

**SB 958**

**Testimony**

(SB958)  
RELATING TO THE FAMILY COURT.

TO: Senator Suzanne Chun-Oakland, Chair  
Senator LES IHARA, JR, Vice Chair  
Members of the Committee on Human Services

FROM: Paige E. Calahan "DV Survivor"  
POB 1380  
Puunene, HI 96784

DATE: 02/14/11

Support of SB958 with Suggestions

Good Morning Senators,

Thank you for considering options that would bring more accountability to the Hawaii Family Courts custody evaluators, which will ultimately save children.

I am in support of Family Court Custody Evaluators being trained and registered to do their jobs. These "para-professionals" play a HUGE part with the Judges in not following statute and abusing children for what amounts to legalized kidnapping and profit. In my own case Attorney GAL/Property Master Barbara Sauer violated so many laws and ethics that she should be charged as an accessory to child abuse, along side the corrupt second circuit family court Judge Keith Tanaka and prosecuted!

I suggest the following amendments:

1. Children should be given the statutory right not to be abused and to be safe.
2. There should be a prohibition for application: that anyone with a conviction, plea or acknowledgment as a perpetrator of child, spousal, adult, sexual, animal abuse be prohibited from consideration.
3. There should be forced disclosure need to have all CE's disclose how many DV cases they have worked on, which side they were on (victim or perp) and see how it came out. Many of these "Para-Professionals" utilize the loopholes in the system to make discrediting DV victims a profitable venture.
4. There should be a prohibition on conflicts of interest. I partially define these to be that a CE can not be contracted to CWS, Family Court, VGAL, be attorney for a parent (past or present), be on the judiciary payroll or be working primarily for one Judge. Judges have their favorites and they use them a lot.
5. There should be a prohibition from allowing CE's to wear multiple hats (GAL, Property Master, Mediator, Childs attorney, Family Court CE div). Independence is mandatory and should NOT be in business with family court attorneys or others "In the business."

6. There should be a prohibition from accepting multiple fees in the same case and or child. Doing so creates a profit situation which takes away from the Best Interests Criteria and the intent to correctly do their job.
7. If they are independent they are not being paid by the Judiciary and The newest CE in our parts is in business with Diane Ho who is partnered up with the head of the FC CE division on the second floor.
8. We need CE's to be trained specifically in DV and high conflict cases so that they are able to recognize DV and appropriately transfer it to the DV court where it will be handled correctly.
9. Most important of all is that OVERSIGHT by an independent person is pivotal. We have laws on the book NOT being enforced. Without oversight this one wont be enforced either.

Respectfully Submitted.

Paige Calahan  
Mother of an abused child.

## Family Court; Custody; Child Custody Evaluators

Establishes a program in the family court for the registration of child custody evaluators; allows board of family court judges to adopt certification of child custody evaluators.

# SUPPORT BILL 958

I, Angela Kaaihue support this bill. I have found that despite fighting for custody for the past 9 years for my twins, I have been denied my parenting rights. I voluntarily placed them in a Legal Guardianship thinking that it was a temporary situation, and that I was promised that I would get them back and have unlimited visitations. However, the guardians whom collect financial assistance granted to them from the DHS Permanency Unit of approximately \$2000+ a month for the past 9 years for caring for my twins don't want to give them back. Also, I am denied visitation, and my twins are raised in separate households, they are denied visitation with their biological parents and grandparents, and their other siblings as well. Is this in the best interest of my twins?

**The Big Questions is “WHY does the State of Hawaii Support the Guardians with a FREE WELFARE BENEFITS of \$2000+ a month and provide FREE MedQuest for my twins when we, the parents are fully capable to care for them financially, physically, and medically?”**

**ANSWER: BECAUSE THE CUSTODY EVALUATOR ANNABEL**

**MURRAY SUPPORTS THEM.** Annabel Murray whom has been the center of multiple lawsuits has been anointed by the courts to evaluate this case. Annabel Murray also whom has a personal conflict in this matter and has been involved in a civil case against her by the parents

along with many other parents. Annabel goes against “the best interest of the child” for her own personal gratification.

It's because of the money. The guardians don't want to lose custody of my twins because they would lose their big fat monthly WELFARE paycheck!! So if anyone would ask if this is in the best interest of my twins to be raised in separate households, away from their biological parents, family and siblings, and on State Welfare Assistance? Most people would say NO! Give them back to their parents whom have NOT been found unfit, and who are financially capable of caring for their own? Why has this gone on so long you may wonder? Well because the Guardians are on welfare and collecting \$2000+ a month, they are doing whatever is necessary to save their WELFARE check! This includes making up lies, and claiming everything possible, the mother needs a psychological exam again and again, the mother's crazy, she's outraged and crazy, the parents are unstable, her own twins want to stay with us, her own kids are afraid of their own parents, her twins are afraid of their own grandparents. Attorneys work pro-bono for poor welfare Guardians, while parents and grandparents have to pay for their own attorneys costing thousands of dollars. In the courtroom, you will have the mother standing by herself!! While she is up against 3 Guardians + 2 Probono Attorneys. That's 5 people against 1 mother.

## CUSTODY BATTLE

**5 (3 Guardians +2 Probono Attorneys) –vs- 1 (Mother)**

It's obvious who the winners of the custody battle is, right? Even though this isn't right, this isn't fair, the mother, Angela Kaaihue, continues to lose her battle. Time is lost, the interpersonal connection is lost, and this is causing the STATE of HAWAII thousands of dollars each year, \$25,000 a year at least. For the past 10 years, this amount is \$250,000, this doesn't include the cost of my twins FREE medical from MedQuest. This is just 1 example of misuse and abusing the Welfare System.

Give them back to their mother, so her twins can live in the same household. So they can live off of WELFARE, and so they can be reunited with their biological family! Stop using my twins to collect WELFARE you blood sucking parasitic GUARDIANS.

This is the written testimony of Angela Kaaihue, mother of Jadelyn and Jolene Stenger Kaaihue. Guardians Pearlinda Aea, Sheila and Adam Geiger.

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**Subject:** Testimony for SB958 on 2/14/2011 9:15:00 AM  
**Date:** Monday, February 14, 2011 3:51:01 AM

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Testimony for JDL 2/14/2011 9:15:00 AM SB958

Conference room: 016  
Testifier position: support  
Testifier will be present: No  
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Submitted on: 2/14/2011

Comments:  
Support for SB958

This is a long overdue measure and a step in the right direction. Clarification on complaints procedures would be welcomed, as now there is no place to hold CEs accountable. It would also be helpful to clarify - since this registry is in its infancy and no "history" exists on CE performance - whether family court clients will be able to submit comment on their custody evaluator(s) in order to populate the registry.

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**Date:** Sunday, February 13, 2011 4:55:38 PM

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Testimony for JDL 2/14/2011 9:15:00 AM SB958

Conference room: 016  
Testifier position: support  
Testifier will be present: No  
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Comments:

Professional licensure serves a purpose:

1. Demonstrates accountability to the public at large
2. Validates specialty knowledge
3. Reflects commitment to the profession

Hawai'i Family Court processes must be open to input regarding investigative methods, diagnostic reasoning, recommendations and potential bias.

My first hand experience has shown Hawai'i Family Court Custody Evaluators lack of ethics. They fabricate reports for "under-the table" financial hand-outs. Certification of Custody Evaluators is a necessary first step toward transparency and justice for Hawai'i families.

Sincerely,  
Melinda Franklin (formerly Chee)

"Injustice anywhere is a threat to justice everywhere" Martin Luther King Jr.



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Testimony for JDL 2/14/2011 9:15:00 AM SB958

Conference room: 016  
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Testimony for JDL 2/14/2011 9:15:00 AM SB958

Conference room: 016  
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Comments:  
I support this bill

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Testimony for JDL 2/14/2011 9:15:00 AM SB958

Conference room: 016  
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Submitted on: 2/13/2011

Comments:

It is necessary to establish a program in the family court, for the registration of child custody evaluators; which allows a board of family court judges to adopt certification of child custody evaluators.

Respectfully, Dr. Schaller, CE, GAL, MFT, Ph.D.