

STAND. COM. REP. NO. 1

Honolulu, Hawaii

JUL 28 2021

RE: JUD. COM. NO. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Second Special Session of 2021
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred Judiciary Communication No. 1, submitting for study and consideration the appointment of:

DISTRICT FAMILY COURT OF THE FIRST CIRCUIT

J.C. No. 1 LESLEY N. MALOIAN,
 for a term to expire in 6 years,

begs leave to report as follows:

Your Committee reviewed the personal history, resume, and statement submitted by Lesley N. Maloian for nomination to the District Family Court of the First Circuit, State of Hawaii.

Your Committee received testimony in support of the appointment of Lesley N. Maloian from the Office of the Public Defender, NAACP, Honorable Sandra A. Simms-retired, and thirty-six individuals. Your Committee received testimony in opposition to the appointment of Lesley N. Maloian from LEIRA Organics. Your Committee received comments on the appointment of Lesley N. Maloian from the Hawaii State Bar Association.

The Hawaii State Bar Association Board of Directors found the appointee to be qualified for the position of District Family Court Judge of the First Circuit based on established criteria for determining the qualifications of judicial appointments generally using the American Bar Association Guidelines for Reviewing Qualifications of Candidates for State Judicial Office. Specifically, the Board uses the following criteria in its deliberations: integrity and diligence, legal knowledge and

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ability, professional experience, judicial temperament, financial responsibility, public service, health, and ability to perform the responsibilities and duties required of the position for which the applicant has been appointed. The Board's rating system includes the categories of "qualified" and "not qualified".

Ms. Maloian received her Bachelor of Arts degree from CUNY Baruch College and graduated Magna Cum Laude. She later received her Doctor of Jurisprudence from Valparaiso University, where she was a member of the moot court team and President of the Black Lawyers Association. During law school, she was a law clerk in the Department of Law for the city of Gary, Indiana.

Since 2003, Ms. Maloian has served as a Deputy Public Defender in the Office of the Public Defender in Honolulu, where she is a senior level trial attorney representing indigent clients in the First Circuit Criminal Court System. Prior to taking that position, she was an associate in the Law Office of Ellen Politano, where she represented clients in Family Court in matters including divorce, restraining orders, alimony and child support, and paternity. Ms. Maloian also previously worked as a Deputy Public Guardian in the Cook County Office of the Public Guardian and as an Administrative Hearing Officer in the City of Chicago Department of Buildings.

Ms. Maloian has been licensed to practice law in the State of Hawaii since 2002, and has been involved in the legal community throughout her career. She has been a volunteer judge for High School Mock Trial Competitions for the Young Lawyers Division of the Hawaii State Bar Association and a Volunteer Guardian Ad Litem for the Hawai'i State Judiciary. In addition, she is a member of the National Association of Counsel for Children.

Testimony submitted in support of Ms. Maloian's appointment commends her deep legal expertise, extensive trial experience, and commitment to fairness and justice. Numerous testifiers also praised her integrity, as well as her strong leadership skills and professional temperament.



Your Committee finds that, based on the testimony submitted on her behalf, responses to questions asked by the members of your Committee, and your Committee's review of information about her and her qualifications, Lesley N. Maloian has the experience, temperament, and other competencies to be a District Family Court Judge of the First Circuit, and she has the legal expertise, integrity, and demeanor to fully and faithfully discharge the duties associated with that judicial office.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee, after full consideration of the background, experience, and qualifications of the appointee, has found the appointee to be qualified for the position to which appointed and recommends that the Senate consent to the appointment.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



KARL RHOADS, Chair



The Senate
 Thirty-First Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary
JDC
Consent

Gov. Msg./Jud. Com. No.:* JC1	Committee Referral: JDC	Date: 7/28/2021		
<input type="checkbox"/> The Committee is reconsidering its decision				
The Recommendation is: <input checked="" type="checkbox"/> Consent 2347 <input type="checkbox"/> Not Consent 2349				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
KEOHOKALOLE, Jarrett (VC)	✓			
ACASIO, Laura	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
LEE, Chris	✓			
FEVELLA, Kurt	✓			
TOTAL	7	-	-	-
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one Message/Communication per Record of Votes