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1ST CIRCUIT COURT
STATE OF HAWAII
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IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

KAZNER ALEXANDER, individually and on
behalf of a class of past and present residents
of Mayor Wright Homes,

Plaintiff,

vs.

STATE OF HAWAII; HAWAII PUBLIC
HOUSING AUTHORITY; and Does 1-20,

Defendants.

Civil No. 11-1-0795-04 (GWBC)
(Other Civil Litigation)

**ORDER GRANTING PLAINTIFFS'
UNOPPOSED MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT**

Hearing:

Date: February 18, 2015

Time: 9:00 a.m.

Judge: Honorable Karen Tooko Nakasone

**ORDER GRANTING PLAINTIFFS' UNOPPOSED MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENT**

Plaintiffs, by and through their counsel, have moved this Court for final approval of the class action settlement reached between Plaintiffs—both individually and as representatives of the Class as defined in the settlement agreement—and Defendants. This Court granted preliminary approval of the settlement on October 27, 2014. The motion for final approval was heard by this court on February 18, 2015. Gavin Thornton and John Rhee appeared on behalf of Plaintiffs. John C. Wong appeared on behalf of Defendants.

The Court has read and considered the Settlement Agreement ("Settlement Agreement" or "Agreement") and the records and files herein, and is otherwise fully informed and with good cause appearing therefore;

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The Court has jurisdiction over the subject matter of this action and over all parties to this action.
2. The prerequisites for class action treatment under HRCP 23(a) and 23(b)(3) for purposes of the Settlement Agreement have been satisfied, and the class is certified for settlement purposes.
3. The class notice requirements of the Order Granting Preliminary Approval of Class Action Settlement Agreement have been satisfied.
4. The Settlement Agreement has been negotiated at arm's length by the named Plaintiffs or their counsel on behalf of the Class.
5. The award of attorneys' fees and expenses approved by the Court on November 6, 2014 is fair, reasonable, and adequate.
6. The Settlement Agreement is fair, reasonable and adequate for the Plaintiff Class.
7. The Court grants final approval of the Agreement, including the releases contained therein,
8. Within thirty (30) days of the fulfillment of all contingencies set forth in the Settlement Agreement, Plaintiffs shall submit to this court a Final Judgment and Order dismissing this case with prejudice pursuant to the terms of the Settlement Agreement, the

members of the Plaintiff Class shall be bound by the provisions of the Settlement Agreement and shall be entitled to its benefits as provided in the Agreement. In the event that the contingencies are not met by July 31, 2015, Plaintiffs shall have the option of voiding the Settlement Agreement as provided in the Agreement.

9. All costs and expenses incurred in providing notice to the Plaintiff Class and in disbursing the Settlement Fund shall be paid as set forth in the Settlement Agreement.

10. The Court retains jurisdiction over all proceedings arising out of or related to the Settlement Agreement.

IT IS SO ORDERED this 26 day of February 2015.

KAREN T. NAKASONE



Karen Tooko Nakasone
Judge of the Above Entitled Court

APPROVED AS TO FORM:


RUSSELL A. SUZUKI, ESQ.

CARON M. INAGAKI, ESQ.

JOHN M. CREGOR, ESQ.

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STATE OF HAWAII and HAWAII PUBLIC

HOUSING AUTHORITY

ORDER GRANTING PLAINTIFFS' UNOPPOSED MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT, *KAZNER ALEXANDER, ET AL. V. STATE OF HAWAII, ET AL.*, Civil No. 11-1-0795-04 (GWBC)