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STATE OF HAWAI'I

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**FIRST CIRCUIT**  
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**Dkt. 545 EXH**

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT  
STATE OF HAWAI'I

JOHN ROE NO. 121,

Plaintiff,

vs.

STATE OF HAWAI'I; JOHN A. TEIXEIRA;  
JOHN DOES 1-10; DOE CORPORATIONS  
1-10; DOE PARTNERSHIPS 1-10; DOE  
NON-PROFIT ENTITIES 1-10; and DOE  
GOVERNMENTAL ENTITIES 1-10,

Defendants.

CIVIL NO.: 1CC191001419  
(Other Non-Motor Vehicle Tort)

JOINT TRIAL EXHIBIT 7

Judge: Honorable Kevin T. Morikone  
Trial: April 22, 2024

UPDATE 1997

J [REDACTED] T [REDACTED]

This is J [REDACTED] T [REDACTED]'s annual recertification report.

Mr. T [REDACTED] is still residing at the Hihimanu St., Waimanalo home with numerous animals and children. He remains a single parent to seven boys. Two of the placements are Family Courts: two of his long term DHS boys, J [REDACTED] S [REDACTED] and K [REDACTED] V [REDACTED] have now become his legal wards. His newest DHS placement, L [REDACTED] E [REDACTED] was placed May 30th, his newest Family Court placement, J [REDACTED] P [REDACTED] was May 6th.

J [REDACTED] is still successful at nurturing boys with diversified problems and special needs. He remains steadfast, positive and consistent in parenting each child in his care.

FPP extended the T [REDACTED] licence to accommodate placement of a troubled youth who could benefit from J [REDACTED]'s skill; the overlap of another who will reach majority and because he has room.

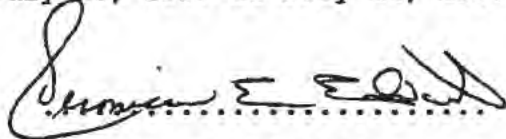
RECOMMENDATIONS:

J [REDACTED] has acted responsibly and consistent in reporting any infractions/violations the youth may exhibit to Social Worker, the Probation Officer and therapist.

Moreover, J [REDACTED] has acted in the best interest of each child and helped them through their difficult times with skill and acceptance.

It is therefore recommended that the home of Mr. J [REDACTED] T [REDACTED] continues to be certified as placement for 7 male adolescents.

The home is certified from July 14, 1997 to July 14, 1998.



Veronica E. Edwards  
Social Worker,  
Foster Parenting Program

June 30, 1997

UPDATE 1996

J [REDACTED] T [REDACTED]

This is J [REDACTED] T [REDACTED]'s annual recertification report.

Mr. T [REDACTED] has just moved into a new home, [REDACTED]  
[REDACTED]. The phone number is  
[REDACTED] ..

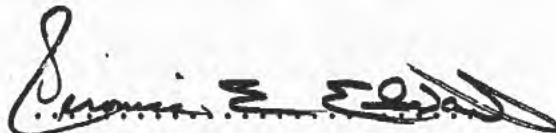
He remains a single parent to five boys for the outside agencies of DHS and DOH. J [REDACTED] insists he remain with Family Court and leaves one placement open for a youth with Family Court involvement.

J [REDACTED] has acted responsibly and consistent in reporting any infractions/violations the youth may exhibit to Social Workers and the Probation Officer. The same boys, J [REDACTED] Ch [REDACTED] F [REDACTED] G [REDACTED] K [REDACTED] have been with him for two years or more. J [REDACTED] has been able to nurture these long term placements in a warm, positive, paternal role modeling way. At least three of his placements have special needs and have presented problems. Moreover, J [REDACTED] has acted in the best interest of each child and helped them through their difficult times with skill and acceptance.

RECOMMENDATIONS:

It is therefore recommended that the home of Mr. J [REDACTED] continues to be certified as placement for 6 male adolescents.

The home is certified from July 15, 1996 to July 14, 1997.



Veronica E. Edwards  
Social Worker,  
Foster Parenting Program

August 1, 1996



UPDATE 1995

J [REDACTED] T [REDACTED]

This is J [REDACTED] T [REDACTED]'s annual recertification report.

Mr. T [REDACTED] still resides at the one story framed house at [REDACTED]. The phone number is [REDACTED]. He remains a single parent to six boys for the outside agencies of DHS and DOH. One of the youth also has Family Court involvement.

J [REDACTED] has acted responsibly and consistent in reporting any infractions/violations the youth may exhibit to Social Workers and the Probation Officer.

The same boys, J [REDACTED], C [REDACTED], F [REDACTED], G [REDACTED], K [REDACTED] and J [REDACTED] have been with him for two years or more. J [REDACTED] has been able to nurture these long term placements in a warm, positive, paternal role modeling way. At least three of his placements have special needs and have presented problems. Moreover, J [REDACTED] has acted in the best interest of each child and helped them through their difficult times with skill and acceptance.

RECOMMENDATIONS:

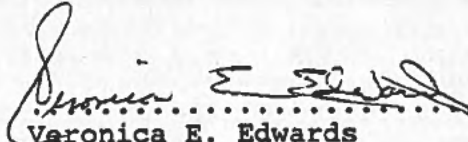
It is therefore recommended that the home of Mr. J [REDACTED] T [REDACTED] continues to be certified as placement for males adolescents.  
The home is certified from July 15, 1995 to July 14, 1996.



Veronica E. Edwards  
Social Worker,  
Foster Parenting Program

July 7, 1995

Mr. J [REDACTED] T [REDACTED] was first certified by the Judiciary's Foster Parenting Program, July 15, 1991. The home is certified until July 14, 1995.

  
Veronica E. Edwards  
Social Worker,  
Foster Parenting Program

December 6, 1994

UPDATE 1994

J [REDACTED] T [REDACTED]

J [REDACTED] has just moved into new housing. His new address is: [REDACTED].. new phone # [REDACTED].

The house is on property owned by the Kualoa Ranch which is close by. J [REDACTED] pays a modest \$500. per month for the three bedrooms and one and a half baths. He has had to put labor into the house to make it fit his needs. The home is comfortable, light, airy and the bedrooms are spacious.

The home is within a block of the ocean and Kaaawa Beach Park. It is a one story frame structure in a neighborhood of similiar one and two family homes. The front and back yards have some fruit trees and enough room for the boys play and J [REDACTED]'s birds. J [REDACTED] has just completed putting a roof over the laundry room and cementing its floor. In the process he is rebuilding the back lanai, extending it with the owners permission.

Inside the walls are panelled in brown wood tones in the livingroom and down the hallway leading to the bedrooms. Each of the boys bedrooms have large size bunkbeds and a single bed. The rooms have wall closets where the dresser and personal things are hidden. The shelves are divided into sections for each boy. These are spacious and light rooms with large windows. J [REDACTED]'s room contains the half bath and the larger bath is in the hallway close to the kitchen area. The large combination kitchen/eating area leads to the outside lanai and the laundry area.

Presently J [REDACTED] is fostering five boys; J [REDACTED] 14, C [REDACTED] 16, F [REDACTED] 16, G [REDACTED] 16 and his soon to be ward, K [REDACTED] 10. All the placements are from DHS and most have been with him for two years. The children have displayed positive growth under J [REDACTED]'s capable care. F [REDACTED] is on the honor roll in school. The boys engage in a variety of healthy and structured sports/activities.

On December 15, 1994 J [REDACTED] V [REDACTED], 16, will be replaced with John after spending 10 months in Kahi Mohala. J [REDACTED] is willing to accept J [REDACTED] back into his home as a family member. J [REDACTED]'s cousin, K [REDACTED] has been with J [REDACTED] since June, 1992 and they have lived with each without having negative reactions.

J [REDACTED] T [REDACTED]'s new home is suitable for the purpose of fostering the children now in his care. Placement of J [REDACTED] V [REDACTED] also seems to be suitable and in the interest of the youth.



Update: J [REDACTED] T [REDACTED]  
9/16/92

On 9/1/92 Mr. T [REDACTED] moved to [REDACTED],  
[REDACTED], telephone: [REDACTED]. The modern, well-maintained  
home has three bedrooms, kitchen, dining and living rooms.  
All rooms are large. A lanai surrounds the whole house and  
the property is fenced. The yard and gardens are also  
well-maintained. Mr. T [REDACTED] has appropriately furnished  
the entire house. A washer and dryer are provided. As the  
home is located about two blocks from Kamehameha Highway, it  
is quiet with no traffic noise.

The rent for the home is \$750 per month which includes  
water. Mr. T [REDACTED] must pay the electricity. He has a  
five year lease. The landlord is Mr. T [REDACTED]'s third  
cousin. In exchange for the low rent, Mr. T [REDACTED] takes  
care of three horses for the landlord.

Mr. T [REDACTED] has one bedroom. Foster child, K [REDACTED] V [REDACTED]  
has another, and foster child, F [REDACTED] D [REDACTED] has the third  
bedroom. Mr. T [REDACTED] plans to put bunk beds in both  
bedrooms so that four foster children could be accommodated  
in the home.

Mr. T [REDACTED] and other foster parents (Mrs. M [REDACTED], Mrs. G [REDACTED])  
have been taking their foster children on picnics and  
horseback riding on Sundays.

Due to the new living arrangements Mr. T [REDACTED]'s home could  
accommodate up to four foster children, but placement of  
more than two children would depend on the amount of care  
and supervision needed by the children.

Submitted by: 

H. M. Young,  
Social Worker  
Foster Parenting Program

Tex.Upd

HOME STUDY

J [REDACTED] T [REDACTED]

APPLICATION:

The Foster Parenting Program received a call from Mr. T [REDACTED] in February, 1991 who stated that he had once been a foster parent for the Department of Social Services and wished to resume that role again. He reported that he was still close to his foster son and wanted to know if it were possible for him as a single man to become involved in fostering. The Program did not receive the application back until late March and an appointment was made for April 18, 1991.

DESCRIPTION:

J [REDACTED] T [REDACTED] is a 33 year old single, Caucasian male of average height, slim build with thinning brown hair, light eyes and complexion. He rents a one bedroom apartment on the second floor of a two story home in Hauula. This is close to his job at Turtle Bay where he enjoys working as a stable hand. J [REDACTED] has never been married. He presents as a straight forward, direct, aware and caring person. His interest in fostering a male comes from his many associations with adolescents as a younger man. The former foster child was a child from his neighborhood in Waimanalo. The boys mother needed help with her son who was displaying some inappropriate behavior. J [REDACTED], knowing the boy, and because he was still residing with his mother agreed to help out since the boy was always at his mother's home. This was in February, 1981 and the adolescent was then 14 years of age. John stated his " son " is now 23 and remains in touch.

BACKGROUND INFORMATION:

J [REDACTED] T [REDACTED] was born the second eldest of four children. As the only boy he perceives he was spoiled rotten. His father died when he was just over two years old which left his mother with the responsibility to raise the children. His mother never remarried. She took care of her family by working as a maid and receiving Social Security benefits from her late husband. Eventually his mother began working for Coronet's where she has remained until this time. His mother did spank as a form of discipline as did other members of the family who were looking after the children during their growing up years. J [REDACTED] doesn't feel that it was abusive. He recalled feeling that he missed a lot by not having his dad around. Living on the family farm



in Waimanalo and caring for animals as J. did he recalled beginning to identify with the horses strengths, agilities and sense of independence.

J. recalls being a rascal in his youth, cutting out of classes and school to be with friends or to work with horses. His uncle would roust him about whenever there was a need to adjust his attitude as the family wanted him to complete his education. J. did graduate from Kalaheo High School.

He was 23 years old, living at home and working when a neighborhood mother approached him with the problem she was having raising her 14 year old son. This youngster was always around J. and the house. J. agreed to help both mother and child and became involved with the State system. The youth and his mother moved to Florida but things did not work out well there and a private arrangement was made to have the teenager return and resume living with J. again. The youth remained for a total of seven years and still shows up at the T.'s home and family functions.

In 1983 J. received probation for theft. He had purchased some things from Sears/Kaneohe and saw a neighborhood boy he knew. The young man had packages and he offered to drive him home. The youngster asked J. to take his packages to the car while he looked at something else and he would meet J. Security stopped J. and searched the packages he was holding and found unpaid for goods. J. says he immediately realized what was going on and did not say anything as the youngster was constantly in trouble. He has reminded himself of the decision to cover for someone who didn't deserve his loyalty or trust. His decision did not make the youth responsible for what the youth had done and has made J. cautious.

#### MARRIAGE AND FAMILY RELATIONSHIPS:

J. T. has never been married. His mother and two sisters have provided him with close family ties. His oldest sister died in 1986 and his mother has been caring for her two grandchildren since then. J. stated he is also involved in his niece, age 16 and nephew, age 13, care trying to especially give his nephew a consistent male role model.

The two surviving sisters and himself meet at their mother's home each week for fun, games, family talks and get together. Accordingly, all the family members are looking forward to incorporating any foster boy into their lifestyle.

#### PERSONALITIES:

Mr. T. presented as a straight-forward, patient, understanding and knowledgeable person during the interview. He seemed anxious to share those experiences he had gained



with his previous foster son and seemed to know how to engage the respect of an adolescent.

PARENTING:

Although J [REDACTED] has not been married or had children of his own, he has been presented with several opportunities to parent adolescents. His first full time experience at fostering was with a 14 year-old male whose mother had a difficult time understanding adolescent male behavior. The Department of Human Services verifies as does Family Court records, that the youth did well in J [REDACTED]'s care. J [REDACTED] did admit to one moment of frustration when he lost his demeanor after the youth wanting to hurry and complete his chore of cleaning the yard, foolishly threw rubbish into a neighbor's car and lied about it. J [REDACTED] grabbed the youth and pinned him against the wall, the youth became frightened, cried and J [REDACTED] released him. He said that he apologized to the youth and no other incident of physical force happened in their relationship which still remains stable.

J [REDACTED] had learned from the past when he worked for the state as a custodian at Mokupu Elementary School, that the boys who were always in detention for acting out, were in need of someone to express themselves to. He often made himself available and the boys would respond. He feels it was because the boys felt he was genuinely listening and giving them attention. This is the way he intends to handle a foster youth in his care. He also intends to continually monitor the youths school, monitor and know of the youths whereabouts after school, have curfews, restrict any negative behaviors, encourage good work ethics and job stability as he did with his previous foster son.

J [REDACTED] is now helping another neighborhood young adult who is experiencing problems with his family to make the adjustment from adolescence to that of responsible adult. The incident of using physical force which happened some years ago has not been repeated and he was made aware by this worker of possible consequences for any inappropriate action. J [REDACTED] also understands that the foster youth must be his first concern over other young adults.

EXPECTATIONS OF FOSTER PARENTING:

Mr. T [REDACTED] has been involved in fostering a youth under Family Court and the Department of Human Services jurisdictions from February, 1981 to October, 1981. He also remained responsible for this youth after the youths release to his mother under a private arrangement. The youth then 14 years of age, is now 23 years old and is in touch with J [REDACTED]. Throughout the relationship the youngsters natural parent was apart of the process. A recent inquiry to the Department of Human Services of May 6, 1991 revealed that the agency had no concerns regarding Mr. T [REDACTED]'s fostering



the youth and cooperating with the agency. In addition, Family Court's records showed no adverse reports of the T [REDACTED] home or uncooperativeness with the agency. J [REDACTED] seemed to have realistic expectations of an older foster youth's needs and is willing to work with all those necessary to help in meeting the youth's goals.

LIFESTYLE:

J [REDACTED] T [REDACTED] works at Turtle Bay as a stable hand for the past two years. He reports to work at 7:30 am and is usually home by 4 pm. The foster youth will be able to get to J [REDACTED]'s job after school by the Bus which stops at Turtle Bay. J [REDACTED] stated the youth will be able to be with him either as a worker or wait and do homework until he leaves for the day. They will both come home together. Any extra curricular activity the youth wants to do or needs to attend to can be discussed and determined as trust is built up in the relationship.

Horses are both a hobby and job for J [REDACTED]. He would be willing to introduce any youth willing to learn about the different aspects such as showing, training, riding or working. His other interests are the beach/ ocean, weights and health. J [REDACTED] says he does understand that some negative habits have been formed but possibly by getting the youth interested in using weights the youth will come to his own conclusion not to smoke, use drugs, alcohol or other abusive substances. He stated he is aware of tell tale signs and will counsel and use professionals to intervene when needed. J [REDACTED] says he does not smoke or use drugs and would allow the youth to go outside to smoke.

There are family get togethers on the Big Island where an uncle lives and J [REDACTED] would like to include his foster youth.

HOME:

Mr. T [REDACTED] rents a one bedroom apartment on the second floor of a well kept wood framed building. The owner lives on the first floor. J [REDACTED] says he has already discussed the possibility of becoming a foster father with the owner before sending in his application. He stated that they agreed to the arrangement. The apartment is reached by an outside stairway attached to a small deck on the side of the house. Inside the living room is L shaped and adequate enough to hold an oversize sofa bed, stereo equipment, a large floor tv, tables and a recliner. Award ribbons, pictures and other memorabilia decorated the tables and walls. A floor to ceiling picture window made the room bright and roomy. This is where J [REDACTED] sleeps. The bathroom is off of the livingroom. He has never used the L shaped



bedroom in the back of the house. To reach the back room, the youth will go through the efficiency kitchen. There was no furniture in the room however, J[REDACTED] said he could easily obtain a single bed, dresser, tables and lamps from his job and the family home where he has some things stored. Since he had no intention of using the bedroom when he rented the place over a year ago he only moved in what he wanted. The room also contains a large walk-in closet for any personal effects. The room was light and airy and over looked the back yard and fruit trees. All the rooms looked neat and clean.

The home is directly across the highway from the access to Swazy Beach Park. From his apartment there is a view of the beach and the Bus stops within a few feet. J[REDACTED] likes his neighborhood because it is so close to the beach, it is close to Waikane Valley and the ranch where his personal horse and friends live, is close to his job and he gets to meet mainlanders who rent cabins from the nearby business.

#### HEALTH:

J[REDACTED] said that he was in good health. Health reports are pending.

#### FINANCIAL SITUATION:

J[REDACTED]'s application states that he receives \$[REDACTED] per month net income with only \$ 600. going towards rent and food. He has no loans, utility or medical bills. Mr. T[REDACTED] seems to be able to live within his income and does not seem financially motivated to foster a youth.

#### ATTITUDE TOWARD EDUCATION:

J[REDACTED] T[REDACTED] is a high school graduate and understands the value of a diploma towards future accomplishments. J[REDACTED] stated that he is encouraging his neices and nephews, has been able to encourage his former foster son and would like to be able to help any foster youth in his care towards completing his education.

J[REDACTED] is aware of dog tags for resistant school attendance and is willing to keep in touch with the counselors at school, check on the foster youths grades and obtain help whenever it is needed. He offers to take the foster youth to school as he will be leaving home at the same time the youth needs to attend classes, and to assure the youths arrival at school. Kahuku High School is also on his way to work.

ATTITUDE TOWARD SEPERATION:

Mr. T [REDACTED] says that he is able to let go in order to promote growth. He understands that a foster youth may want to reunite with his own family. He feels this is right and has lead to a better relationship for him and his former foster boy.

TYPE OF CHILD DESIRED/ APPROPRIATE:

J [REDACTED] is interested in fostering older males 16 to 17 years of age who are willing to take direction, work, complete his schooling, have interests in beach activities, weights, be around horses and the ranch type lifestyle. He did not express any preference to the ethnicity of a youth, just the willingness to learn and be in a positive lifestyle.

A male youth who is willing to learn and in need of independent living skills, who is interested in or willing to paticipate with animals and farm/ranch life and its positive experiences as well as enjoying ocean sports, may do well.

CAPACITY AND WILLINGNESS TO WORK WITH COURT OFFICERS AND FOSTER PARENTING PROGRAM TO OBTAIN GOALS FOR CHILDREN:

Mr. T [REDACTED] was a former foster parent for a male boy in 1981. He was able to satisfy both the Department of Human Services and Family Court in his caring for the juvenile. Reports from both departments were favorable as to his cooperation. J [REDACTED] T [REDACTED] said he would be willing to participate with the Foster Parenting Program and to work with others to help the youth obtain goals.

REFERENCES:

As of June 7, only one reference was returned ...

CPS CHECK:

A letter requesting information was sent to CPS on May 28,1991. Results pending...  
On June 7, 1991 CPS reported no record of abuse or neglect was found.



FBI FINGERPRINTS:

PENDING...

OBTS CHECK:

One match found ... [REDACTED] probation expired for a theft conviction in April, 1983. He is now off probation.

ASSESSMENT AND RECOMMENDATION:

J [REDACTED] T [REDACTED] is a local, single, Caucasian male, 34 years of age. He has rented a one bedroom apartment in Hauula for over a year. J [REDACTED] works full time at Turtle Bay Hilton as a stable hand, a job he enjoys doing because of his love for horses. He also owns a horse and trains other horses for shows.

He is familiar with foster parenting and negative teenage behaviors as well as the rewards of being able to influence appropriate responses. Reports from the Department of Human Services and Family Court were positive and appropriate. Eventually when the State's intervention with the youth ended it seems that J [REDACTED], his foster youth and their families remained close. A private arrangement was made and the youth remained with Mr. T [REDACTED] until he graduated. The youth is now 23 years of age and keeps in touch.

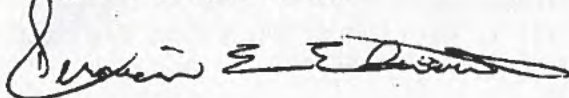
A concern is that he has had one experience in the actual day to day care of fostering teenage behavior. This experience was with a youth whom he had known for some time before the youth was under any State jurisdiction. He says he has cared for other youths under private arrangements. Thereby he may be use to being more independent than some of the agency's policies allow. Since he did express his willingness to cooperate with all agencies in order to promote the well being of a youth, any independence may be over come through training.

J [REDACTED] T [REDACTED] has had an experience fostering a youth which for the most part was successful. He seems to have a stable lifestyle and willing to share this with a teenager. There is adequate room in the apartment especially since John uses the livingroom as his master bedroom. The apartment is located near transportation and easy access to the high school and recreation. Mr. T [REDACTED] does not seem to be financially motivated to foster a youth, he presents himself as a warm, firm person with realistic expectations and possesses a sense of humor. References describe him as concerned about young people, responsible, taking time to make decisions,



Mr. J. T. [REDACTED] meets the requirements to become a foster parent for Family Court. It is recommended that he become certified as a foster home for one youth, preferable male 16 to 17 years of age. A youth who would feel comfortable around animals, farms and an outdoor lifestyle, one who is able to function under supervision and is willing to accept guidance from a firm, male figure.

Report Prepared by:



Veronica E. Edwards, Social Worker  
Foster Parenting Program  
548 2001

***John Roe 121 v. State of Hawai'i, et al.***

Civil No.: **1CC191001419**

Defendant's Exhibit: **JT7**

Marked for Identification: \_\_\_\_\_

Received into Evidence: \_\_\_\_\_

\_\_\_\_\_  
Clerk, First Circuit Court