

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2012 MAY 24 PM 12: 15

N. ANAYA
CLERK

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Attorneys for Plaintiffs

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

12-1-1476 05

GEORGE JOSEPH KELII, individually and)
as Co-Personal Representative of the)
ESTATE OF JUSTIN JOSEPH KELII,)
Deceased; PRISCILLA ANN KELII;)
DANIELLE THERESA BATTISTI,)
individually and as Co-Personal)
Representative of the ESTATE OF)
JUSTIN JOSEPH KELII, Deceased;)
DEBORAH ANN DULATRE, individually)
and as Co-Personal Representative of the)
ESTATE OF JUSTIN JOSEPH KELII,)
Deceased; DENISE MARIE KELII)
HIRANO; JOSHUA KELII; and JAYMEE)
KELII,)

CIVIL NO. _____
(Other Civil Action)

KKS

COMPLAINT; DEMAND FOR JURY
TRIAL; SUMMONS

Plaintiffs,)

vs.)

I do hereby certify that this is a full, true, and
correct copy of the original on file in this office.


Clerk, Circuit Court, First Circuit

SUMMONS

DENIED

carrollcox.com, Box 4202, Mililani, HI 96789

LEGAL DOCUMENTS BY

VSE CORPORATION; THOMAS E.)
 BLANCHARD AND ASSOCIATES, INC.;)
 RICHARD BRATT; HIDC SMALL)
 BUSINESS STORAGE LLC; HAWAIIAN)
 ISLAND DEVELOPMENT CO., INC.;)
 HAWAIIAN ISLAND HOMES LTD.;)
 HAWAIIAN ISLAND COMMERCIAL LTD.;)
 FORD ISLAND VENTURES, LLC; JOHN)
 DOES 1-10; JANE DOES 1-10; DOE)
 CORPORATIONS 1-10; DOE)
 PARTNERSHIPS 1-10; DOE ENTITIES 1-)
 10; ROE "NON-PROFIT")
 CORPORATIONS; and DOE)
 GOVERNMENTAL AGENCIES 1-10,)
)
 Defendants.)
 _____)

COMPLAINT

Plaintiffs GEORGE JOSEPH KELII, individually and as Co-Personal Representative of the ESTATE OF JUSTIN JOSEPH KELII, Deceased, PRISCILLA ANN KELII, DANIELLE THERESA BATTISTI, individually and as Co-Personal Representative of the ESTATE OF JUSTIN JOSEPH KELII, Deceased, DEBORAH ANN DULATRE, individually and as Co-Personal Representative of the ESTATE OF JUSTIN JOSEPH KELII, Deceased, DENISE MARIE KELII HIRANO, JOSHUA KELII and JAYMEE KELII (collectively "Plaintiffs"), by and through their counsel, Hisaka Yoshida & Cosgrove and Jan M. Weinberg, for a Complaint against Defendants VSE CORPORATION, THOMAS E. BLANCHARD AND ASSOCIATES, INC., RICHARD BRATT, HIDC SMALL BUSINESS STORAGE LLC, HAWAIIAN ISLAND DEVELOPMENT CO., INC., HAWAIIAN ISLAND HOMES LTD., HAWAIIAN ISLAND

COMMERCIAL LTD. and FORD ISLAND VENTURES, LLC (collectively "Defendants"),
allege and aver as follows:

1. The following Plaintiffs, except as noted, are and were at all times relevant herein, residents of the City and County of Honolulu, State of Hawaii:

- 1) GEORGE JOSEPH KELII, individually and as Co-Personal Representative of the ESTATE OF JUSTIN JOSEPH KELII, Deceased; 2) PRISCILLA ANN KELII;
- 3) DANIELLE THERESA BATTISTI, individually and as Co-Personal Representative of the ESTATE OF JUSTIN JOSEPH KELII, Deceased, is a resident of Alabama;
- 4) DEBORAH ANN DULATRE, individually and as Co-Personal Representative of the ESTATE OF JUSTIN JOSEPH KELII, Deceased; 5) DENISE MARIE KELII HIRANO;
- 6) JOSHUA KELII; and 7) JAYMEE KELII.

2. Defendant VSE CORPORATION, is and at all times relevant herein, was a corporation formed and existing under the laws of the State of Delaware and doing business in the City and County of Honolulu, State of Hawaii.

3. Defendant THOMAS E. BLANCHARD AND ASSOCIATES, INC., is and at all times relevant herein, was a corporation formed and existing under the laws of the State of Illinois and doing business in the City and County of Honolulu, State of Hawaii.

4. Defendant RICHARD BRATT, based on information and belief, is and at all times relevant herein, a resident of the City and County of Honolulu, State of Hawaii and an employee of Defendant Thomas E. Blanchard and Associates, Inc.

5. Defendant HIDC SMALL BUSINESS STORAGE LLC ("HIDC"), is and at all times relevant herein, was a limited liability company formed and existing

under the laws of the State of Hawaii and doing business in the City and County of Honolulu, State of Hawaii.

6. Defendant HAWAIIAN ISLAND DEVELOPMENT CO., INC., is and at all times relevant herein, was a corporation formed and existing under the laws of the State of Hawaii and doing business in the City and County of Honolulu, State of Hawaii.

7. Defendant HAWAIIAN ISLAND HOMES LTD., is and at all times relevant herein, was a corporation formed and existing under the laws of the State of Hawaii and doing business in the City and County of Honolulu, State of Hawaii.

8. Defendant HAWAIIAN ISLAND COMMERCIAL LTD., is and at all times relevant herein, was a limited liability corporation formed and existing under the laws of the State of Hawaii and doing business in the City and County of Honolulu, State of Hawaii.

9. Defendant FORD ISLAND VENTURES, LLC, is and at all times relevant herein, a foreign limited liability company formed and existing under the laws of the State of Delaware and doing business in the City and County of Honolulu, State of Hawaii.

10. Defendants JOHN DOES 1-10; JANE DOES 1-10; DOE CORPORATIONS 1-10; DOE PARTNERSHIPS 1-10; DOE ENTITIES 1-10; ROE "NON-PROFIT" CORPORATIONS; and DOE GOVERNMENTAL AGENCIES 1-10 are sued herein under fictitious names for the reason their true names and identities are unknown to Plaintiffs except they are connected in some manner with the above-named Defendants, and are agents, servants, employees, employers, officers, directors, consultants, suppliers, manufacturers, contractors, subcontractors, owners, lessees,

designers, architects, vendors, assignees, representatives, co-venturers, associates, licensees, or independent contractors of the above-named Defendants and/or were in some manner presently unknown to Plaintiffs engaged in activities alleged herein and/or were in some manner responsible for the injuries, death or damages to Plaintiffs, and/or manufactured and/or designed and/or placed on the market a product which was defective; and/or inspected and/or maintained and/or controlled some object or product in a negligent manner; and/or conducted some activity in a negligent or dangerous manner; and/or were connected in some manner with the premises; and/or negligently designed, constructed, altered, repaired, inspected and/or maintained the premises; and/or were in some manner related to the named Defendants which activities, defect, negligent, or dangerous conduct was a legal cause of injuries or damages to Plaintiffs and/or were in some manner related to the above-named Defendants and that their true names, identities, capacities, activities, and/or responsibilities are presently unknown to Plaintiffs or their attorneys due to the limited discovery powers afforded Plaintiffs prior to instituting suit. Plaintiffs pray for leave to amend this Complaint to show the true names and capacities, activities, and/or responsibilities when the same have been ascertained.

11. On April 8, 2011, at or about 8:54 a.m., JUSTIN JOSEPH KELII, was employed by Donaldson Enterprises, Inc. ("Donaldson Enterprises") and working in a storage unit located at 94-990 Pakela Street, Waipahu, Hawaii, when an explosion and fire occurred causing injury and death to several of the occupants of a storage unit on the premises, including decedent, JUSTIN JOSEPH KELII.

12. The storage unit, A 21 ("storage unit"), was leased to Donaldson Enterprises, a company whose business was the transportation, storage and disposal of fireworks and explosives.

13. The storage unit and others similar to it at 94-990 Pakela Street, Waipahu, Hawaii, were operated by Defendant HIDC.

14. HIDC in turn leased the premises located at 94-990 Pakela Street, Waipahu, Hawaii, including the specific storage unit involved in the explosion and fire, from Defendant FORD ISLAND VENTURES LLC ("Ford Island Ventures").

15. Donaldson Enterprises was a vendor providing services to Defendant VSE CORPORATION ("VSE") valued at \$150,000 to dispose of fireworks and other illegal explosives seized by the government from sellers and distributors illegally in possession of the fireworks and explosives.

16. Defendant THOMAS E. BLANCHARD AND ASSOCIATE INC. ("Blanchard and Associates"), had a subcontract with VSE for the management of seized and forfeited general property, including the transportation, storage and disposal of fireworks and other illegal explosives seized by the government from sellers and distributors illegally in possession of the fireworks and explosives. Blanchard and Associates was responsible for supervising the transportation, storage and the disposal of explosives and other illegal explosives by Donaldson Enterprises under its purchase order with VSE, as alleged in paragraph 15 above.

EXPLOSION & FIRE

17. The storage unit is located in a cave approximately 250 feet long and 15 feet wide. It has double steel doors at the entrance to the storage unit with a concrete pad directly outside of the doors.

18. Stored inside at the back of the storage unit were approximately 39 plastic wrapped pallets of fireworks (1370 cartons containing 5480 fireworks) identified as VSE #2009-3201-52-01.

19. Stored inside at the front of the storage unit were approximately 17-55 gallon barrels, some of which contained diesel fuel oil and a mixture of other combustible/explosive materials.

20. On information and belief, JUSTIN JOSEPH KELII and five employees of Donaldson Enterprises were working in or about the storage unit dismantling fireworks by cutting open the casings of the fireworks with a cutting tool similar to a scissors and mixing the gun powder removed from the casings with the diesel fuel. The employees used a small pump to move the diesel fuel from full barrels of diesel fuel to the barrels containing gun powder.

21. The mixture of diesel fuel and gun powder was to be transported to either to the Koko Head Shooting Range or Schofield Barracks for disposal by burning of the mixture.

22. The six employees originally were conducting their activities outside of the storage unit on the concrete pad but moved inside due to rain.

23. A fire/explosion occurred while JUSTIN JOSEPH KELII and three of the employees were inside the storage unit and one employee, Tanner Catrell, was

outside of the storage unit talking on a cell phone, and the sixth employee, Bryan Cabalce was entering the front doors of the storage unit where he was when the explosion occurred ("Incident").

24. As a result of the explosion, fire and smoke, JUSTIN JOSEPH KELII died at the rear of the storage unit.

25. The blast from the explosion was so great that debris was blown over 150 feet from the front doors of the storage unit. Three vehicles parked outside of the storage unit caught fire and burned from the intense heat and fire from the explosion.

COUNT I
(Negligence)

26. Plaintiffs reallege and incorporate by reference the allegations previously made.

27. The Incident was caused by and through the negligence, actions and/or omissions of Defendants and/or Defendants' employees, agents, and/or representatives, jointly and severally, and said negligence, actions and/or omissions were the legal and proximate cause of the injuries and damages to Plaintiffs as herein set forth.

28. Defendants and/or Defendants' employees, agents, and/or representatives knew or should have known at the time of the Incident that the subject premises were not safe and constituted a dangerous condition.

29. Defendants and/or Defendants' employees, agents, and/or representatives failed to eliminate the unreasonable risk of harm presented by the condition of the subject premises and/or the activity being conducted there.

30. Defendants and/or Defendants' employees, agents, and/or representatives failed to adequately warn users including JUSTIN JOSEPH KELII about the dangerous condition of the subject premises and/or the activity being conducted there.

31. Defendants and/or Defendants' employees, agents, and/or representatives failed to provide a safe place to work.

32. VSE, Blanchard and Associates and Richard Bratt also owed a duty to safely perform their duties including but not limited to properly hiring, managing and supervising Donaldson Enterprises and/or its employees in the warehousing, storage and disposal of seized forfeiture property, including fireworks and other illegal explosives. These Defendants were negligent in performing or failing to perform these duties.

33. VSE, Blanchard and Associates and Richard Bratt owed a duty to maintain a safe work site. This duty includes but is not limited to the duty of ensuring compliance by Donaldson Enterprises with state and federal laws and regulations regarding the storage, transportation and disposal of explosives, including fireworks. The laws and regulations regarding explosives and fireworks prohibit: the disposal of explosives and fireworks in the same location, and/or confined space, as the explosives and fireworks were being stored; the use of tools which could cause sparks and lead to an ignition and/or explosion of the explosives and fireworks; the use of equipment such

as pumps powered by electrical motors which could cause a spark and lead to an ignition and/or explosion of the explosives and fireworks; working with explosives and fireworks in the same location where other flammable and explosive materials such as diesel oil were also being kept; the storing and disposal of explosives and fireworks in an environment that was susceptible to static electricity which could cause ignition and/or explosion of the explosives and fireworks; storing or dismantling explosives and/or fireworks in the same location where other flammable and explosive materials such as diesel oil were also being kept or used; using a flammable material such as diesel oil to dismantle the fireworks and explosives; conducting storage and dismantling operations of explosives and fireworks without an adequate safety plan, hazard analysis, safety devices and/or warning; warehousing, storage and disposal of explosives and/or fireworks in a confined space without adequate ventilation, firefighting equipment and exits. These Defendants were negligent in performing or failing to perform these duties.

34. VSE, Blanchard and Associates and Richard Bratt owed a duty and were required to properly train, certify and supervise the personnel who were working in the warehousing, storage and disposal of explosives and/or fireworks. These Defendants were negligent in performing or failing to perform these duties.

35. VSE, Blanchard and Associates and Richard Bratt negligently failed to develop, implement and/or administer appropriate safety policies and procedures to protect employees of Donaldson Enterprises, including JUSTIN JOSEPH KELII.

36. VSE, Blanchard and Associates and Richard Bratt were negligent in carrying out the foregoing duties. Their negligence, jointly and severally, resulted in the explosion and fire in the storage unit and was a legal cause of injuries, damages and death to JUSTIN JOSEPH KELII.

37. VSE, Blanchard and Associates and Richard Bratt owed a non-delegable duty to provide a safe place to work and conduct the storage, dismantling and disposal of explosives and/or fireworks in a safe and proper manner, the failure of which was a legal cause of the injuries and damages suffered by Plaintiffs herein.

COUNT II
(Punitive Damages)

38. Plaintiffs reallege and incorporate by reference the allegations previously made.

39. VSE acted wilfully, wantonly, oppressively and in a grossly negligent manner in undertaking its duty to warehouse, store and dispose of seized forfeiture property, including fireworks and other illegal explosives, including but not limited to the duty to ensure compliance by Donaldson Enterprises with state and federal laws and regulations regarding the storage, transportation and disposal of explosives, including fireworks; VSE acted wilfully, wantonly, oppressively and in a grossly negligent manner by permitting the disposal of explosives and fireworks in the same location, and/or confined space, as the explosives and fireworks were being stored; the use of tools which could cause sparks and lead to an ignition and/or explosion of the explosives and fireworks; the use of equipment such as pumps powered by electrical motors which could cause a spark and lead to an ignition and/or

explosion of the explosives and fireworks; and working with explosives and fireworks, as well as storing them, in the same location where other flammable and explosive materials such as diesel oil were also being kept; the storing and disposal of explosives and fireworks in an environment that was susceptible to static electricity which could cause ignition and/or explosion of the explosives and fireworks; storing or dismantling explosives and/or fireworks in the same location where other flammable and explosive materials such as diesel oil were also being kept or used; using a flammable material such as diesel oil to dismantle the fireworks and explosives; conducting storage and dismantling operations of explosives and fireworks without an adequate safety plan, analysis, safety devices and/or warning; warehousing, storage and disposal of explosives and/or fireworks in a confined space without adequate ventilation, firefighting equipment and exits; and for other reasons as may be developed by the evidence presented at trial herein.

40. The wilful, wanton, oppressive and/or gross negligence of VSE and its managing agents, supervisors, managers and/or controlling employees directly and legally caused the explosion and fire in the storage unit and was a legal cause of injuries, damages and death to the Plaintiffs, including the death of JUSTIN JOSEPH KELII.

41. As a direct and legal result of the foregoing actions by VSE and its managing agents, supervisors, managers and/or controlling employees, Plaintiffs are entitled to an award of punitive or exemplary damages in an amount to be determined at trial.

COUNT III
(Vicarious Liability)

42. Plaintiffs reallege and incorporate by reference the allegations previously made.

43. Defendant Richard Bratt, while in the course and scope of his employment with Blanchard and Associates, was responsible for the inspection, supervision, monitoring of the work performed by the employees of Donaldson Enterprises as alleged in Count I above, including but not limited to the warehousing, storage, dismantling and/or disposal of the explosives and/or fireworks by Donaldson Enterprises.

44. Blanchard and Associates and Richard Bratt, jointly and severally, were negligent in performing their duties and said negligence was a direct and legal cause of injuries and damages suffered by Plaintiffs, including the death of JUSTIN JOSEPH KELII.

45. Blanchard and Associates is liable for the negligence of its employee, Richard Bratt, under the principles of vicarious liability, respondeat superior, agency liability and/or otherwise.

46. Blanchard and Associates was the agent of VSE with the express, implied and/or apparent authority to act for VSE in all matters relevant herein. As the agent with the express, implied and/or apparent authority of VSE in all matters relevant herein, VSE, as the principal, is liable for acts, errors and omissions of its agent, Blanchard and Associates, including all prior acts, errors or omissions which VSE

ratified. VSE is further liable for the acts, errors or omissions of Blanchard and Associates under the theory of respondeat superior and vicarious liability.

COUNT IV

(Landlord/Lessor/Lessee/Occupier Liability)

47. Plaintiffs reallege and incorporate by reference the allegations previously made.

48. Defendants HIDC, Hawaiian Island Development Co., Inc., Hawaiian Island Homes Ltd., Hawaiian Island Commercial Ltd., Ford Island Ventures LLC (collectively "Leasing and/or Managing Entities") were the owners, lessors and/or leasees and/or managing entities and/or assignees which had a legal interest in the storage unit and area involved in this explosion and fire.

49. Leasing and/or Managing Entities had a non-delegatable duty to use reasonable care for the safety of all people, including JUSTIN JOSEPH KELII, reasonably anticipated to be on their property, regardless of their legal status.

50. Leasing and/or Managing Entities knew or should have known of Donaldson Enterprises, Blanchard and Associates, Richard Bratt and/or VSE's activities of transporting explosives and fireworks to and from the storage unit as well as the disposal, dismantling and storage of explosives and fireworks in and around the storage unit; and knew or should have known that there were dangers of explosion and fire in the activities involved. Leasing and/or Managing Entities are vicariously liable for the negligence or fault of Donaldson Enterprises, Blanchard and Associates, Richard Bratt and/or VSE.

51. Leasing and/or Managing Entities knew or should have known that the storage unit and area around the storage unit were unsuitable and illegal for the use intended. Such lease/rental to Donaldson Enterprises and the use by Donaldson Enterprises was negligent and a proximate and a legal cause of the injuries and damages to Plaintiffs, including the death of JUSTIN JOSEPH KELII.

52. Leasing and/or Managing Entities are strictly liable to Plaintiffs for breach of implied warranty of habitability, implied warranty of fitness for a particular purpose, and/or other warranties as may apply.

53. The negligence, actions and/or omissions or breach of warranties by Leasing and/or Managing Entities, jointly and severally, were a direct and legal cause of serious bodily injury and damages suffered by Plaintiffs, including the death of JUSTIN JOSEPH KELII.

COUNT V

(Ultra-Hazardous Activity and Other Liability)

54. Plaintiffs reallege and incorporate by reference the allegations previously made.

55. The storage and/or dismantling and/or disposal of large amounts of explosives and fireworks in an enclosed location by Defendants constitutes an ultra-hazardous activity which could and did result in an explosion and fire causing injuries and damages, to those in and around the storage facility, including Plaintiffs and JUSTIN JOSEPH KELII.

56. The storage, dismantling, disposal, handling and transportation of the large amounts of explosives and fireworks is an ultra-hazardous activity.

57. The direct and legal result of the negligent and/or wilful, wanton, oppressive, and gross negligent conduct by Defendants in the storage, dismantling, disposal, handling and transportation of the large amounts of explosives and fireworks by all Defendants in or around the area of the storage unit, jointly and severally, caused the explosion and fire and was a legal cause of the death of JUSTIN JOSEPH KELII.

58. Defendants are liable to Plaintiffs under the theories of strict liability for breach of warranty, defective design, conducting an ultra-hazardous activity, breach of implied warranty of habitability, implied warranty for fitness of a particular purpose, other applicable warranties, respondeat superior, res ipsa loquitor, agency liability, partnership liability, and/or otherwise.

COUNT VI
(Loss of Consortium)

59. Plaintiffs reallege and incorporate by reference the allegations previously made.

60. By reasons of the injuries to and the death of JUSTIN JOSEPH KELII, Plaintiffs suffered loss of affection, society, company, support, consortium, companionship, comfort and protection and/or suffered serious emotional distress in amounts which will be proven at trial.

COUNT VII
(Negligent/Intentional Infliction of Emotional Distress)

61. Plaintiffs reallege and incorporate by reference the allegations previously made.

62. By the foregoing acts, omissions, and conduct of all Defendants herein, Defendants negligently/intentionally inflicted severe emotional distress upon Plaintiffs.

63. As a direct and proximate result of Defendants' negligent/intentional infliction of severe emotional distress, Plaintiffs have been damaged in an amount to be proven at trial.

COUNT VIII
(Damages)

64. Plaintiffs reallege and incorporate by reference the allegations previously made.

65. As a proximate and/or legal result of the negligence, actions and/or omissions of Defendants and/or Defendants' employees, agents, partners and/or co-venturers, JUSTIN JOSEPH KELII suffered severe bodily injuries, including shock, severe conscious pain and suffering, and death on April 8, 2011.

66. As a proximate and/or legal result of the negligence, actions and/or omissions of Defendants and/or Defendants' employees, agents, partners and/or co-venturers, JUSTIN JOSEPH KELII suffered severe emotional distress, including fear of impending death, mental anguish, death and other damages allowed by law.

67. As a proximate and/or legal result of the negligence, actions and/or omissions of Defendants and/or Defendants' employees, agents, partners and/or co-venturers, JUSTIN JOSEPH KELII, his estate and the Plaintiffs incurred funeral, burial expenses, loss of enjoyment of life and other damages allowed by law.

68. As a proximate and/or legal result of the negligence, actions and/or omissions of Defendants and/or Defendants' employees, agents, partners and/or co-venturers, the estate of JUSTIN JOSEPH KELII suffered a loss of income and loss of future excess earnings.

69. As a proximate and/or legal result of the negligence, actions and/or omissions of Defendants and/or Defendants' employees, agents, partners and/or co-venturers, the Plaintiffs have suffered past and future damages for the loss of services, support, society, companionship, care, attention, advice, counsel and/or other damages as set forth in Hawaii Revised Statutes §663-3; suffered severe emotional distress; suffered loss of enjoyment of life; and other damages as allowed by law.

70. The above described actions and/or omissions were grossly negligent, wilful, wanton, and/or reckless and in conscious disregard of the rights and safety of JUSTIN JOSEPH KELII and the public, thereby justifying an award of punitive damages and/or exemplary damages.

WHEREFORE, Plaintiffs demand judgment against Defendants in an amount of damages that is within the minimum jurisdictional limits of this Court, as follows:

1. General damages as are proven at the time of trial;
2. Special damages as are proven at the time of trial;
3. Punitive damages as are proven at the time of trial;
4. For costs and legal fees incurred herein; and

5. For such other and further relief as may be deemed just and equitable in the premises, including but not limited to, prejudgment interest.

DATED: Honolulu, Hawaii, MAY 24 2012



STEVEN K. HISAKA
GAIL Y. COSGROVE
JAN M. WEINBERG
Attorneys for Plaintiffs

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

GEORGE JOSEPH KELII, individually and)
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ESTATE OF JUSTIN JOSEPH KELII,)
Deceased; DENISE MARIE KELII)
HIRANO; JOSHUA KELII; and JAYMEE)
KELII,)

Plaintiffs,)

vs.)

VSE CORPORATION; THOMAS E.)
BLANCHARD AND ASSOCIATES, INC.;)
RICHARD BRATT; HIDC SMALL)
BUSINESS STORAGE LLC; HAWAIIAN)
ISLAND DEVELOPMENT CO., INC.;)
HAWAIIAN ISLAND HOMES LTD.;)
HAWAIIAN ISLAND COMMERCIAL LTD.;)
FORD ISLAND VENTURES, LLC; JOHN)
DOES 1-10; JANE DOES 1-10; DOE)
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10; ROE "NON-PROFIT")
CORPORATIONS; and DOE)
GOVERNMENTAL AGENCIES 1-10,)

Defendants.)


CIVIL NO. _____
(Other Civil Action)

DEMAND FOR JURY TRIAL

DEMAND FOR JURY TRIAL

Come now, Plaintiffs in the above-captioned matter, by and through their attorneys, Hisaka Yoshida & Cosgrove and Jan M. Weinberg, and hereby demand a trial by jury of all issues so triable herein.

DATED: Honolulu, Hawaii, MAY 24 2012



STEVEN K. HISAKA
GAIL Y. COSGROVE
JAN M. WEINBERG
Attorneys for Plaintiffs

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

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BLANCHARD AND ASSOCIATES, INC.;)
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FORD ISLAND VENTURES, LLC; JOHN)
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10; ROE "NON-PROFIT")
CORPORATIONS; and DOE)
GOVERNMENTAL AGENCIES 1-10,)

Defendants.)

CIVIL NO. _____
(Other Civil Action)

SUMMONS

SUMMONS

STATE OF HAWAII

To the above-named Defendants:

You are hereby summoned and required to serve upon Hisaka Yoshida & Cosgrove, whose address is Pacific Guardian Center, Makai Tower, 733 Bishop Street, Suite 1520, Honolulu, Hawaii 96813, and Jan M. Weinberg, whose address is Pacific Guardian Center, Makai Tower, 733 Bishop Street, Suite 1520, Honolulu, Hawaii 96813, counsel for Plaintiffs in the above-captioned matter, an answer to the Complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Complaint.

This summons shall not be personally delivered between 10:00 p.m. and 6:00 a.m. on premises not open to the general public, unless a judge of the above-entitled court permits, in writing on this summons, personal delivery during those hours.

A failure to obey this summons may result in an entry of default and default judgment against the disobeying person or party.

DATED: Honolulu, Hawaii, _____.

SUMMONS
DENIED
LEGAL DOCUMENTS, BN

CLERK OF THE ABOVE-ENTITLED COURT