has not been able to refer mother to any services, as a contact number for mother is needed. DHS will continue to make efforts to reach mother.

Respectfully submitted by:


Lita Jyring, MSW Date
DHS Social Worker


Natasha Combs Date
DHS Supervisor

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2

1 FRIDAY, DECEMBER 9, 2016 11:02 A.M.

2 --oOo--

3 THE CLERK: Calling FC-S 16-00249, In the
4 Interest of Baby Boy A [REDACTED].

5 Appearances, please.

6 MR. CHING: Good morning, Your Honor. Deputy
7 Attorney General Kaiwi Ching appearing on behalf of
8 Department of Human Services. Also present to my left,
9 Your Honor, is DHS social worker Lita Jyring.

10 MS. JYRING: Good morning, Your Honor.

11 THE COURT: Good morning.

12 MS. ASANO: Good morning, Your Honor.

13 Crystal Asano, court-appointed counsel on behalf of Arseny
14 Aliwis --

15 THE COURT: Good morning.

16 MS. ASANO: -- who is mother in this case,
17 and she's present to my left.

18 THE COURT: All right.

19 MR. WILLIAMS: And good morning, Your Honor.
20 Marvin Williams, CASA Program social worker.

21 THE COURT: Okay, parties may be seated.

22 This is a hearing on a temporary foster
23 custody hearing --

24 MR. CHING: Yes --

25 THE COURT: -- status.

1 MR. CHING: -- Your Honor.

2 THE COURT: Yes.

3 MR. CHING: Yes. Your Honor, before we
4 begin, may the record reflect that I'm serving mom with a
5 copy of the summons, petition, safe family home report,
6 and a service plan dated December 7th, 2016.

7 THE COURT: All right. Record reflect the
8 same.

9 MR. CHING: Thank you, Your Honor.

10 So, Your Honor, it is my understanding after
11 talking with mother's counsel, Miss Asano, that mother
12 will be stipulating to jurisdiction, adjudication of the
13 petition, foster custody, and the service plan.

14 THE COURT: Is that correct?

15 MS. ASANO: Yes, Your Honor, that is correct.
16 My client and I had a consultation, and she understands
17 her rights in the case. She understands that she has a
18 right to a trial, and she's willing to waive that right at
19 this time and agree to the court opening up the case. She
20 does want her child to remain in foster custody at this
21 time while she works on obtaining housing and, you know,
22 getting a job and a -- a small apartment. At this time,
23 she feels it's in the child's best interest. She wants to
24 do what's best for her -- her baby at this point.

25 THE COURT: Good. That's good to hear.

1 Congratulations on that.

2 All right, any other comment on this?

3 MR. WILLIAMS: No, Your Honor.

4 MR. CHING: Your Honor, can I introduce
5 State's Exhibits 1 through 3?

6 THE COURT: Okay.

7 MS. ASANO: Subject to cross, Your Honor.

8 THE COURT: All right. Okay, based upon the
9 same, the court understands the court -- there's no
10 objection to the court receiving these materials
11 (indiscernible) subject to cross, State's Exhibit number
12 1, 2, and 3. Number 1, DHS safe home -- family home
13 report dated December 7, 2016 prepared by Lita Jyring, DHS
14 social worker, number 2, family service plan dated
15 December 7, 2006 (sic), and number 3, photo of Baby Boy
16 A [REDACTED] dated September -- December 2nd, 2016, received in
17 evidence subject to cross.

18 (State's Exhibits 1, 2, and 3 were received
19 in evidence.)

20 MR. CHING: And just --

21 THE COURT: Anything further?

22 MR. CHING: -- the proposed findings and
23 orders, Your Honor.

24 THE COURT: Yes, proposed findings and --

25 MR. CHING: Yes.

1 THE COURT: -- order.

2 MR. CHING: Thank you, Your Honor.

3 Based upon the record and the evidence
4 presented, the court finds that continuation of family
5 home would be contrary to the immediate welfare of the
6 child.

7 Under the circumstances that are presented by
8 this case, reasonable efforts were made by the Department
9 of Human Services prior to the placement of the child out
10 of the family home to prevent or eliminate the need for
11 removal of the child from the family home.

12 Under the circumstances that are presented in
13 this case, DHS has made reasonable efforts to finalize the
14 permanency plan which, in this case, is reunification.

15 There is reasonable cause to believe that
16 continued placement in emergency foster care is necessary
17 to protect the child from imminent harm.

18 The child's date of entry into foster care is
19 today, December 9th, 2016.

20 Based upon the report submitted pursuant to
21 HRS Section 587A-7 and 587A-18 and the record herein,
22 there's an adequate basis to sustain the petition in that
23 the child is a child whose physical or psychological
24 health or welfare has been harmed or is subject to
25 threatened harm by the acts or omissions of the child's

1 family.

2 Each party present at the hearing understands
3 that unless the family is willing and able to provide the
4 child with a safe family home, even with the assistance of
5 a service plan within a reasonable period of time stated
6 in the service plan, their parental and custodial duties
7 and rights shall be subject to termination.

8 Each term, condition, and consequence of the
9 service plan dated December 7, 2016 and attached as
10 Exhibit A has been explained to and is understood by each
11 party present at the hearing.

12 Each party at the hearing knows that they
13 have no right to take or entice the child from the lawful
14 custody of the Department of Human Services or to remove
15 the child from the State of Hawaii.

16 Mother was served with a copy of the summons,
17 the petition, safe family home report, and service plan
18 dated December 7th, 2016.

19 Mother knowingly and voluntarily stipulated
20 to jurisdiction and adjudication of the petition, foster
21 custody, and the service plan dated December 7th, 2016.

22 And if Miss Asano can inquire if her client
23 has any Native American blood.

24 MS. ASANO: Yes, Your Honor, I did inquire
25 with my client whether or not she has any Native American

1 Indian blood, and she did state that she does not. I
2 asked her in regards to the father. She does not know who
3 the father is.

4 Do you know if there could be any?

5 MS. ALIWIS: No.

6 MS. ASANO: No.

7 THE COURT: Normally, there's none.

8 MS. ASANO: Yeah.

9 THE COURT: Not Native Hawaiian -- I mean,
10 Native American.

11 MR. CHING: Thank you, Your Honor.

12 THE COURT: (Indiscernible)

13 MR. CHING: The Indian Child Welfare Act does
14 not apply to this case because no party to this case has
15 indicated that the child is an Indian child, and no
16 information has been discovered that suggests that the
17 child is an Indian child.

18 Therefore, it is hereby ordered that the
19 above-named child and mother comes under the exclusive
20 jurisdiction of the Family Court pursuant to HRS Section
21 571-11(9) and HRS Section 576A-5.

22 All parties are ordered to appear at a
23 periodic review hearing/return hearing for father on a
24 date to be determined by the presiding judge.

25 DHS is awarded foster custody over the child.

1 The service plan dated December 7, 2016 is
2 ordered by the court and attached as Exhibit A and made a
3 part of this order.

4 Mother may be permitted reasonable supervised
5 or unsupervised visitation with the child at the
6 discretion of the Department of Human Services and the
7 guardian ad litem.

8 Mother shall participate in evaluation as
9 arranged by the Department of Human Services with copies
10 of the reports to be provided to the court and all
11 parties, provided that she shall pay the Department of
12 Human Services the cancellation fee if she does not make
13 every good-faith effort to appear and complete the
14 evaluation.

15 Any psychological or psychiatric evaluations
16 prepared in connection with this matter shall only be
17 distributed to DHS social worker, the deputy attorney
18 general, the guardian ad litem, and counsel for the
19 parents. The evaluation or copy of the evaluation shall
20 not be provided to the parents or any other party without
21 prior authorization from the court.

22 The Department of Human Services and guardian
23 ad litem reports are both due on dates to be determined by
24 the presiding judge.

25 And the child shall not be removed from the

1 island of Oahu.

2 Thank you, Your Honor.

3 THE COURT: Any -- any comment on the --

4 MS. ASANO: No, Your Honor. Mother is in
5 agreement with the proposed findings and orders. We did
6 want to state for the record that she is requesting that
7 the department -- and I understand the department will be
8 looking into possible relative placements, and they will
9 hold an Ohana Conference to try and look at whether or not
10 any relatives on island or, I guess, possibly even in --
11 your mother lives in?

12 MS. ALIWIS: Chuuk.

13 MS. ASANO: In Chuuk, maternal grandmother,
14 to see if that's a placement option as well. My
15 understanding from the department is that, you know, if
16 there is a relative placement, you know, they -- they will
17 be looking to family supervision as well as an option for
18 mother. And I do want to request that on her behalf, to
19 have them consider that, since there's no -- not
20 necessarily a safety issue as to mother aside from, you
21 know, she does not have a -- a home for baby right now.
22 So she does want to -- she doesn't want to have baby with
23 her at this time on the streets, but she does want, you
24 know, baby to be cared for in foster care while she tries
25 to obtain housing. So if there's any other placement

1 options where family supervision is an option, my client
2 is requesting that be explored as well.

3 THE COURT: All right.

4 MR. CHING: Yes, Your Honor, department will
5 continue its efforts to locate potential placements and
6 continually assess the well-being of the child and
7 determine whether family supervision is appropriate.

8 THE COURT: Okay. Any other -- any comments?

9 MR. WILLIAMS: Nothing further.

10 THE COURT: All right, based upon the same,
11 at this time, the court will enter an order reflecting the
12 proposed order by the State and which is agreed to by all
13 parties present.

14 Anything further?

15 MR. CHING: And, Your Honor, may we also get
16 a order releasing the confidential information?

17 THE COURT: All right.

18 MR. CHING: Thank you. And, Your Honor, just
19 one more thing. It is my understanding that mother has
20 related to the DHS social worker that the child's first
21 name is A [REDACTED], A [REDACTED]. Is it --

22 MS. ASANO: A [REDACTED].

23 MR. CHING: A [REDACTED]. Okay.

24 At this time, Your Honor, we just make a oral
25 request to modify the caption to state A [REDACTED] as the

1 first name, A [REDACTED], and the --
2 THE COURT: Any --
3 MR. CHING: -- last name.
4 THE COURT: -- objection to same?
5 MS. ASANO: No, Your Honor.
6 THE COURT: There being no objection, the
7 court --
8 MR. CHING: All right.
9 THE COURT: -- will permit the same.
10 MR. CHING: Nothing further, Your Honor.
11 THE COURT: All right.
12 THE CLERK: Oh, you need the dates.
13 MR. CHING: Oh, yes --
14 MS. JYRING: Yes.
15 MR. CHING: -- the dates, please.
16 THE CLERK: Six months out? Or less?
17 MR. CHING: Three months.
18 MS. JYRING: Three months.
19 THE CLERK: Three months.
20 THE COURT: This is a very good ending,
21 right?
22 THE CLERK: Okay, sorry, hold on. What day?
23 MR. CHING: It doesn't matter.
24 THE CLERK: Thursday, March 2nd, at 8:30.
25 THE COURT: Court order -- court orders the

PERMISSION TO COPY DENIED, HRS 606.13, etc.

12

1 parties to reappear -- reappear at this date and time,
2 including the mother. You understand that? The answer
3 is?

4 THE CLERK: GAL --

5 THE COURT: You understand (indiscernible) --

6 THE CLERK: -- report -- oh.

7 THE COURT: Okay, good.

8 THE CLERK: CASA report is due February 23rd,
9 and DHS is February 15.

10 MR. CHING: Thank you.

11 THE COURT: Thank you, everyone. Anything
12 else? That's it?

13 MR. CHING: Yeah.

14 THE COURT: Okay, good. Thank you.

15 MR. CHING: Thank you, Your Honor.

16 MS. JYRING: Thank you.

17 THE COURT: (Indiscernible) Thanks,
18 everyone, for your patience. You know, we ran little
19 late.

20 (The proceedings concluded at 11:13 a.m.)

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C E R T I F I C A T E

I, LILA H. M. GRUMLING, CSR 159, Official
Court Reporter of the First Circuit, State of Hawaii, do
hereby certify that the foregoing, to the best of my
ability, is a true and correct transcript of the
audiotaped proceedings had in connection with the
aforementioned cause.

Dated this 18th day of November, 2019.

/s/ Lila H. M. Grumling
Lila H. M. Grumling, CSR 159
Official Court Reporter

5

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2016 DEC -7 AM 11:40

R. PASCUAL
CLERK

DOUGLAS S. CHIN 6465
Attorney General
JAY K. GOSS 3678
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
Kapolei Building
1001 Kamokila Boulevard, Suite 211
Kapolei, Hawaii 96707
Telephone: (808) 693-7081

Attorneys for Petitioner

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Interest of

BABY BOY A [REDACTED],

Born on [REDACTED].

FC-S No. 16-00249

PETITION FOR TEMPORARY FOSTER
CUSTODY

PETITION FOR TEMPORARY FOSTER CUSTODY

Mother

ARSENY ALIWIS
[REDACTED]

DOB: [REDACTED]

Child

DHS General License Home

Alleged Natural Father

Unknown Natural Father

Address Unknown

(Chuuk)

DOB: Unknown

COMES NOW the Petitioner, a duly appointed social worker of the Department of Human Services ("DHS"), and hereby declares, under penalty of perjury, that the statements made herein are true and correct to the best of Petitioner's knowledge, information and belief.

1. The above-named child comes within the provisions of HRS §§ 571-11(9) and 587A-5.

EXHIBIT "M"

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

[Signature]
Clerk, Circuit Court, First Circuit

2. The child was found within the State of Hawaii at the time the following facts and circumstances (which have caused the child's physical or psychological health or welfare to be subject to imminent harm, subject to harm, or subject to threatened harm by the acts or omissions of the child's family) occurred, were discovered, or were reported to the DHS:

a. BABY BOY A [REDACTED] (child) is the son of ARSENY ALIWIS (Mother). Mother has three (3) older children who reside in Chuuk with maternal grandmother. Per Mother, the child's father lives in Chuuk and did not disclose any further information on him. Mother disclosed that she is currently in a relationship with her boyfriend, "JOHN" and that he did not know that Mother was pregnant. Mother lives with her sister, her sister's two minor children, and Mother's boyfriend. Mother has denied having any history of drug or alcohol use.

b. Prior to her discharge from Kapiolani Medical Center for Women and Children (KMCWC) after giving birth to the child, Mother disclosed to KMCWC staff that she did not feel safe going home due to domestic violence in her relationship with her and her boyfriend. Mother's boyfriend is physically violent towards her. In an interview with a Crisis Response Team (CRT) social worker and KMCWC staff, Mother stated that she did not want to go to the Domestic Violence (DV) shelter with her child. She would prefer that child be placed into DHS foster care. Mother's primary language is English and declined the need for an interpreter for the interview.

c. On December 5, 2016, the DHS social worker made an unannounced visit to Mother's address. Maternal Aunt stated Mother did not live with there. Later on that day, Mother contacted the DHS social worker and scheduled an appointment. Mother did not request a visit with her child.

3. IMMINENT HARM

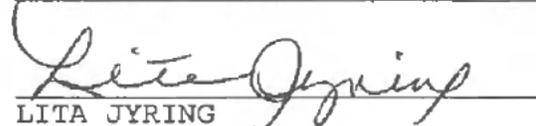
The child was placed in Temporary Foster Custody because there is reasonable cause to believe that the harm, as set forth in paragraphs (a) thru (c) above, will occur/reoccur within the next ninety days. The child was taken into police protective custody on December 2, 2016 and placed in a DHS foster home where he remains.

WHEREFORE, it is prayed that an inquiry be made into the foregoing allegations and that action be taken pursuant to the provisions of the Child Protective Act, including but not limited to:

Temporary Foster Custody of the child be ordered, matters concerning the child and other family members be adjudicated, and such other orders as the Court deems appropriate be entered.

UNLESS THE FAMILY IS 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, THEIR RESPECTIVE PARENTAL AND CUSTODIAL DUTIES AND RIGHTS SHALL BE SUBJECT TO TERMINATION.

DATED: Kapolei, Hawaii, December 7, 2016


LITA JYRING
DHS Social Worker

Reviewed and Approved by:


NATASHA COMBS
DHS Supervisor

[X] Approved as to form by the Department of the Attorney General

DOUGLAS S. CHIN 6465
 Attorney General

SCOTT D. BOONE 10190
 Deputy Attorney General
 Department of the Attorney
 General, State of Hawaii
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FRIDAY
 FIRST CIRCUIT COURT
 STATE OF HAWAII
 11:21 FILED A M.
 MAR 02 2017
 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 November 30, 2016.

FC-S No. 16-00249

ORDERS CONCERNING CHILD
 PROTECTIVE ACT

[] EXHIBIT "A"

JUDGE: Bode A. Uale

DATE: March 2, 2017
 8:30 a.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

The following parties were present:

[]	<u>Arseny Aliwis</u>	<u>mother</u>
[]	<u>Unknown</u>	<u>father</u>
[]	_____	_____
[]	_____	_____
[X]	<u>Sita Jyrine / INA KSKAWI</u>	<u>DHS social worker</u>

Also present were:

[X]	<u>Crystal Asano</u>	<u>counsel for mother</u>
[]	_____	<u>counsel for father</u>
[]	_____	_____
[X]	<u>J. ANJ GROSSARD</u>	<u>CASA CAL</u>
[X]	<u>Marvin Williams</u>	<u>CASA Program Social Worker</u>
[X]	<u>Scott D. Boone</u>	<u>deputy attorney general</u>

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

FC S No. 16-0249

The following parties were not present at the hearing:

- ARSENY ALIWIS who was/were defaulted at the hearing today;
- Unknown Natural Father of a Male born [REDACTED] 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;
- ARSENY ALIWIS for whom three calls were made with no response [] and were reserved.
- Unknown Natural Father of a Male born [REDACTED] for whom three calls were made with no response [X] and were reserved.

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

- A The child(ren)'s date of entry into foster care was 12/9 2016;
- B The child(ren)'s current placement is safe and appropriate;
- _____ Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the permanency plan which in this case is [] adoption [] legal guardianship;
- C Under the circumstances that are presented in this case, DHS has made reasonable efforts to finalize the concurrent permanency plan which in this case is [X] reunification [X] adoption [] legal guardianship;
- D The parties [] have made progress toward resolving the problems that necessitated placement [X] have not made progress toward resolving the problems that necessitated placement;
- E The projected date for [X] reunification [X] adoption [] legal guardianship is December 2017;
- _____ 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;
- _____ Each term, condition, and consequence of the [] service plan [] permanent plan dated _____ [] as modified, has been explained to and is understood by each party present at the hearing;

FC-S No. 16-00249

- F The court has considered in-state and out of state placement(s) and finds as follows:
- That the child(ren)'s current in-state placement is safe and appropriate and in the best interest of the child(ren);
 - The child(ren)'s current out of state placement is safe, appropriate and in the best interest of the child(ren);

- DHS has made reasonable efforts to:
- (A) Place siblings in foster care with the same resource family, adoptive placement, or legal guardians; and
 - (B) Provide for frequent visitation or other on-going interactions with siblings who are not living in the same household;

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

- The DHS has made reasonable efforts to complete or have the child(ren)'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
 - a signed release from mother to receive a copy of all of her medical records relating to the birth of the child(ren); and
 - The DHS has used due diligence to inform mother and father of the confidentiality requirements of HRS 578-15;

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

— 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;

— _____

FC-S No. 16-00249

THEREFORE, IT IS HEREBY ORDERED THAT:

- 1 foster custody is continued;
 permanent custody is continued;
- The proper permanency plan is adoption, legal guardianship;
- 2 The proper concurrent permanency plan is reunification
 adoption, legal guardianship;
- The service plan permanent plan dated _____
 as modified, is ordered by the Court and attached as Exhibit "A" and made a part of this order;
- 3 All parties are ordered to appear at a periodic review hearing permanency hearing continued return hearing for Unknown Natural Father on August 15, 2017 at 8:30 a.m., before the presiding judge;
- 4 The DHS report and plan are due on July 31, 2017 and the GAL report is due on Aug 8, 2017;
- All parties are ordered to appear at a trial on _____ at _____; pretrial statements, exhibit lists and witness lists are due by _____;
- DHS shall file a motion to terminate parental rights petition for legal guardianship petition for adoption by _____;
- 5 ARSENY ALIWIS 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;
- 6 DHS' ORAL MOTION Requesting Court AUTHORIZATION re. Public for UNKNOWN NATURAL FATHER IS GRANTED

FC S No. 16 . . 249

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

DATED: Kapolei, Hawaii, MAR 02 2017

[Signature]
JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

[Signature]

COURT CLERK: Maryln P. [Signature]

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Lena Kakehi
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DOUGLAS S. CHIN 6465
Attorney General

SCOTT D. BOONE 10190
Deputy Attorney General
Department of the Attorney
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FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII
FILED
7:30 o'clock P.M.
JUN 21 2017
K. SIOBAL
Clerk

AK
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L

Attorneys for Department of
Human Services

IN THE FAMILY COURT OF THE FIRST CIRCUIT
STATE OF HAWAII

In the Interest of
BABY BOY A [REDACTED],
Born on [REDACTED]

FC-S No. 16-00249
ORDERS CONCERNING CHILD
PROTECTIVE ACT
[] EXHIBIT "A"
JUDGE: Bode A. Uale
DATE: June 21, 2017
1:30 p.m.

ORDERS CONCERNING CHILD PROTECTIVE ACT

The following parties were present:

- [] Arseny Aliwis, mother;
- [] Unknown, father;
- [] _____;
- [] _____;
- [] _____;
- [] _____, DHS social worker;

Also present were:

- [] Crystal Asano, counsel for mother;
- [] _____, counsel for father;
- [] _____;
- [] _____;
- [] JoAnn Gossard, CASA;
- [X] Kellie M. Kersten by Lianne Onishi, deputy attorney general;

Caral

FC-S No. 16-00249

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

A UNKNOWN NATURAL FATHER having been duly served by publication and having failed to respond to three calls, is found to be in default.

UNKNOWN NATURAL FATHER was served in open court with a certified copy of the petition and summons.

THEREFORE, IT IS HEREBY ORDERED THAT:

1 UNKNOWN NATURAL FATHER is defaulted for failure to appear and notice of future hearings is waived;

UNKNOWN NATURAL FATHER is ordered to appear at a review hearing on August 15, 2017 at 8:30 a.m., before the presiding judge;

UNKNOWN NATURAL FATHER shall contact LENA KAKAME, the DHS social worker, within two (2) working days at 808-832-5467;

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

DATED: Kapolei, Hawaii,

JUN 21 2017

B. A. [Signature]
JUDGE OF THE ABOVE-ENTITLED COURT

COURT CLERK: Kay

RUSSELL SUZUKI 2084
Acting Attorney General

SCOTT D. BOONE 10190
Deputy Attorney General
Department of the Attorney
General, State of Hawaii
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Attorneys for Department of
Human Services

FAMILY COURT
FIRST CIRCUIT COURT
STATE OF HAWAII
1:34 P.M.
FEB 27 2018
M. Castillo
Clerk

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

ORDER TERMINATING PARENTAL
RIGHTS

[X] EXHIBIT "A"

JUDGE: Bode Uale

DATE: February 27, 2018
9:30 a.m.

ORDER TERMINATING PARENTAL RIGHTS

The following parties were present:

- Arseny Aliwis, mother
- Unknown, father
- _____, _____
- _____, _____
- _____, _____
- Lena KAKANI, DHS social worker

Also present were:

- Crystal Asano, counsel for mother
- _____, counsel for father
- _____, _____
- _____, _____
- Marvin Williams, CASA
- Scott Boone, deputy attorney general

I do hereby certify that this is a full, true and correct copy of the original as filed in this office.
M. Castillo
Clerk, Family Court, State of Hawaii

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

- Arshay Al Lewis, who, having been duly served previously ordered to appear and having failed to respond to three calls, was found to be in default.
- UNKNOWN NATURAL Father of male BOY, who, having been duly served previously ordered to appear and having failed to respond to three calls, was found to be in default.
- _____, who was previously defaulted at the hearing on _____.
- _____, who was excused by previous order of the Court on _____.

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 child(ren)'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(ren) with a safe family home, even with the assistance of a service plan;

B It is not reasonably foreseeable that the child(ren)'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(ren) with a safe family home, even with the assistance of a service plan, within a reasonable period of time;

C The proposed permanent plan attached hereto as Exhibit "A" is in the best interests of the child(ren);

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 reunification permanent out of home placement;

E The child(ren)'s date of entry into foster care was 12/9/16;

_____ The child(ren) has/have reached the age of fourteen and consents to the permanent plan;

___ The child(ren) has/have reached the age of fourteen and it is in the best interests of the child(ren) to dispense with their consent to the permanent plan;

___ The DHS has made reasonable efforts to complete or have the child(ren)'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 child(ren);

___ _____ 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 Aqssuy Alimov, the child(ren)'s natural and legal mother, are hereby terminated pursuant to HRS § 587A-33;
- 4 The parental and custodial duties and rights of UNKNOWN NATURAL FATHER OF MAIE BORN the child(ren)'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 child(ren), with authority to delegate his/her responsibilities and duties to a professional member of his/her staff;
- 6 Until the child(ren) reach/reaches the age of eighteen or is/are adopted, the permanent custodian is awarded each of the

FC-S No. 16-00249

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 2/14/18 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 UNKNOWN NATURAL FATHER are excluded from

FC-S No. 16-00249

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 which shall be held on 8/14/18, at 9:30 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 7/30/18 and the GAL report is due on 8/7/18;

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

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

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

_____ Counsel for [] Mother [] Father is discharged _____

_____ 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;

_____ DHS is authorized to publish the child's photograph and or any other appropriate information on the internet and/or other

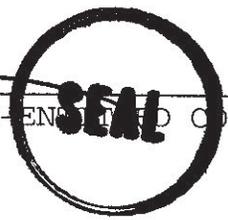
FC-S No. 16-00249

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;

DATED: Kapolei, Hawaii, FEB 27 2018

File

JUDGE OF THE ABOVE-ENTITLED COURT



APPROVED AS TO FORM:

[Signature]

COURT CLERK: MARLY

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

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

IN THE INTEREST OF:)

A ■ A ■)
Born on ■)
_____)

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 ■ A ■ 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 ■ A ■ 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 ■.
- 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.

EXHIBIT A

A ■ is dependent on his caregiver for his basic needs. DHS encourages the resource caregiver to explore independent living program options when A ■ reaches ■ 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]

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

Respectfully submitted by,



Lena Kakehi
DHS Social worker

2/14/18

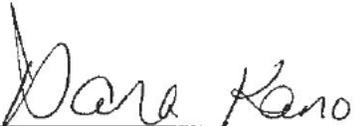
Date



Natasha Combs
DHS Supervisor

2/14/18

Date



Dana Kano
Section Administrator

2.14.18-

Date

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
08/07/17**

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

A. HARM (2):

- 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

On 12/02/16, DHS received a report of Physical Neglect, Threat of Abuse and Threat of Neglect of A [redacted] A [redacted] by mother, Arseny Aliwis. These allegations were explained in a previous Safe Family Home Report dated 12/07/16 and 02/16/17.

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

FCS NO. 16-00249
 STATE'S EXHIBIT 6
 For Identification
 AUG 15 2017 Evidence
 Clerk [Signature]

6

B. Family's Strengths:

- Mother has the support of maternal aunts
- Mother was able to request help when child was born

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:

A referral for an `Ohana Conference was made; however, due to no contact by mother, an Ohana Conference has not yet been scheduled. DHS will continue in its efforts to make contact with mother to schedule an Ohana Conference.

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 an [REDACTED] happy baby boy. He smiles frequently and cries very little. Child has a good appetite, but does not like to eat fruits. He is developmentally on target but has been prone to colds recently. He also sleeps well throughout the night and interacts well with others. Child has reportedly been learning baby sign language and is currently teething.

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 not been able to bond with mother as mother has not maintained contact with DHS, nor has she requested any visits with her 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 [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

ii. Mental Health

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

iii. Education

He is [REDACTED]

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

To date, there have not been any visits between mother and child. Mother has not maintained contact with this worker, nor has she requested any visits. DHS will continue in its efforts to re-establish contact with mother and initiate 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. 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] have been [REDACTED]

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.

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 04/30/17.

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 type="checkbox"/> | Was prevention of placement appropriate given the circumstances in this case? |
| <input type="checkbox"/> | <input type="checkbox"/> | Was placement assessed as preventable? |
| <input type="checkbox"/> | <input type="checkbox"/> | Would prevention of placement pose an unacceptable risk to the child? |
| <input type="checkbox"/> | <input 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 | 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. |
| <input type="checkbox"/> | <input type="checkbox"/> | The parents/legal guardian(s) were given time to make changes that would ensure the safety of the child in the home. |
| <input type="checkbox"/> | <input type="checkbox"/> | The family was offered treatment and services to resolve the safety issues/factors in the home. |
| <input type="checkbox"/> | <input type="checkbox"/> | Extended family members were sought who could ensure the safety of the child in the home. |
| <input type="checkbox"/> | <input type="checkbox"/> | The family was asked to agree to court jurisdiction and an immediate service plan. |
| <input type="checkbox"/> | <input type="checkbox"/> | The Non-perpetrating parents/legal guardian(s) and child were asked to leave the home to a safe environment. |
| <input type="checkbox"/> | <input type="checkbox"/> | The perpetrator was asked to leave the home. |
| <input type="checkbox"/> | <input type="checkbox"/> | Parents were offered and agreed to an in-home safety plan |

2.7 Child's Living Situation at time of Removal:

Child was at KMC with mother.

3. FAMILY: (4 – 10, 13)

3.1 Parent's background (history) (4)**Arseny Aliwis, Mother****DOB:** [REDACTED]

It was reported that mother has continued to have contact with her boyfriend, and that she has been "beach hopping." No other changes in this section for mother.

Mother was interviewed by CRT social worker, David Hoke on 12/02/16. Mother was born and raised in Chuuk. She graduated from high school in 2012, in Chuuk. She has three other children, who reside with maternal grandmother in Chuuk. She lives with her sister, sister's children, and her boyfriend. 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 in a DV shelter. Mother denied taking any medications or having a history of drug or alcohol use.

Unknown father**DOB: unknown**

No changes in this sections for father.

DHS does not have any information on the father. Mother has told 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 is physically violent towards her and that she is fearful of him at times; however, she refused to go to a DV shelter. It has also been reported that mother is continuing to have contact with her boyfriend.

3.3 History of substance abuse (7)

No substance abuse was reported by mother.

3.4 Identified perpetrator (s)(8)

Mother is identified perpetrator.

3.5 Protective non perpetrator(s) (9)

n/a

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

Mother has the support system of maternal aunts. One the maternal aunts initially declined placement of A [REDACTED] 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. Since this time, maternal aunt has not yet provided the necessary information and has not made any attempts to re-establish contact with the department.

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

3.7 Appropriate parenting skills (13)

Mother lacks appropriate parenting skills and she stated that she did not want to take her baby home. She has three other children who reside with maternal grandmother in Chuuk.

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 been unable to confirm if mother followed through with the recommendation.

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 ongoing contact with mother has not yet been established.

- CCH – CCSS Counseling, Outreach, and Parenting Education – Mother has not yet been referred to CCH for services as ongoing contact with mother has not yet been re-established.
- Enhanced Healthy Start – Referral was made on 08/04/17 for RCG only. Services will included mother when on-going contact with her is established.
- Domestic Violence Services – DHS has not yet made a referral, as mother has not maintained contact with the department. A referral will be made once contact is re-established.

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

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 relative placement.
 Family Finding.
 Ongoing in-person and telephone contact with GAL/CASA.
 EHS referral.

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 recommended that mother participate in counseling, outreach services, and parenting education through CCH CCSS. The department has also recommended that mother participate in a psychological evaluation and Enhanced Healthy Start when appropriate.

The department also made a referral to EPIC for family finding and made attempts to license a maternal relative for placement, without success.

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

Mother is reportedly residing at different beaches, and has not yet secured stable housing. She has also yet to begin participating in counseling and parenting education, as well as address issues related to DV. Mother is also reportedly still having contact with her boyfriend. Additionally, mother has not maintained contact with the department. This has created a barrier to completing services and resolving safety issues.

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 has not made any progress in completing services. DHS has not yet made any referrals for mother to participate in counseling, outreach, parenting education, domestic violence classes, and in a psychological evaluation as on-going contact with mother has not yet been established. The department will continue in its efforts to connect with mother and refer her for services.

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 Baby boy 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 not yet secured stable housing. She has also not made contact with or been responsive to the department's efforts to establish ongoing communication. Mother is also still reportedly in contact with her boyfriend and has not addressed the issues related to domestic violence. DHS will continue in its efforts to re-establish contact with mother.

5. Likely projected date can be returned to a safe familyhome. 02/2017
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 10/2017.
 - #1 Placed for adoption by 01/2018
 - ❖ 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.

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

Throughout the past 8 months, mother has not made any progress in completing services or resolving any safety issues. As such, DHS will likely 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 could not care for child. She also initially stated that she was willing to participate in services to resolve safety issues. Since then, after nearly 8 months, mother has not maintained contact with the department and has not

engaged in any services to resolve safety issues. Mother reportedly continues to have contact with her boyfriend and has not been willing to address the safety issues with regards to domestic violence and secure stable housing. This has also created a barrier to mother making progress to resolve safety issues.

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 Foster Custody of A [REDACTED] A [REDACTED] be continued, as the department believes it is in his best interest, for his safety and well-being. Mother has not maintained contact with the department and is not participating in services to address safety issues. She also continues to be in a relationship with reported ongoing DV. Child also relies solely on a responsible adult to provide for his basic needs. As a result, DHS will likely be pursuing Termination of Parental Rights.

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.
X	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.
	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.
X	Family Service Plan dated <u>08/08/17</u> be ordered/continued until the Permanent Plan _____ 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 8/8/17
 Lena Kakehi Date
 DHS Social Worker

Natasha Combs 8.8.17
 Natasha Combs Date
 DHS Supervisor

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