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STATE OF HAWAI'I

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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 26

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

Transfer Summary

T [REDACTED] M [REDACTED] Jr. (DOB [REDACTED])

New Case #

Reason for Transfer:

The Department was awarded Permanent Custody 08/04/97.
This case is being transferred to Adoption Unit for continued services.

The child:

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 at Halawa Correctional Facility for a parole violation. T [REDACTED]' mother, F [REDACTED] M [REDACTED]'s, parental rights were terminated on 04/21/97 and father's rights were terminated on 08/04/97.

On 10/02/95, T [REDACTED] was placed into a DHS special licensed home of Ms. M [REDACTED]'s former neighbor, T [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. F [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.

DHS assumed placement responsibility of T [REDACTED] on 10/2/95 and Foster Custody was granted to DHS on 10/11/95.

The current foster parent, Ms. F [REDACTED], has expressed interest in adopting T [REDACTED] if adoption assistance can be provided to T [REDACTED]. The C [REDACTED] Family Program has expressed interest in providing services to this family.

T [REDACTED] was referred for special education testing in 01/96, but was then withdrawn due to his progress. Makaha Elementary school counselor, Jill Arakaki, explained that the school felt that T [REDACTED] needed mental health services at that time and referred him to the Waianae Children's Team. T [REDACTED]' 1st grade teacher, Wanda Oshiro, reported that T [REDACTED] has potential but he was not meeting it at that time. He took a long time completing tasks and got distracted at times. He repeated the 1st grade.

T [REDACTED] is currently under the Aloha Care medical plan which allows Ms. F [REDACTED] to take T [REDACTED] to the Waianae Coast Comprehensive Health Center (WCCHC). He had [REDACTED] last summer. There were no complications reported. He is up-to-

date with his shots and required physical exams. There have been no concerns reported regarding T[REDACTED]' health.

T[REDACTED]' sibling, A[REDACTED] and his half siblings reside with L[REDACTED] P[REDACTED]. She has agreed to allow T[REDACTED] to be involved with activities such as birthdays and outings with the other children. T[REDACTED]' brother, C[REDACTED], resides with E[REDACTED] M[REDACTED]. She also has agreed to have the children keep in contact with each other. All of foster parents have also allowed mother to visit the children in their homes, but mother has not been consistent with visitations.

The home was made aware of the adoption process and that adoption worker, Julie Tsutsui, will be contacting her family.

Medical information forms and birth record consent forms were completed by mother, but she did not sign the adoption forms. On 04/21/97, at Family Court, Ms. M[REDACTED] agreed to take the forms to read and sign them. Several weeks later, she refused to sign them and would not give them back to DHS. The Court will need to waive the requirement to have parents complete adoption affidavit forms.

Follow-up Needed:

1. Judge Allene Suemori ordered the permanent plan dated 07/23/97 which shall be in effect until the children are legally adopted.
2. Permanent plan and adoption review hearing scheduled for 02/11/98 @ 8:30 a.m. before the presiding judge.
3. DHS shall prepare a permanent custody report and plan and submit to Court two weeks prior to hearing.

Contacts:

Current foster parent:

T[REDACTED] K[REDACTED] and
significant other,
L[REDACTED] S[REDACTED]

[REDACTED]
Redacted

([REDACTED]) or page
[REDACTED].

Sister, A[REDACTED] and half siblings,
K[REDACTED] and I[REDACTED] reside with
L[REDACTED] P[REDACTED]

[REDACTED]
Redacted

([REDACTED])

Brother, C[REDACTED] " [REDACTED] " M[REDACTED]

resides with

Redacted and Redacted M Redacted

Redacted

(Redacted)

Court-related:

Malcolm Hong, GAL (487-1043)

FAX (488-2544)

Jacquelyn des Marets, DAG

Medical:

WCCHC

(696-7081))

Leeward Dental

Case transferred from Case Management Unit II, Child Welfare Services Section II, case manager, Lawrence Dolan, to the Adoptions Unit worker, Julie Tsutsui, on _____

 Lawrence Dolan 09/04/97

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

Civil No.: **1CC191001419**

Defendant's Exhibit: **JT26**

Marked for Identification: _____

Received into Evidence: _____

Clerk, First Circuit Court