



## JUDICIARY COMM. NO. 12

Office of the Administrative Director of the Courts – THE JUDICIARY • STATE OF HAWAII

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**Rodney A. Maile**  
ADMINISTRATIVE DIRECTOR

**Brandon M. Kimura**  
DEPUTY ADMINISTRATIVE DIRECTOR

December 20, 2018

The Honorable Ronald D. Kouchi  
President of the Senate  
State Capitol, Room 409  
Honolulu, HI 96813

The Honorable Scott K. Saiki  
Speaker of the House of Representatives  
State Capitol, Room 431  
Honolulu, HI 96813

Dear President Kouchi and Speaker Saiki:

Pursuant to Section 613-4, Hawai'i Revised Statutes, the Judiciary is transmitting a copy of the *Judiciary's Center for Alternative Dispute Resolution 2018 Annual Report*.

In accordance with Section 93-16, Hawai'i Revised Statutes, we are also transmitting a copy of this report to the Legislative Reference Bureau Library.

The public may view an electronic copy of this report on the Judiciary's website at the following link: [http://www.courts.state.hi.us/news\\_and\\_reports/reports/reports.html](http://www.courts.state.hi.us/news_and_reports/reports/reports.html).

Should you have any questions regarding this report, please feel free to contact Karen Takahashi of the Judiciary's Legislative Coordinating Office at 539-4896, or via e-mail at [Karen.T.Takahashi@courts.hawaii.gov](mailto:Karen.T.Takahashi@courts.hawaii.gov).

Sincerely,

A handwritten signature in blue ink that reads "Rodney A. Maile".

Rodney A. Maile  
Administrative Director of the Courts

Enclosure

c: Legislative Reference Bureau Library  
Office of the Clerk, Hawai'i State Senate  
Office of the Clerk, Hawai'i House of Representatives

Aloha,

The Center for Alternative Dispute Resolution (CADR) ensures that alternative dispute resolution is available in Hawai‘i. Alternative dispute resolution offers opportunities for early, party-driven, efficient, and fair solutions.

CADR:

- Designs and helps implement alternative dispute resolution programs for state and county government;
- Mediates and facilitates public policy disputes referred by elected or appointed government officials;
- Manages the Judiciary’s purchase of services contract for mediation and related dispute resolution services; and
- Promotes alternative dispute resolution through training and education.

This report summarizes CADR’s work during Fiscal Year 2017-2018.

Sincerely,  
Mark E. Recktenwald  
Chief Justice

## VOLUNTEERS

Judge Riki May Amano (ret.)	Ivan Lui Kwan
Judge Joel August (ret.)	Judge Victoria Marks (ret.)
Daniel Bent	Georgia McMillen
Judge Karen Blondin (ret.)	Judge Douglas McNish (ret.)
Professor Addison Bowman (Emeritus)	Judge Marie Milks (ret.)
Robin Campaniano	Chief Justice Ronald Moon (ret.)
Brooks Cottong	Richard Mosher
Corlis J. Chang	General Frances Mossman (ret.)*
Louis Chang	Judge Gail Nakatani (ret.)
Justice James Duffy (ret.)	Patricia Kim Park
Jackie Earle	Judge Shackley Raffetto (ret.)
Judge Max Graham	Judge Eric Romanchak (ret.)
Diane Hastert	Judge Frank Rothschild (ret.)
Judge Eden Hifo (ret.)	Judge Nancy Ryan (ret.)
Kenneth Hipp	Judge Sandra Simms (ret.)
Judge Colleen Hirai (ret.)	Judge Leland Spencer (ret.)
James Hoenig	Thomas Stirling
Judge Walter Ikeda (ret.)	Judge Allene Suemori (ret.)
Elizabeth Kent	Owen Tamamoto
Joseph Kiefer	Judge Michael Town (ret.)
Judge Walter Kirimitsu (ret.)	Ted Tsukiyama
Justice Robert Klein (ret.)	Judge Diana van De Car (ret.)
Ralph La Fountaine	Judge Diana Warrington (ret.)
Judge Evelyn Lance (ret.)	Judge Andrew Wilson (ret.)
Judge Rosalyn Loomis (ret.)	Judge Patrick Yim (ret.)

## BOARD OF ADVISORS

Judge Karen Blondin (ret.)	Valerie S. Mariano
Judge Michael Broderick (ret.)	Barry Marr
Tana Kekina-Cabaniero	Mike McCartney
Aaron Chung	Judge Lawrence Reifurth
Linda Colburn	Owen K. Tamamoto
Councilmember Brandon Elefante	Laurie Arial Tochiki
Everett Kaneshige	Dr. James Westphal
Professor Kem Lowry	

\*With grateful appreciation for her dedication to the profession of alternative dispute resolution, General Frances Mossman will be missed.

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# Center for Alternative Dispute Resolution

The Judiciary  
State of Hawai‘i



## Annual Report

*Report No. 30  
July 1, 2017 - June 30, 2018*

*Presented to the  
Thirtieth Legislature*

*Pursuant to  
Hawai‘i Revised Statutes §613-4*

## Programs

CADR designs and helps implement alternative dispute resolution programs for state and county governments. The programs encourage parties to avoid unnecessary litigation and encourage early and fair conflict resolution.

## Direct Services

CADR provides mediation, facilitation, and process design services for cases involving public policy.

- From its inception to the end of FY 2017-2018, the Hawai'i Appellate Mediation Program brought in 698 cases, and 53% of those cases settled or partially settled. During FY 2017-2018, the Hawai'i Appellate Mediation program settled or partially settled 11 cases.
- The First Circuit Family Court Paternity Mediation Program mediated 41 cases.
- CADR assisted the Campaign Spending Commission with its strategic planning.

## Training, Education, Research, and Outreach

CADR provides training workshops for State and City and County employees:

- Working It Out: Skills for Managing Conflict.
- Foundation for Collaborative Leadership.
- Handling Difficult Situations in the Workplace.
- Mediation in the Workplace.
- Planning and Facilitating Effective Meetings.

CADR provides/hosts training workshops for the public:

- National Issues Forum Institute *Train the Moderator*.
- *Girl Scouts Mediation Workshop* - Judiciary History Center, The Mediation Center of the Pacific.
- *The Uniform Family Law Arbitration Act, Act 113 (2017 legislation)* seminar.

CADR provides and supports educational outreach:

- The Mediation Center of the Pacific's *Early Access Mediation* and *Kupuna Pono* programs.
- Association for Conflict Resolution – Hawai'i activities.
- *Headed for court? Mediation offers more control, lower, cost* - Honolulu Star Advertiser.
- Educational brochures for district courts.
- Participated in Kettering Foundation's *Deliberative Democracy Exchange* with State legislators and Centers For Public Life.
- Interview on the Mike Buck Radio Show: *Hope for Homelessness*, with the Institute for Human Services and The Mediation Center of the Pacific. Discussion covered the Early Access Mediation program and the availability of free mediation of landlord/tenant cases at the district courts.
- Peer Mediation Conference, Sue Chang, Mediation Works.

CADR co-sponsors seminars and lectures with legal and ADR organizations, including the Hawaii State Bar Association - ADR Section; Association For Conflict Resolution - Hawai'i Chapter; The Columbia Law School Mediation Clinic; Native Hawaiian Bar Association; The Mediation Center of the Pacific; UH Manoa Matsunaga Institute for Peace and Conflict Resolution; Accord3.0; and the Hawai'i Friends of Restorative Justice:

- Two encores of *Native Hawaiian Peacekeeping Concepts* (Ho'oponopono) featuring Beadie Kanahale Dawson, Esq.; Aired on 'OLELO TV, now available with English closed captioning at: <https://www.youtube.com/watch?v=tfOWmnOIWyo>
- *Indigenous Conflict Resolution: Practice and Integration* panel discussion held at the Hawai'i Supreme Court and aired on 'OLELO.
- 2018 Access to Justice Conference: *Technology*

*in Mediation to Increase Access to Justice.*

- Talk Story: *Culture and Conflict Resolution* at UH Manoa, Matsunaga Institute for Peace and Conflict Resolution.
- *Public Participation in a Polarized Era - The Good, The Bad, The Future.*
- *Strategies to Bridge Cultural & Generational Gaps in Conflict Resolution.*
- Hawaii Friends of Restorative Justice *Community Dialogue on Race.*
- Talk Story: *Connecting Theory to Practice for Intentional Application of Alternative Dispute Resolution Tools.*
- National Issues Forum Institute *Coming To America – Who Should We Welcome, What Should We Do?*
- Office of Hawaiian Affairs Taskforce on Ho'oponopono.
- *Multilateral Negotiation, Tools for Conflict Resolution and Prevention:* Two sessions explored the process of multilateral negotiations and how this model could be applied to address social, political and economic issues.
- Conflict Resolution Day Proclamation and Volunteer Mediator Ceremony.

## Community Mediation Centers

FY2018 (7/1/17-6/30/18) Report Information: The Mediation Centers of Hawai'i, Inc. served 6,752 clients in FY2018.

**Mediation. It Works!**

