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S.P. NO. 3CSP-20-0000022

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAI'I

In the Matter of the CIRCUIT COURT OF THE THIRD CIRCUIT, STATE OF HAWAI'I'S RESPONSE TO THE COVID-19 OUTBREAK	(SPECIAL PROCEEDING) FIRST EMERGENCY ORDER REGARDING EVICTIONS DISTRICT COURT, THIRD CIRCUIT, STATE OF HAWAI'I

FIRST EMERGENCY ORDER REGARDING EVICTIONS
DISTRICT COURT, THIRD CIRCUIT, STATE OF HAWAI'I

This matter comes before the Court in light of the public health emergency in the State of Hawai' i.

Pursuant to Governor David Y. lge's Eighteenth Proclamation Related to the COVID-19 Emergency dated February 12, 2021 and with the authority as Chief Judge of the Third Circuit Court, State of Hawai'i,

IT IS HEREBY ORDERED THAT:

1. The following shall apply to summary possession cases:

a. There shall be no commencement, continuation, or prosecution of an action to terminate any tenancy for a residential dwelling unit, for failure to pay all or any portion of the rent, maintenance fees, utility charges, taxes or other fees required for the

residential dwelling, pursuant to section 521-68, HRS, Landlord's Remedies for Failure by Tenant to Pay Rent and section 521-71, HRS, Termination of Tenancy; Landlord's Remedies for Holdover Tenants and Chapter 666, Landlord and Tenant, as set forth in Governor David Y. lge's Eighteenth Proclamation Related to the COVID-19 Emergency dated February 12, 2021 and effective through April 13, 2021.

b. In the event that cases are currently set on calendar in violation of paragraph 1. a. of this Emergency Order and as set forth in Governor David Y. lge's Eighteenth Proclamation Related to the COVID-19 Emergency dated February 12, 2021 and if the complaint was filed on or before April 16, 2020, the Clerk of the Court shall reschedule the case to a date after April 13, 2021.

c. In the event that cases are currently set on calendar in violation of paragraph 1. a. of this Emergency Order and as set forth in Governor David Y. lge's Eighteenth Proclamation Related to the COVID-19 Emergency dated February 12, 2021 and if the complaint was filed on or after April 17, 2020, the presiding judge shall dismiss the case without prejudice. If the complaint was filed on or after April 17, 2020 and the case was dismissed without prejudice by the Court, the filing fee shall be waived if the Plaintiff refiles after the expiration of the moratorium.

2. This Order is subject to further extensions.

Dated: Kailua-Kona, Hawai'i, March 12, 2021 .

/s/ ROBERT D. S. KIM
Hon. Robert D. S. Kim, Chief Judge
Circuit Court of the Third Circuit, State of Hawai'i