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STATE OF HAWAI'I

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FIRST CIRCUIT
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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 24

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

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

PERMANENT PLAN

Date: July 23, 1997

Child's Name:

CHILD'S NAME: T [REDACTED] M [REDACTED], JR.

FC-S NO. 9403465

DOB: [REDACTED]

I. GOAL:

Permanent Custody of T [REDACTED] M [REDACTED], Jr. to the Department of Human Services (DHS) by 08/04/97 with the subsequent goal of adoption completed by 6 months from permanent custody date.

II. REASON FOR GOAL:

Reunification with the birth family is not possible now or in the reasonable foreseeable future and adoption will provide the child with a permanent legal family where he will be able to feel emotionally and physically secured, knowing he belongs to a family.

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, B [REDACTED] M [REDACTED], and his 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.

Barring unforeseen difficulties, or an appeal by the birth parents, 02/98 has been determined by DHS to be the appropriate date for the adoption of T [REDACTED]. Mother's rights have been terminated.

The current foster parent, T [REDACTED] K [REDACTED], has expressed interest in adopting T [REDACTED] if adoption assistance can be provided to T [REDACTED]. The Department is in the process of referring this case to the Casey Family Program.

DHS will explore the appropriateness of adoption assistance with the prospective adoptive family based on T[REDACTED]' needs.

Ms. K[REDACTED] and other interested parties will be assessed to determine their appropriateness as adoptive parents for the child.

An adoption homestudy will be completed after permanent custody is awarded. All other necessary documents for the finalization of the child's adoption should be filed with the Family Court on or before 02/98 depending the Casey Family Program's acceptance of this referral. The goal date may be changed in the event of a delay in DHS being awarded permanent custody, a lengthy trial or an appeal by birth parents.

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:

- A. **Placement:** To provide T[REDACTED] with a continuous safe, stable and nurturing home environment permanently.

This objective has been met to date through the placement of T[REDACTED] with his current foster parent, T[REDACTED] K[REDACTED]. On 10/02/95, T[REDACTED] was placed 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.

The DHS believes that this current placement with Ms. K[REDACTED] is the most appropriate and least restrictive setting for T[REDACTED] at this time because he is strongly bonded to this family.

The DHS has retained placement responsibility of T[REDACTED] since 10/02/95.

1. The DHS to complete the homestudy of the foster parents and other family members, relatives, family friends, and/or other parties who are interested in being his adoptive parents.
2. The DHS to determine the adoptive parents eligibility for an adoption subsidy in the care of T[REDACTED] as adoptive parents.
3. The DHS to continue to provide casework services to

T █████ caretakers to facilitate and strengthen adjustment in the home.

4. The adoptive parents to cooperate with the DHS in monitoring/supervising T █████ placement in their home.
5. The DHS to apply to the Casey Family Program for long-term services for T █████.

B. Health: To assure that T █████ health needs are met on a timely basis. At this time, there are no health needs. T █████ is under the Aloha Care Medical Plan and his medical and dental needs are provided by the Waianae Coast Comprehensive Health Center (WCCHC).

1. The DHS to monitor T █████ medical, visual, dental and other health needs and ensure prompt follow-up.
2. The DHS to arrange for continuous medical/health insurance coverage through a private insurance plan or Med-Quest.
3. The DHS to maintain contact with the prospective adoptive parents in regards to T █████ health.

C. Therapeutic Intervention: To assure that T █████ receives appropriate therapeutic services as necessary. No therapeutic services are needed at this time.

1. The DHS to ensure that T █████ therapeutic needs are met on a timely basis.
2. The caretakers to explore and support participation in programs/ activities which will help T █████ further develop in his social, occupational, physical and personal skills.

D. Education: To assure that T █████ receives adequate and appropriate educational services based on regular assessment. Currently, T █████ is in regular 2nd grade classes at Makaha Elementary.

1. The DHS to ensure that T █████ receives all educational services which are most appropriate to his age and his needs.
2. The DHS to make appropriate referrals for tutorial, remedial and other special education services as necessary and when appropriate.

E. Birth Family: To enable T █████ to maintain positive

relationships with his birth family as necessary.

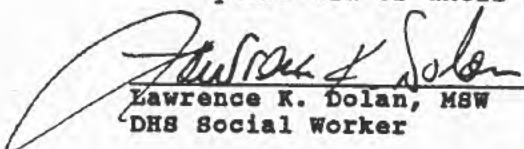
1. Continued contacts with the birth family after the adoption will be at the sole discretion of the adoptive parents.

F. **Culture:** To provide [REDACTED] with the opportunity to learn about and identify with his cultural heritage which is Hawaiian.

1. The DHS is to facilitate child's participation in programs, activities which will foster his ethnic identity.

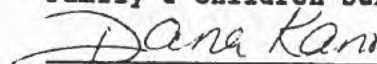
IV. **TIME FRAME:**

This Permanent Plan will remain in effect until Thomas is 18 years old or until further order of the court.


Lawrence K. Dolan, MSW
DHS Social Worker

I certify that I have reviewed this document.

 7/23/97
Kathleen Miller, Supervisor Date
Family & Children Services, Unit VIII

 7.23.97
Lee Dean, Supervisor Date
Adoptions Unit

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

Civil No.: **1CC191001419**

Defendant's Exhibit: **JT24**

Marked for Identification: _____

Received into Evidence: _____

Clerk, First Circuit Court