

ANNE E. LOPEZ 7609
Attorney General for the State of Hawai'i
AMANDA J. WESTON 7496
DAVID N. MATSUMIYA 9640
Deputy Attorneys General
Department of the Attorney General,
State of Hawai'i
425 Queen Street
Honolulu, Hawai'i 96813
Telephone: (808) 586-1300
Facsimile: (808) 586-8115
E-mail: amanda.j.weston@hawaii.gov
david.n.matsumiya@hawaii.gov

Attorneys for Defendant
STATE OF HAWAI'I

Electronically Filed
FIRST CIRCUIT
1CC191001419
19-DEC-2025
10:27 PM
Dkt. 558 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 20

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

STATE OF HAWAII
DEPARTMENT OF HUMAN SERVICES
Family and Adult Services Division

PERMANENT PLAN

DATE: 04/03/97

CHILD'S NAME: T [REDACTED] M [REDACTED], JR. DOB: [REDACTED] FC-S No: 95-04111

I. GOAL:

Permanent Custody of T [REDACTED] M [REDACTED], Jr. to the Department of Human Services (DHS) by 04/21/97, with the subsequent goal of adoption to be accomplished on or before 10/21/97, if Permanent Custody is granted by 04/21/97.

II. REASON FOR STATED GOAL:

T [REDACTED] has been subjected to a high risk of harm due to his parents' inability to parent them effectively because of abuse of alcohol and drugs and violent relationships. T [REDACTED]' father, T [REDACTED] M [REDACTED], Sr., has a long criminal history and is currently incarcerated for a parole violation. Mr. M [REDACTED] had shown some interest in reunification with his children, but he failed to make progress with services.

The Department believes Permanent Custody to DHS at this time for the purpose of adoption is in the best interest of T [REDACTED] because his mother, E [REDACTED] M [REDACTED], and their father, Mr. M [REDACTED], cannot now or in the foreseeable future provide T [REDACTED] with adequate care and supervision. T [REDACTED]' parents have not responded satisfactorily to the services recommended by DHS.

DHS assumed placement responsibility of T [REDACTED], Jr. on 11/2/95, into the DHS special-licensed home of Ms. M [REDACTED]'s former neighbor, T [REDACTED] K [REDACTED]. Prior to that, Ms. M [REDACTED] gave Ms. K [REDACTED] power of attorney over T [REDACTED] when Ms. M [REDACTED] was arrested for abusing her children.

Barring unforeseen difficulties, or an appeal by the birth parents, 10/97 has been determined by DHS to be the appropriate date for the adoption of T [REDACTED]. Mother has indicated that she will fight the motion for Permanent Custody of her younger children.

DHS has asked Ms. M [REDACTED] for a list of possible long-term placements for the children. She has not responded to the requests. The current foster parent has expressed interest in adopting T [REDACTED] if adoption assistance can be provided to T [REDACTED].

If the current foster home and the other possible

relative placements do not work out, DHS will need to conduct a search for an adoptive home that will be appropriate for T [REDACTED]. This process may lengthen the adoption goal date. The special needs of T [REDACTED] make the selection of a special home for him vital. This selection process may take up to six months, depending on the interest and availability of a family. Once the potential adoptive family is selected, and T [REDACTED] is placed, there must be at least a six month supervisory period to allow T [REDACTED] and the family to adjust to each other and be able to make an informed decision of whether or not adoption is appropriate. During this period of time the DHS Adoptions Unit (AU) social worker will be working with the family and Thomas to support and facilitate his adjustment and to prepare for the adoption.

This goal date may be shortened if the search and selection process takes a shorter period of time or if the current home is selected.

DHS will explore the appropriateness of adoption assistance with the prospective adoptive family based on Thomas' needs.

An Adoption Review Team (ART) was held on 04/16/97, and the case direction and permanent plan (PP) were approved.

III. OBJECTIVES AND ACHIEVEMENT OF OBJECTIVES:

DHS, as permanent custodians, will do the following unless otherwise indicated:

A. Placement: Provide T [REDACTED] with a continuous, safe and nurturing environment. DHS will provide support to the child's caretakers by ensuring that his needs are met.

- a) DHS assumed placement responsibility of T [REDACTED] Jr. on 11/2/95, into a DHS special licensed home of Ms. M [REDACTED]'s former neighbor, T [REDACTED] K [REDACTED]. The foster home was the most appropriate as it was in close proximity to T [REDACTED]' parents and visitation was encouraged. T [REDACTED] is completely bonded with Ms. K [REDACTED] and T [REDACTED] is doing well in the home. He has had behavior problems in the past, but he has become stabilized in the home.

1. Inform the Hawaii Family Court if T ■■■■■ leave Oahu for more than seven consecutive days (not including vacation or visits to other relatives and/or friends).
2. Select an appropriate adoptive placement once the Department is awarded Permanent Custody. Relative placements should be considered if appropriate.
3. Provide all consents necessary for T ■■■■■' physical, recreational and social needs.

B. Health: Assure that the T ■■■■■' health needs are met on a timely basis.

1. Monitor and follow up with appointments for the T ■■■■■' medical, dental, visual and mental health needs. His current pediatrician is Dr. Ronald Hino at the Pali Momi Straub Clinic.
2. Provide all necessary consents for appropriate medical, dental, visual needs and mental health needs including, but not limited to, surgery.

C. Education: Assure that T ■■■■■ receives adequate and appropriate educational services.

1. Provide all consents necessary for T ■■■■■' educational needs including special education needs if recommended.
2. Monitor the T ■■■■■' school and developmental progress with appropriate contacts with school personnel.

D. Therapeutic/Counseling:

Work together with appropriate therapeutic services and follow up, if appropriate, with additional services recommended by DHS.

1. Provide all consents, if necessary, for the recommended therapeutic services.
2. Ensure with the prospective adoptive

parent or parents that T [REDACTED] is provided transportation to the recommended services.

E. Birth Family:

Future contact will be at the discretion of the proposed adoptive parents.

F. Culture: Provide T [REDACTED] the opportunity to find a sense of identity through an understanding of his own cultural heritage.

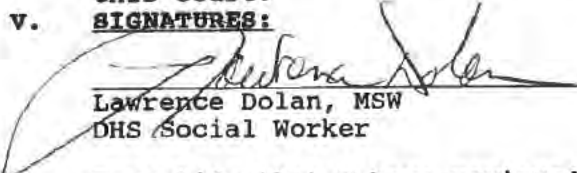
1. Provide T [REDACTED] with information on his Hawaiian culture and his family of origin and help foster an ethnic identity through activities and participation in appropriate programs.
2. Place T [REDACTED] as close as possible to his own Hawaiian community in Oahu.

G. Adoption: Adoption at this time is considered to be in the best interests of T [REDACTED]. The prospective adoptive parents, once found, will be prepared by DHS due to the dramatic effect the adoption process will have on all those involved.

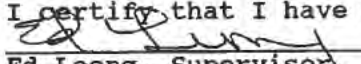
IV. TIME FRAME:

This permanent plan shall remain in effect until the adoption of Thomas is finalized or until further order of this court.

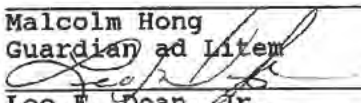
V. SIGNATURES:


Lawrence Dolan, MSW
DHS Social Worker

4/3/97
Date

I certify that I have reviewed this document

Ed Leong, Supervisor
Representing the Department of
Human Services, Waianae Child Welfare Unit

4/3/97
Date

Malcolm Hong
Guardian ad Litem

Leo F. Dean, Jr.
Adoptions Unit Supervisor

Date

4/16/97
Date

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

Civil No.: **1CC191001419**

Defendant's Exhibit: **JT20**

Marked for Identification: _____

Received into Evidence: _____

Clerk, First Circuit Court