

## MINUTES

CASE NUMBER: CV 07-00504HG-LEK

CASE NAME: Olive Kaleuati, individually and on behalf of the class of parents and/or guardians of homeless children in the State of Hawaii, et al. Vs. Judy Tonda, in her official capacities as the State Homeless Coordinator and the State Homeless Liaison for the Department of Education, State of Hawaii, et al

ATTYS FOR PLA: Paul Alston, Esq.  
Daniel M. Gluck, Esq.  
William H. Durham, Esq.

ATTYS FOR DEFT: Randolph R. Slaton, Esq.  
John F. Molay, Esq.

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JUDGE:	Helen Gillmor	REPORTER:	Gloria Bediamol
DATE:	February 11, 2008	TIME:	10:45 - 12:00 1:30 - 2:00 2:30 - 5:00

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COURT ACTION: PLAINTIFFS' MOTION FOR CERTIFICATION OF CLASSES -  
  
PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION -

Discussion held.

11:25 a.m. CST Judy Tonda (Daniel M. Gluck)

12:00 Recess

1:30 p.m. CST Daniel Hamada (William H. Durham)  
2:30 p.m. Direct examination of Daniel Hamada (Randolph R. Slaton)  
2:56 p.m. Cross-examination of Daniel Hamada (William H. Durham)  
3:03 p.m. Re-direct examination of Daniel Hamada (Randolph R. Slaton)  
3:15 p.m. William H. Durham inquiring Daniel Hamada  
3:18 p.m. Randolph R. Slaton inquiring Daniel Hamada  
3:19 p.m. Direct examination of Judy Tonda (Randolph R. Slaton)  
3:45 p.m Recess

4:10 p.m. Resume direct examination of Judy Tonda (Randolph R. Slaton)

4:26 p.m. Cross-examination of Judy Tonda (Daniel M. Gluck)

4:41 p.m. Plaintiffs' Closing Argument

4:42 p.m. Defendants' Closing Argument

5:00 p.m. Recess

Admitted:

Plaintiffs' Exhibits 1, 2, 3, 4, 5, 6, 7, 8, 9

Defendants' Exhibits: A, B, C, D, E, F, G, H, I, J, K

Plaintiffs' Motion for Certification of Classes (Doc 23) is **GRANTED**.

Plaintiffs' Motion for Preliminary Injunction (Doc.25) is **GRANTED** to require the Department of Education of the State of Hawaii to timely identify homeless children entitled to receive benefits under the McKinney-Vento Act.

Written orders will issue granting Class Certification and the scope of the Preliminary Injunction.

**(The exhibits are located in the Exhibit Room.)**

Submitted by: Mary Rose Feria, Courtroom Manager