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FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

DEC 22 2009  
at 3 o'clock and 35 min P M.  
SUE BEITIA, CLERK

Attorneys for Third-Party Defendant  
HAWAIIAN PROPERTIES, LTD.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

BEVERLY BLAKE, STEPHANIE  
CAMILLERI, ARLENE SUPAPO,  
individually, and on behalf of all  
persons similarly situated,

Plaintiffs,

vs.

CRAIG NISHIMURA, in his official  
capacity as Acting Director of the  
Department of Facility Maintenance,  
City and County of Honolulu; CITY  
AND COUNTY OF HONOLULU, a  
municipal corporation,

Defendants.

CIVIL NO. CV 08-00281 LEK  
(Contract) (Declaratory Judgment) (Other  
Civil Actions)  
Class Action

THIRD-PARTY DEFENDANT  
HAWAIIAN PROPERTIES, LTD.'S  
MOTION FOR PRELIMINARY  
APPROVAL OF SETTLEMENT

Trial Date: December 15, 2009  
Judge: Hon. Leslie E. Kobayashi

CITY AND COUNTY OF  
HONOLULU,

Third-Party Plaintiff,

vs.

HAWAIIAN PROPERTIES, LTD.,

Third-Party Defendants.

THIRD-PARTY DEFENDANT HAWAIIAN PROPERTIES, LTD.'S  
MOTION FOR PRELIMINARY APPROVAL OF SETTLEMENT

Third-Party Defendant Hawaiian Properties, Ltd., (“Third-Party Defendant”) by and through its counsel, Li & Tsukazaki, hereby moves this Court for an Order Preliminarily Approving Settlement of this Class Action lawsuit.

In support of this Motion, Third-Party Defendant asserts that:

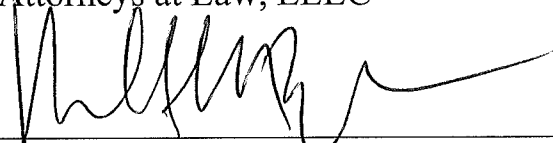
1. The class was certified in this case on October 30, 2008.
2. The Plaintiff Class, through its counsel, and Defendant City and County of Honolulu and Third-Party Defendant Hawaiian Properties, Ltd., (“Defendants”), through their counsel, have reached an agreement to settle all related cases on the terms set forth in the Memorandum attached.
3. The settlement is fair, reasonable, and adequate.

This Motion is made pursuant to Rule 23(e) of the Federal Rules of Civil Procedure. It is based on the memorandum, the Declaration of Jason H. Kim, and Exhibit "1," attached hereto.

WHEREFORE, Third-Party Defendant prays that the settlement be preliminarily approved in this action, with notice to the class as set forth in the Memorandum of Law attached hereto and the date and time of the final fairness hearing to be set by the Court.

DATED: Honolulu, Hawai`i, December 22, 2009.

LI & TSUKAZAKI,  
Attorneys at Law, LLC



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MATT A. TSUKAZAKI  
PHILLIP A. LI  
Attorneys Third-Party Defendant  
HAWAIIAN PROPERTIES, LTD.