

CIVIL MOTIONS CALENDAR
FIRST CIRCUIT
FIFTEENTH DIVISION

DATE: TUESDAY, SEPTEMBER 29, 2015
JUDGE: HONORABLE EDWIN C. NACINO, JUDGE PRESIDING
CLERK: BERYL PARRILLA
REPORTER: JAMIE MIYASATO
BAILIFF/LAW CLERK: SEAN C WONG

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10:30 A.M.

1CC 14-1-002195 SCHNITZER STEEL HI
VS.
ISLAND RECYCLING INC ETAL

IAN LORNE SANDISON
JOHN PIERRE MANAUT
LINDSAY MCANEELEY
FOR SCHNITZER STEEL HAWA

CRAIG T KUGISAKI
FOR ISLAND RECYCLING INC

MARIE MANUELE GAVIGAN
CARON MIZUE INAGAKI
DANA ALISON BARBATA
FOR HAWAII STATE DEPARTM

- 1) PLTF SCHNITZER STEEL HAWAII CORP.'S MOTION FOR PARTIAL SUMMARY JUDGMENT (J. MANAUT)
- 2) DEFT ISLAND RECYCLING, INC'S MOTION FOR SUMMARY JUDGMENT RE DRAINAGE DITCH CLAIMS (C. KUGISAKI)
- 3) DEFTS HAWAII STATE DEPT OF HEALTH AND VIRGINIA PRESSLER, M.D. IN HER OFFICIAL CAPACITY'S SUBSTANTIVE JOINDER IN DEFT ISLAND RECYCLING, INC'S MOTION FOR SUMMARY JUDGMENT, RE: DRAINAGE DITCH CLAIM, FILED ON 09/1/2015 (M. GAVIGAN)

COURT REPORTER: JAMIE MIYASATO

10:43 AM: COURT CONVENEED W/APPEARANCES BEING MADE BY JOHN MANAUT, LINDSAY MCANEELEY AND IAN SANDISON FOR PLTF; CRAIG KUGISAKI FOR DEFT ISLAND RECYCLING INC.; AND MARIE GAVIGAN AND DANA BARBATA FOR DEFTS HAWAII STATE DEPT OF HEALTH AND VIRGINIA PRESSLER, M.D., IN HER OFFICIAL CAPACITY. COURT WILL CONSOLIDATE ARGUMENT FOR BOTH MOTIONS AND THE SUBSTANTIVE JOINDER.

10:44 AM: ARGUMENT BY MR. MANAUT.

10:47 AM: ARGUMENT BY MR. KUGISAKI.

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11:05 AM: ARGUMENT BY MR. MANAUT.
11:07 AM: ARGUMENT BY MS. GAVIVAN.
11:12 AM: FURTHER ARGUMENT BY MR. MANAUT.
11:18 AM: FURTHER ARGUMENT BY MR. KUGISAKI.
11:21 AM: FURTHER ARGUMENT BY MR. MANAUT.
11:29 AM: COURT MADE ITS FINDINGS AND GRANTED
PLTF SCHNITZER STEEL HAWAII CORP'S MOTION FOR
PARTIAL SUMMARY JUDGMENT, AND DENIED DEFT ISLAND
RECYCLING, INC.'S MOTION FOR SUMMARY JUDGMENT RE
DRAINAGE DITCH CLAIMS. THE COURT ALSO DENIED THE
SUBSTANTIVE JOINDER OF DEFTS HAWAII STATE DEPT OF
HEALTH AND VIRGIINIA PRESSLER, M.D. IN HER
OFFICIAL CAPACITY. MR. MANAUT TO PREPARE THE
ORDERS.
11:31 AM: MATTER CONCLUDED.

DATE: 09-29-2015 BY ORDER OF THE COURT: M. Parrilla CLERK