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STATE OF HAWAI‘I

**Electronically Filed**  
**FIRST CIRCUIT**  
**1CC191001419**  
**19-DEC-2025**  
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**Dkt. 589 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 51

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

## PERMANENT PLAN

DATE: April 19, 1999

FC-S No.: 95-04111

CHILD'S NAME:

M. [REDACTED] T. [REDACTED]

DOB: [REDACTED]

### I. GOAL:

The Department of Human Services' (DHS) goal is to transfer Permanent Custody of T. [REDACTED] M. [REDACTED] to J. [REDACTED] T. [REDACTED], foster father, on May 7, 1999.

### II. REASON FOR STATED GOAL:

The DHS recommends that J. [REDACTED] T. [REDACTED] be awarded Permanent Custody of T. [REDACTED] M. [REDACTED]. Mr. T. [REDACTED] considers T. [REDACTED] to be a cherished member of his family and is committed to T. [REDACTED]. Mr. T. [REDACTED] provides T. [REDACTED] stability, nurturance, love and guidance, and advocates on T. [REDACTED] behalf. Mr. T. [REDACTED] expresses that it would not be fair to adopt T. [REDACTED] when he did not adopt the three teenage children whom he was awarded Permanent Custody of. Permanent Custody would provide Mr. T. [REDACTED], a single parent, with support in caring for T. [REDACTED], if so needed.

T. [REDACTED] wishes to remain with Mr. T. [REDACTED], whom he refers to as "dad."

### III. OBJECTIVES PRIOR TO PERMANENT CUSTODY:

BEFORE permanent custody of T. [REDACTED] M. [REDACTED] is completed, DHS as permanent custodian, will be responsible for the following tasks unless otherwise indicated:

#### A. **Placement: Provide T. [REDACTED] M. [REDACTED] with a continuous safe and nurturing environment.**

- a. DHS originally assumed placement responsibility of T. [REDACTED] on October 2, 1995 and he was placed in the home of Mr. T. [REDACTED] on June 20, 1998.

T. [REDACTED] continues to have aggressive behaviors, such as getting into fights at school and spitting at others. Under Mr. T. [REDACTED]'s care, however, T. [REDACTED] has stabilized. Mr. T. [REDACTED] is very patient with problematic behavior and does not overreact. He is able to deal with T. [REDACTED] emotional and behavioral needs and

find humor in meeting these challenges. The animals that Mr. T [REDACTED] raises have also assisted in helping T [REDACTED] begin to heal from past trauma.

In the next few months, Mr. T [REDACTED] plans to relocate to the island of Hawai'i with T [REDACTED] and Mr. T [REDACTED]'s three teenage sons (Mr. T [REDACTED] has permanent custody of these boys). Mr. T [REDACTED] plans to continue his lucrative business of breeding and selling horses, Chihuahuas and chickens.

1. Ensure that T [REDACTED] caretaker properly provides for his physical, emotional, social, and medical needs.
2. Provide foster board payments for T [REDACTED] as long as he is eligible and meets the requirements set forth in the DHS rules.
3. Inform the Hawaii Family Court whenever T [REDACTED] leaves the home for more than seven consecutive days (except when on vacation or visiting friends/family).
4. On a semi-annual basis, until permanent custody, provide the Hawaii Family Court with a written report of T [REDACTED] situation including health, emotional adjustment, education, and other pertinent information.
  - a) All reports are due as ordered by the court.
5. Provide all consents that are required for T [REDACTED] physical, medical, dental, educational, recreational, and social needs.
6. Provide support to the caretakers in ensuring that the goals of this plan are met.

**B. Health: Assure that T [REDACTED] M [REDACTED] health needs will be met.**

There are no significant health problems.

1. Monitor T [REDACTED] health needs and ensure prompt follow-up.
2. Monitor T [REDACTED] therapeutic needs and ensure prompt follow-up and participation.

3. Ensure medical coverage of T. [REDACTED] as long as he is eligible.
4. Provide consents for all necessary medical, dental and visual care.

**C. Education: Assure that T. [REDACTED] M. [REDACTED] receives adequate and appropriate educational services.**

1. Ensure that T. [REDACTED] is provided adequate and appropriate education.
2. Provide all consents necessary for T. [REDACTED] educational needs.

T. [REDACTED] is in the third grade at Waimanalo Elementary School. He is certified to receive special education services. Mr. T. [REDACTED] successfully advocated for T. [REDACTED] to be placed in a self-contained classroom this school year.

The school had expressed concern that T. [REDACTED] was not receiving regular therapy. Dr. Walker addressed this with Mr. Teixeira and therapy was scheduled on a bi-weekly basis.

**D. Therapy/Counseling: Provide T. [REDACTED] M. [REDACTED] with appropriate therapy or counseling services.**

T. [REDACTED] receives bi-weekly therapeutic services from Arthur Walker, Ph.D. Dr. Walker has been on vacation for about two weeks and is not available to report on T. [REDACTED] progress in therapy.

Once T. [REDACTED] relocates to the island of Hawai'i, it may be difficult to locate a therapist for T. [REDACTED].

1. Ensure that T. [REDACTED] receives all necessary therapeutic treatment when and as needed.
2. Provide all consents necessary for counseling services.



M [REDACTED], T [REDACTED]  
April 22, 1999  
Page 4 of 4

**E. Birth Family: Maintain the relationship between T [REDACTED] M [REDACTED] and his siblings.**

Mr. T [REDACTED] supports maintaining contact with T [REDACTED] siblings, who have been placed in an adoptive home.

1. After permanent custody, all contact will be at the sole discretion of the permanent custodian.

**F. Culture: Provide T [REDACTED] M [REDACTED] with a sense of identity through an understanding of his cultural heritage.**

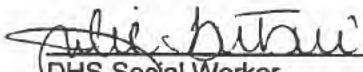
T [REDACTED] is of Hawaiian, Chinese, Puerto Rican and Spanish ancestry. Mr. T [REDACTED] s lifestyle reflects the local culture.

1. Provide consents for all appropriate cultural activities.

**AFTER PERMANENT CUSTODY IS COMPLETED:**


AFTER PERMANENT CUSTODY, DECISIONS ABOUT T [REDACTED] M [REDACTED] PLACEMENT, HEALTH, EDUCATION, THERAPY, CULTURAL AWARENESS AND CONTACT WITH BIRTH FAMILY WILL BE AT THE SOLE DISCRETION OF HIS PERMANENT CUSTODIAN.

**V. SIGNATURES:**

  
\_\_\_\_\_  
DHS Social Worker

4/22/99  
\_\_\_\_\_  
Date

I certify that I have reviewed this document.

  
\_\_\_\_\_  
Cynthia Goss, MSW, ACSW  
Representing the Department of Human Services

4/23/99  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Malcolm Hong, Guardian Ad Litem

\_\_\_\_\_  
Date

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

Civil No.: **1CC191001419**

Defendant's Exhibit: **JT51**

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

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

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Clerk, First Circuit Court