

1ST CIRCUIT COURT
STATE OF HAWAII
FILED

2014 FEB 26 AM 11:11

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Attorneys for Plaintiffs, Individually
and on Behalf of All Those Similarly Situated

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

DAVID GARNER; PATRICIA SMITH;
ANDREA CHRISTIE; ALLEN
KLITERNICK; KAREN SOUZA; JO
JENNIFER GOLDSMITH; and DAVID
HUDSON on behalf of themselves and all
others similarly situated,

Plaintiffs,

vs.

STATE OF HAWAII, DEPARTMENT OF
EDUCATION; JOHN DOES 1-5; JOHN
DOE CORPORATIONS 1-5; ROE NON-
PROFIT CORPORATIONS 1-5; AND ROE
GOVERNMENTAL AGENCIES 1-5,

Defendants.

Civil No. 03-1-000305 (KKS)
(Class Action)

**ORDER GRANTING MOTION TO
APPROVE AMENDED SETTLEMENT
AGREEMENT**

Hearing Date: February 25, 2014

Hearing Time: 11:30 a.m.

Hearing Judge: Honorable Karl K. Sakamoto

ALLAN KLITERNICK; DAVID GARNER;
JO JENNIFER GOLDSMITH; and DAVID
HUDSON, individually and on behalf of all
others similarly situated,

Plaintiffs,

vs.

KATHRYN S. MATAYOSHI, in her official
capacity as Superintendent of Schools;
DONALD G. HORNER, BRIAN J. DELIMA,
WESLEY P. LO, KEITH AMEMIYA,
CHERYL KA'UHANE LUPENI,
KIMBERLY GENNAULA HAGI, NANCY
JO YAMAKAWA BUDD, JIM D.
WILLIAMS, CHARLENE CUARESMA,
AND ANGELICA WAI SAM LAO, in their
official capacity as members of the STATE
OF HAWAII BOARD OF EDUCATION;
DEPARTMENT OF EDUCATION, STATE
OF HAWAII,

Defendants.

CIVIL NO. 05-1-00031 (KKS)
(Class Action)

**ORDER GRANTING MOTION TO APPROVE
AMENDED SETTLEMENT AGREEMENT**

Plaintiffs filed a Motion to Approve Amended Settlement Agreement (“Motion”) on February 18, 2014, which was heard by the Honorable Karl K. Sakamoto on February 25, 2014. Paul Alston appeared for Plaintiffs and Harvey E. Henderson appeared for Defendants.

For good cause shown, the MOTION TO APPROVE AMENDED
SETTLEMENT AGREEMENT (the "Motion") is hereby GRANTED.

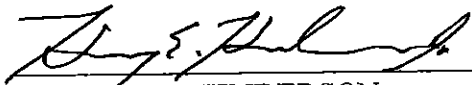
DATED: Honolulu, Hawai'i, FEB 26 2014

KARL K. SAKAMOTO



KARL K. SAKAMOTO
JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:



HARVEY E. HENDERSON
WILLIAM J. WYNHOFF
Attorneys for Defendants

David Garner, et al. vs. State of Hawai'i, Department of Education; Civil No. 03-1-000305 KKS and 05-1-0031-01; (Consolidated Case); **ORDER GRANTING MOTION TO APPROVE AMENDED SETTLEMENT AGREEMENT**