

Filer's Name, Address, Phone, Fax, Email:

Stephen B. Whittaker, AAL LLC (SBN #2191)  
P.O. Box 964, Kailua-Kona, Hawaii 96745  
Tel. (808) 960-4536; Fax (808) 325-7530  
e-mail: stephen@whittakerlawkona.com

Paul J. Sulla, Jr. (SBN # 5398)  
P.O. Box 5258, Hilo, HI 96720  
ph. (808) 933-3600; fax (808) 933-3601  
e-mail: psulla@aloha.net



UNITED STATES BANKRUPTCY COURT  
DISTRICT OF HAWAII  
1132 Bishop Street, Suite 250  
Honolulu, Hawaii 96813

hib\_9073-1 (02/10)

Debtor: Leonard G. Horowitz		Case No.: 16-00239
Joint Debtor: (if any)		Chapter: 13
[If Adversary Proceeding, complete information below. Use "et al" if multiple parties.]  Plaintiff(s):  vs. Defendant(s):		Adversary Proceeding No.: (if applicable)
NOTICE OF HEARING Courtroom – 1132 Bishop Street, Honolulu, Hawaii		Hearing Date: April 12, 2016 Time: 9:30 a.m.
		Objections Due: March 29, 2016
Matter being heard:	Motion for Relief from Stay	Related Dkt No.:
Moving Party:	Creditor Jason Hester	

**NOTICE IS HEREBY GIVEN** that this matter is set for hearing at the date and time above. The relief being requested consists of the following. [Briefly describe the relief sought, including pertinent details.]

Please see attached Motion for Relief from Stay. Creditor Jason Hester has obtained Final Judgment on his quiet title action in State Court concerning the Subject Property and a Writ of Ejectment. He is standing by to enforce the writ and is seeking a determination by the bankruptcy court that either 1) no stay is in effect because Debtor has no legal, equitable, or possessory interest in the Subject Property and such it should not be a part of the bankruptcy estate because Debtor is not and never was on title to the property, or 2) the stay should be lifted immediately to allow enforcement of the writ because whatever interest in the Subject Property the Debtor may have has been extinguished and has no commercial value and is not necessary for the re-organization of the bankruptcy estate.

**Your rights may be affected.** You should read the motion or application and the accompanying papers carefully and discuss them with your attorney if you have one in this bankruptcy case or proceeding. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the relief sought in this motion, or if you want the court to consider your views on the motion, then you or your attorney must file a statement explaining your position not later than the date below.

**Date response due** [enter specific date, and how calculated using the relevant statute, federal or local rule, or order shortening time, e.g. *X days before hearing or X days after* \_\_\_\_\_ .]:

March 29, 2016

Date

How calculated: LBR 4001-1 (e)(1)(A)

Statements must be filed with the court at:

United States Bankruptcy Court  
District of Hawaii  
1132 Bishop Street, Suite 250  
Honolulu, HI 96813

If you mail your response to the court, you must mail it early enough so the court will **receive** it on or before the deadline stated above. The court may disregard any response filed untimely.

You must also mail or transmit a copy to the moving party at:

Responses to be sent to:

Attorney Paul J. Sulla, Jr.  
P.O. Box 5258  
Hilo, HI 96720

Attorney for Creditor Jason Hester

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion or application and may enter an order granting that relief.

If no objection to the relief being sought is filed by the deadline stated above, the court may cancel the hearing (although certain types of motions will remain on the court's calendar). If the hearing is canceled, the court may grant the relief if the moving party promptly files a declaration and request for entry of an order [local form hib\_9021-1]. If the moving party wishes to proceed with a hearing in the absence of an objection, the moving party should file a request for the matter to remain on calendar [local form hib\_9013-1c3].

Dated: 3/18/2016

/s/ Paul J. Sulla, Jr.

for Movant

(Print name also if original signature)

Filer's Name, Address, Phone, Fax, Email:

Stephen D. Whittaker, AAL, LLC (SBN #2191)  
P.O. Box 964, Kailua-Kona, Hawaii 96745  
Telephone (808) 960-4536; Facsimile (808) 325-7530; e-mail:  
stephen@whittakerlawkona.com

Paul J. Sulla, Jr. (SBN #5398)  
P.O. Box 5258, Hilo, HI 96720  
Ph. (808) 933-3600; Fax (808) 933-3601; e-mail: psulla@aloha.net

Attorneys for Creditor Jason Hester



UNITED STATES BANKRUPTCY COURT  
DISTRICT OF HAWAII  
1132 Bishop Street, Suite 250  
Honolulu, Hawaii 96813

hib\_4001-1cs (12/09)

Debtor: Leonard George Horowitz

Case No.: 16-00239

Joint Debtor:  
(if any)

Chapter: 13

**COVER SHEET - MOTION FOR RELIEF FROM STAY**

*Instructions: Complete A. for all motions. Complete B. if seeking to enforce security interest. Complete C. if motion concerns a lease. Complete D. for other types of relief. Complete E. if seeking extraordinary relief.*

Hearing Date: April 12, 2016

Time: 9:30 AM

A. Relief sought under ☒ 11 U.S.C. § 362(d) – Automatic Stay ☐ 11 U.S.C. § 1301(c) – Chapter 13 Codebtor Stay

Movant: Jason Hester

Role (mortgagee, lessor, agent, plaintiff, etc.): Plaintiff

☐ Debtor's principal residence

Subject Matter (real/personal property, litigation, etc.): 13-3775 Pahoa-Kalapana Road, Pahoa, HI  
(use address/TMK/vehicle ID, etc.) Tax Map Key (3) 1-3-001:049 & 043.

If pending litigation, last major prepetition event: Writ of Ejectment; Final Judgment; Notice of Appeal  
(decree of foreclosure, writ of possession, etc.)

**B. Security Interest (mortgage, lien, etc.)**

Movant's lien position (1<sup>st</sup>, 2<sup>nd</sup>, etc.):

Date of loan:

Maturity date:

Original amt: \$

Principal bal: \$

Interest, late fees, etc.: \$

Monthly pmt: \$

Prepetition arrears: \$

Postpetition arrears: \$

Debtor's valuation in schedules: \$

Movant's valuation (if different): \$

List all encumbrances:

Sr. lien:

\$

2<sup>nd</sup> lien:

\$

Total other liens:

\$

Add all liens .....

\$

**C. Lease**

Date of lease:

Payment: \$

per

Prepetition arrears: \$

Postpetition arrears: \$

**D. Other**

Describe relief sought, title of action and court of any litigation, and any applicable insurance:  
Execution of Writ of Ejectment and leave to continue litigation on appeal in two matters: Hester v. Horowitz, Hawaii Circuit Court for the Third Circuit Civ. No. 14-1-0304 ; Hawaii Intermediate Court of Appeals CAAP-16-00163 and Hester v. Horowitz, Hawaii Circuit Court for the Third Circuit Civ. No. 05-1-196; CAAP-16-0000162

**E. Extraordinary relief requested:**

☒ Retroactive relief

☒ "in rem" relief

☒ No stay of order

The above information summarizes allegations in attached motion. /s/ Paul J. Sulla

For Movant

Stephen D. Whittaker, AAL (SBN #2191)  
73-1459 Kaloko Drive  
Kailua Kona, HI 96740  
Phone: 808-960-4536

Paul J. Sulla, Jr. (SBN #5398)  
P.O. Box 5258  
Hilo, HI 96720-8258  
Phone: (808) 933-3600

Attorneys for Plaintiff  
Jason Hester

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF HAWAII

IN RE:  
  
LEONARD G. HOROWITZ  
  
Debtor.

Case No.: 16-00239  
CHAPTER 13

**MOTION FOR RELIEF FROM  
AUTOMATIC STAY;  
DECLARATION IN SUPPORT OF  
MOTION FOR RELIEF FROM  
AUTOMATIC STAY; EXHIBITS  
“A” – “D”; CERTIFICATE OF  
SERVICE**

**Hearing Date: April 12, 2016**

**Hearing Time: 9:30 a.m.**

**Honorable Judge Robert J. Faris**

**MOTION FOR RELIEF FROM AUTOMATIC STAY**

COMES NOW, Jason Hester (“Movant”) and moves this court for an order terminating the automatic stay and allowing Movant to proceed with and complete any and all contractual and statutory remedies, including trespass, unlawful detainer and forcible eviction/ejectment, incident to his interest held in real property commonly described as 13-1775 Pahoia Kalapana Road, Pahoia, Hawaii 96778-7924, TMK Nos. (3) 1-3-001:049 & 043 (“Property”), as legally described as set forth in the Quitclaim Deed (“Deed”) attached as **Exhibit “A”** to Movant’s Declaration.

Movant further moves that, the provision of F.R.B.P. 4001(a)(3) be waived to avoid further deterioration of Movant's position and the condition of the Subject Property. The Debtor pays no rent and has not paid any use and occupancy fees or other expenses of the Property during the six (6) years he has been a hold over tenant at sufferance despite the fact that the property is advertised extensively as a rental property by the Debtor. The real property taxes are presently delinquent and currently subject to a tax lien and sale by the County of Hawaii if not paid by June 30, 2016. Further, prior to debtor's petition being filed Movant had already retained a professional team including law enforcement, movers, and a process server to assist with enforcement of the Writ which required extensive coordination of schedules with approximately 15 people, all of which have already agreed to a date for enforcement of the writ of ejectment and Movant should not be required to cancel and reschedule at a much later date at his expense and great personal hardship.

## II. Parties in Interest

Debtor Leonard G. Horowitz ("Debtor") filed for protection under Chapter 13 of Title 11 of the United States Code on March 9, 2016. Debtor continually claims to have an interest in the Property despite repeated Findings, Orders and Judgments in prior State actions that he has none. He holds no record title interest, no lease, or other rental agreement. He pays no rent and *never has paid or offered to pay rent to the record title holder or tax to the County of Hawaii* since the foreclosure sale date in April 2010, over six years ago. He does not actually reside on the Property. According to the address provided by the Debtor in his initial filing before this Court and his many statements in prior State and Federal courts in related matters he actually resides in Honolulu. Further the property is extensively advertised as a rental property under the name "Steam Vent Inn". See current internet advertising a true copy of which is attached as **Exhibit "B"** to Movant's Declaration.

Debtor may claim a possessory interest in the Property by virtue of his affiliation with the prior owner, a non-profit Washington State corporation named The Royal Bloodline of David ("RBOD") but any legal, equitable or possessory interest that RBOD



held was extinguished by virtue of a foreclosure sale held on April 20, 2010 and the RBOD's dissolution on October 31, 2012 in the State of Washington.<sup>1</sup>

Extinguishment of the interest is further evidenced by the Final Judgment in the recent Quiet Title action attached as **Exhibits "C"** to Movant's Declaration. Movant's interest is based on a Quitclaim Deed recorded on June 14, 2011 ("Deed") and the Final Judgment quieting title to the Property in favor of Movant on December 30, 2015 ("Judgment"). A true and correct copy of the Deed and Judgment are attached as **Exhibits "A" and "C"**, respectively, to the Declaration in Support of Movant's Motion to Stay.

Furthermore, Movant has already obtained a Writ of Ejectment on March 1, 2016 regarding the property; entered in the Quiet Title action in the Circuit Court of the Third Circuit, State of Hawaii, in *Hester v. Horowitz et. al.*, Civil No. 14-1-0304, pre-petition to the debtor's filing in this matter. A true and correct copy of the Writ is attached as **Exhibit "D"** to the Declaration in Support.

#### **VI. Value of Property**

Since Debtor never held record title or equitable interest in the Property, the actual market value of the real property at issue herein is not relevant. The only property value at issue herein is the value of any alleged possessory interest that Debtor may claim, which is nominal due to the fact that Debtor has already been declared by the Circuit Court for the State of Hawaii in its Final Judgment (**Exhibit C**) to be a Tenant at Sufferance. His current possessory interest has no commercial value and cannot be used by him in any reorganization of his affairs.

#### **VII. Authority**

Under 11 U.S.C. § 362(d)(1), on request of a party in interest, the Court shall terminate, annul, modify or condition the stay for cause. In the case at bar, Movant lacks adequate protection from the Debtor's continued hold over occupancy, his failure to pay any use and occupancy charges to the Movant or real property taxes to the County of Hawaii. This hold over "squatter" is preventing Movant from protecting the property from loss and preserving the asset. The Debtor has no legal, equitable or possessory interest in

---

<sup>1</sup> WA Secretary of State Registration Detail for the Royal Bloodline of David shows that this Corporation Sole was declared inactive on September 17, 2012 and expired on October 31, 2012.

the real property. The entry of the Circuit Court's Final Judgment and Writ of Ejectment divests any interest of the debtor or estate. A creditor holding a duly recorded deed is the presumptive current record owner of the property that can enforce rights against the property, and has standing to move for relief from automatic stay, to evict or eject debtor(s) from the property. *Edwards v. Wells Fargo Bank, N.A.* (In re: Edwards), 454 B.R. 100 (B.A.P. 9<sup>th</sup> Cir. 2011). *In re: Hoopai*, Hawaii Bankruptcy, Case 04-02511 (January 12, 2005). Therefore, there is cause to lift the stay.

Because Movant has already obtained a Final Judgment that quiets title in his favor, declares Debtor a tenant at sufferance, and grants Movant possession; and because Movant has already obtained a Writ of Ejectment in the State Court, the parties are precluded from re-litigating issues that could or should have been raised in the State Court action, due to its *res judicata* or claim preclusion effect. See **Exhibit C and D**. A federal district or bankruptcy court has no authority to review the final determination of a State Court proceeding. Debtor has already requested a stay of the ejectment proceedings, all of which have so far been denied.<sup>2</sup> This bankruptcy filing is yet another attempt by Debtor to delay the inevitable. It is in fact his 10<sup>th</sup> request for stay.

---

<sup>2</sup> Ho'ohiki docket entries in *Hester v. Horowitz et. al.*, Civil No. 14-1-0304 show the following attempts made by the Debtor, Leonard Horowitz to try and delay his eviction:

- Entry #69: On April 13, 2015 there was something filed by Debtor that included "Appellants' Emergency **Motion for Emergency Stay** Pending Hearing..." [Denied],
- Entry #71: On April 15, 2015 there was something filed by Debtor labelled "Emergency **Motion to Stay** April 17, 2015 Hearing on Motion for Summary Judgment pending Appeal..." [Denied],
- Entry #72: On April 17, 2015 there was something filed by Debtor labelled "Motion to Strike Pretrial Statement and **Dismiss Case** for being filed with "Unclean Hands" in Bad Faith..." [Denied],
- Entry #107: On June 10, 2015 there was something filed by Debtor labelled "Emergency **Motion for** Injunctive Relief to **Stay** Process, Judgments and Orders..." [Denied],
- Entry #134: On October 5, 2015 there was something filed by Debtor labelled "Defendants' **Motion for Stay** or for Dismissal Prior to Entry of Final Judgment" [Denied],

While normally a stay is automatic, Movant does not believe that the automatic stay in this case is of any force or effect because Debtor has no actual legal, equitable or possessory interest that could possibly be an asset of his bankruptcy estate. He has never held record title to the Property. It is only out of abundance of caution and to reach a safe harbor that Movant has filed this Motion for Relief from Stay – a Stay which may or may not actually be in effect. It is Movant's position that Debtor's Chapter 13 case was filed with intent to delay execution of the Writ and nothing more. The Bankruptcy Court should not second guess the state court's consistent determinations that no stay should issue.

Under 11 U.S.C. § 362(d)(2), on request of a party in interest, the Court shall terminate, annul, modify or condition the stay if there is no equity in the property and the property is not necessary for an effective reorganization. As described above, the Debtor holds no equity in the subject property. Because the Debtor has no legal or equitable right to the property, and at best only a contested claim of possessory interest; the property cannot be a part of any reorganization. For the above reasons, the court should allow Movant to continue with its State law ejectment rights.

- 
- Entry #143: On January 11, 2016 there was something filed by Debtor labelled "Resubmitted **Motion for Stay** Pending Finality in Related Action Cov. No. 05-1-196 [HRCP Rule 62(b)]" [Denied],
  - Entry #146: On January 11, 2016 there was something filed by Debtor labelled "Defendants' **Motion for Stay [HRCP 62(b)] Pending the Disposition of Defendants' Post Judgment Motions:** (1) Defendants' Motion for Stay or for Dismissal Pending Finality in the Prior Filed Related Action [HRCP 62(b)], and of 2) Defendants' Motion for Reconsideration or Alternatively for New Trial [HRCP 59(a)]" [Denied],
  - Entry #159: On March 3, 2016 there was something filed by Debtor labelled: "Defendants' **Motion For Stay** Pending Appeal [HRCP 62(D)] And For The Setting Of Supersedeas Bond Security During The Period Of The Appeal" [Pending. Hearing set for April 21, 2016].
  - Entry #164: On March 14, 2016 there was something filed by Debtor labelled "Defendant's Emergency **Motion For Stay** of Writ of Ejectment [HRCP 62(B)]" [Pending. Improperly designated as a "non-hearing" motion; no hearing date set.]



### VIII. Conclusion

THEREFORE, Movant requests this Court enter an Order Terminating the Automatic Stay Pursuant to 11 U.S.C. § 362 and that the Movant be allowed to immediately proceed with and complete any and all contractual and statutory remedies incident to the Movant's interest in the property. Movant further requests that the Court specifically order that there shall not be a fourteen day stay from entry of the Order Terminating Stay on account of the deteriorating condition of the property, the failure of the Debtor to pay any rent or property taxes, and the hardship that would result if the Movant had to postpone further the Sheriffs and movers already contracted to move the Debtor forthwith. Because Movant has obtained a Writ of Ejectment and a Final Judgment quieting title in his favor and granting him possession, Movant requests *In Rem* relief from the automatic stay.

Respectfully submitted this 17<sup>th</sup> of March, 2016.

/s/ Paul J. Sulla, Jr.

---

Paul J. Sulla, Jr. (SBN #5398)  
Attorney for Movant Jason Hester

Stephen D. Whittaker, AAL (SBN #2191)  
73-1459 Kaloko Drive  
Kailua Kona, HI 96740  
Phone: 808-960-4536

Paul J. Sulla, Jr. (SBN #5398)  
P.O. Box 5258  
Hilo, HI 96720-8258  
Phone: (808) 933-3600

Attorneys for Plaintiff  
Jason Hester

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF HAWAII

IN RE:

LEONARD G. HOROWITZ

Debtor.

Case No.: 16-00239  
CHAPTER 13

**DECLARATION OF COUNSEL IN  
SUPPORT OF MOTION FOR  
RELIEF FROM AUTOMATIC  
STAY; EXHIBITS "A" – "C"**

**DECLARATION OF COUNSEL IN SUPPORT OF MOTION FOR RELIEF FROM  
AUTOMATIC STAY**

I, **Paul J. Sulla, Jr.** depose the state as follows:

1. I am the attorney for Movant in the above matter.
2. I make this Declaration based on my personal knowledge and am competent to testify about the matters contained in this Declaration.
3. Movant seeks an order terminating the automatic stay and allowing Movant to proceed with and complete any and all contractual and statutory remedies, including trespass, unlawful detainer and forcible eviction/ejectment, incident to his interest held in real property

commonly described as 13-1775 Pahoia Kalapana Road, Pahoia, Hawaii 96778-7924, TMK Nos. (3) 1-3-001:049 & 043 ("Property").

4. Attached here to as "**Exhibit "A"**" is the Quitclaim Deed held by Movant for the Subject Property recorded as Document No. 2011-093772 in the State of Hawaii Bureau of Conveyances on June 14, 2011.

5. Movant has moved that the provision of F.R.B.P. 4001(a)(3) be waived to avoid further deterioration of Movant's position and the condition of the Subject Property. The Debtor pays no rent and has not paid any use and occupancy fees or other expenses of the Property during the six (6) years he has been a hold over tenant at sufferance despite the fact that the property is advertised extensively as a rental property by the Debtor.

6. The real property taxes are presently delinquent and currently subject to a tax lien and sale by the County of Hawaii if not paid by June 30, 2016.

7. Further, prior to debtor's petition being filed Movant had already retained a professional team including law enforcement, movers, and a process server to assist with enforcement of the Writ which required extensive coordination of schedules with approximately 15 people, all of which have already agreed to a date for enforcement of the writ of ejectment and Movant should not be required to cancel and reschedule at a much later date at his expense and great personal hardship.

8. Debtor continually claims to have an interest in the Property despite repeated Findings, Orders and Judgments in prior State actions that he has none.

9. Debtor holds no record title interest, no lease, or other rental agreement. He pays no rent and *never has paid or offered to pay rent to the record title holder or tax to the County of Hawaii* since the foreclosure sale date in April 2010, over *six years ago*.

10. Debtor does not actually reside on the Property. According to the address provided by the Debtor in his initial filing before this Court and his many statements in prior State and Federal courts in related matters he actually resides in Honolulu.

11. Further the property is extensively advertised as a rental property under the name "Steam Vent Inn". Attached hereto as **Exhibit "B"** is a true and correct copy of internet advertising of the subject Property as a vacation rental presently on numerous internet website including [www.airbnb.com](http://www.airbnb.com), all accessed on March 17, 2016.

12. Debtor may claim a possessory interest in the Property by virtue of his affiliation with the prior owner, a non-profit Washington State corporation named The Royal Bloodline of David ("RBOD") but any legal, equitable or possessory interest that RBOD held was extinguished by virtue of a foreclosure sale held on April 20, 2010 and the RBOD's dissolution on October 31, 2012 in the State of Washington.<sup>1</sup>

13. Extinguishment of the interest is further evidenced by the Final Judgment in the recent Quiet Title action. Attached hereto as **Exhibit "C"** is a true and correct copy of the Final Judgment quieting title to the Property and granting possession in favor of Movant on December 30, 2015 in *Hester v. Horowitz et. al.*, Civil No. 14-1-0304.

14. Movant has already obtained a Writ of Ejectment on March 1, 2016 regarding the property; entered in the Quiet Title action in the Circuit Court of the Third Circuit, State of Hawaii, in *Hester v. Horowitz et. al.*, Civil No. 14-1-0304, pre-petition to the debtor's filing in this matter. A true and correct copy of the Writ is attached hereto as **Exhibit "D"**.

---

<sup>1</sup> WA Secretary of State Registration Detail for the Royal Bloodline of David shows that this Corporation Sole was declared inactive on September 17, 2012 and expired on October 31, 2012.

15. Since Debtor never held record title or equitable interest in the Property, the actual market value of the real property at issue herein is not relevant. The only property value at issue herein is the value of any alleged possessory interest that Debtor may claim, which is nominal due to the fact that Debtor has already been declared by the Circuit Court for the State of Hawaii in its Final Judgment (**Exhibit C**) to be a Tenant at Sufferance. His current possessory interest has no commercial value and cannot be used by him in any reorganization of his affairs.

16. Debtor is preventing Movant from protecting the property from loss and preserving the asset.

17. Debtor has already requested a stay of the ejectment proceedings, all of which have so far been denied.<sup>2</sup> This bankruptcy filing is yet another attempt by Debtor to delay the inevitable. It is in fact his 10<sup>th</sup> request for stay.

---

<sup>2</sup> Ho'ohiki docket entries in *Hester v. Horowitz et. al.*, Civil No. 14-1-0304 show the following attempts made by the Debtor, Leonard Horowitz to try and delay his eviction:

- Entry #69: On April 13, 2015 there was something filed by Debtor that included "Appellants' Emergency **Motion for Emergency Stay** Pending Hearing..." [Denied],
- Entry #71: On April 15, 2015 there was something filed by Debtor labelled "Emergency **Motion to Stay** April 17, 2015 Hearing on Motion for Summary Judgment pending Appeal..." [Denied],
- Entry #72: On April 17, 2015 there was something filed by Debtor labelled "Motion to Strike Pretrial Statement and **Dismiss Case** for being filed with "Unclean Hands" in Bad Faith..." [Denied],
- Entry #107: On June 10, 2015 there was something filed by Debtor labelled "Emergency **Motion for Injunctive Relief to Stay** Process, Judgments and Orders..." [Denied],
- Entry #134: On October 5, 2015 there was something filed by Debtor labelled "Defendants' **Motion for Stay** or for Dismissal Prior to Entry of Final Judgment" [Denied],



18. I declare under penalty of perjury that the foregoing is true and correct.

DATED: Hilo, Hawaii this 17th day of March 2015.

/s/ Paul J. Sulla, Jr.

---

Paul J. Sulla, Jr. (SBN #5398)  
Attorney for Movant Jason Hester

- 
- Entry #143: On January 11, 2016 there was something filed by Debtor labelled "Resubmitted **Motion for Stay** Pending Finality in Related Action Cov. No. 05-1-196 [HRCF Rule 62(b)]" [Denied],
  - Entry #146: On January 11, 2016 there was something filed by Debtor labelled "Defendants' **Motion for Stay [HRCF 62(b)] Pending the Disposition of Defendants' Post Judgment Motions:** (1) Defendants' Motion for Stay or for Dismissal Pending Finality in the Prior Filed Related Action [HRCF 62(b)], and of 2) Defendants' Motion for Reconsideration or Alternatively for New Trial [HRCF 59(a)]" [Denied],
  - Entry #159: On March 3, 2016 there was something filed by Debtor labelled: "Defendants' **Motion For Stay** Pending Appeal [HRCF 62(D)] And For The Setting Of Supersedeas Bond Security During The Period Of The Appeal" [Pending. Hearing set for April 21, 2016].
  - Entry #164: On March 14, 2016 there was something filed by Debtor labelled "Defendant's Emergency **Motion For Stay** of Writ of Ejectment [HRCF 62(B)]" [Pending. Improperly designated as a "non-hearing" motion; no hearing date set.]

# Exhibit “A”

I hereby certify that this is  
a true copy from the records  
of the Bureau of Conveyances.

Nicki Ann Thompson  
Registrar of Conveyances  
Assistant Registrar, Land Court  
State of Hawaii



R-883  
STATE OF HAWAII  
BUREAU OF CONVEYANCES  
RECORDED  
JUN 14, 2011 11:00 AM  
Doc No(s) 2011-093772



20 1/2 Z1

/s/ NICKI ANN THOMPSON  
REGISTRAR  
CONVEYANCE TAX: \$220.00

kh  
After Recordation, Return by Mail (X) Pickup ( ) To:

Paul J. Sulla, Jr.  
P. O. Box 5250  
Hilo, HI 96720

Tax Map Key (3) 1-3-001:049 & 043

TOTAL PAGES 5

QUITCLAIM DEED

THIS INDENTURE, made this 9th day of June,  
2011, by and between THE OFFICE OF OVERSEER, A CORPORATE SOLE  
AND HIS SUCCESSOR OVER/FOR THE POPULAR ASSEMBLY OF REVITALIZE, A  
GOSPEL OF BELIEVERS, a Hawaiian Corporation Sole, whose address  
is 13-811 Malama Street, Pahoa, HI 96778, (hereafter referred  
to as the "Grantor"), for and in consideration of the sum of TEN  
DOLLARS (\$10.00) and other valuable consideration paid to  
Grantor by JASON HESTER, an individual whose address is PO Box  
758 Pahoa, HI 96778 (hereafter referred to as the "Grantee"),  
the receipt of which is hereby acknowledged, does hereby

EXHIBIT A

release, remise, quitclaim, transfer and convey all of that certain real property described on the tax maps of the Third Taxation Division, State of Hawaii, as **Tax Map Key (3) 1-3-001-043 & 1-2-001-049** in the interests noted above, more particularly described in **Exhibit "A"** attached hereto and made a part hereof, subject to the encumbrances noted therein

TO HAVE AND TO HOLD the same, together with all buildings, improvements, tenements, rights, easements, privileges and appurtenances thereon and thereunto belonging or appertaining or held and enjoyed therewith unto the Grantee, in FEE SIMPLE, forever.

IT IS MUTUALLY AGREED that the terms "Grantor" and "Grantee", as and when used herein, or any pronouns used in place thereof, shall mean and include the masculine, feminine or neuter, the singular or plural number, individuals, partnerships, trustees or corporations and their and each of their respective successors, heirs, personal representatives, successors in trust and assigns, according to the context thereof. All covenants and obligations undertaken by two or more persons shall be deemed to be joint and several unless a contrary intention is clearly expressed elsewhere herein.

IN WITNESS WHEREOF, the undersigned executed these presents  
on the day and year first above written.

THE OFFICE OF OVERSEER, A  
CORPORATE SOLE AND HIS SUCCESSOR  
OVER/FOR THE POPULAR ASSEMBLY OF  
REVITALIZE, A GOSPEL OF BELIEVERS

By

Jason Hester  
Jason Hester  
Its: Overseer

"Grantor"

STATE OF HAWAII )

COUNTY OF HAWAII )

SS.

On this 9<sup>th</sup> day of June, 2011, before me appeared Jason  
Hester, to me personally known, who, being by me duly sworn, did  
say that he is the OVERSEER of THE OFFICE OF OVERSEER, A  
CORPORATE SOLE AND HIS SUCCESSOR OVER/FOR THE POPULAR ASSEMBLY  
OF REVITALIZE, A GOSPEL OF BELIEVERS, a Hawaii Corporation Sole  
and that on behalf of said corporation by authority of its  
OVERSEER, he acknowledges said instrument to be the free act and  
deed of said Corporation Sole.



Doc. Date: 6/9/11 3rd Circuit  
# Pages: 5  
Doc. Description: Quitclaim Deed

x Gloria Emery 6/9/11  
GLORIA EMERY, Notary Public Date

Gloria Emery  
Notary Public, State of Hawaii  
Print Name: Gloria Emery

My commission expires: July 18, 2014





EXHIBIT A

ITEM I:

LOT 15-D

A Portion of Lot 15

Grant 5005 to J. B. Elderts

Kamali Homesteads, Puna, Island and County of Hawaii, State of Hawaii

BEGINNING at a pipe at the West corner of this parcel of land at the North boundary of Lot 2, Grant 4330 to C. L. Wight and on the East side of Pahoa-Kalapana Road (Emergency Relief Project No. ER 4(1)), the coordinates of said point of beginning referred to Government Survey Triangulation Station "BHHHIAHULU" being 6,281.64 feet North and 16,203.34 feet East and running by azimuths measured clockwise from True South:

1. 197° 55' 15" 958.02 feet along Pahoa-Kalapana Road (Emergency Relief Project No. ER 4(1)) to a pipe;
  2. 239° 28' 30" 326.15 feet along Lot 19, Grant 5651 to Chas. Elderts to a pipe;
  3. 304° 03' 30" 337.89 feet along Lot 19, Grant 5651 to Chas. Elderts, and Grant 5151 to J. B. Elderts to a pipe;
- Thence along a 1016.74 feet radius curve to the right the direct chord azimuth and distance being:
4. 14° 14' 56" 915.04 feet along West side of the old Pahoa-Kalapana Road;
  5. 40° 59' 30" 275.69 feet along same to a pipe;
  6. 114° 43' 30" 494.98 feet along Lot 2, Grant 4330 to C. L. Wight to the point of beginning and containing an area of 16.55 acres, more or less.

Being the land conveyed to The Royal Bloodline of David, a Washington nonprofit corporation, by Warranty Deed dated 2004-01-01, recorded in the Bureau of Conveyances, State of Hawaii, as Document No. 2004-01-01.

ITEM II:

That certain parcel of land (being portion of the land(s) described in and covered by Land Patent Grant Number 5005 to J. B. Elderts) situate, lying and being at Puna, Island and County of Hawaii, State of Hawaii, being LOT 15-A, portion of Lot 15, of the Kamali Homesteads, being more particularly described as follows:

EXHIBIT 'A'

Beginning at the north corner of this parcel of land at the northwest corner of Lot 15-B and on the easterly side of old (abandoned) Pahoa-Kalapana Road the coordinates of said point of beginning referred to Government Survey Triangulation Station "HHIHHIAHULU" being 6,270.75 feet north and 16,889.17 feet east and running by azimuths measured clockwise from true South:

1. 307° 30' 212.10 feet along Lot 15-B;
2. 37° 30' 235.90 feet along same;
3. 114° 43' 30" 235.14 feet along Grant 4330 to C. L. Wright;
4. 220° 59' 30" 261.10 feet along easterly side of old (abandoned) Pahoa-Kalapana Road;

Thence along a 1066.74 feet radius curve to the left, the chord-azimuth and distance being:

5. 220° 15' 30" 27.31 feet along same to the point of beginning and containing an area of 1.32 acres, more or less.

Being the land conveyed to The Royal Bloodline of David, a Washington nonprofit corporation, by Warranty Deed dated 2004-01-14 recorded in the Bureau of Conveyances, State of Hawaii, as Document No. 2004-01441

SUBJECT, HOWEVER, TO:

1. Title to all minerals and metallic mines reserved to the State of Hawaii.

2. AS TO ITEM I:-

As to the road remnant within the land herein described:

- a. Reservation in favor of the State of Hawaii of all minerals and metallic mines of every description, including all geothermal rights.
- b. Reservation of the rights of native tenants.
- c. The State of Hawaii's and the public's right of access through government roads, namely the "Pahoa-Kalapana Road", a government road under the jurisdiction of the County of Hawaii, shall be protected and not restricted.
- d. Reservation in favor of the State of Hawaii of all right, title, interest or claim to water having its source upon or flowing over or under the subject property.
- e. Reservation in favor of the State of Hawaii of all easements or rights in the nature of easements for the free flowage of surface water through and across any stream and/or established water course upon the subject property.

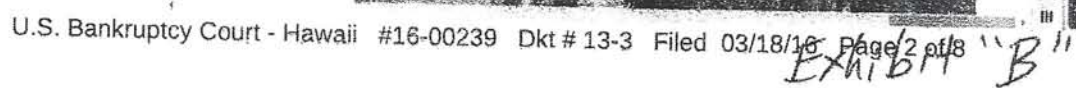
3. AS TO ITEM II:-

The property does not appear to have access of record to any public street, road or highway.

END OF KIHIBI I

# Exhibit “B”





[Online Highways Home](#) > [Hawaii](#)  
> [Pahoa](#)

Kāhā

## Steam Vent Inn

Search Pahoa Hawaii

Pāhā

Search this term or ...

Google  
©2016  
Google

The Steam Vent Inn guesthouse lies in a tropical rainforest near Volcano National Park. The rooms lead into a private tropical patio with ocean, steam vent, and garden views. Each room or suite contains 2 queen beds with private bath. The inn features the only natural steam baths in Hawaii, natural steam ponds, tropical gardens, Jacuzzi, with panoramic ocean views. Massage and other holistic therapies are also offered.

**Location:** 13-3775 Kalapana Hwy, [Pahoa Hawaii](#)  
96778 Telephone 808-965-2112

Other Motels, Hotels, and Resort nearby:

(Hilo) [Dolphin Bay Hotel](#)

(Wailea) [Grand Champions Wailea](#)

(Hilo) [Hilo Bay Hotel](#)

(Hilo) [Hilo Hawaiian Hotel](#)

(Hilo) [Hilo OceanFront B&B](#)

(Hilo) [Hilo Seaside Retreat](#)

03/17 Coming to The Pahoa area

**[Annual Maui Steel Guitar Festival](#)** [Maui HI](#)

April 19-21 Featured performers will also conduct on-site school visits to various Maui schools to educate and inform Maui's youth about the Hawaiian steel guitar. These visits, targeted specifically for students of these schools, includes both educational sessions and entertainment by the visiting performers.

**[Maui Classical Music Festival](#)** [Maui HI](#) May 10

Over the years the Festival has received extensive coverage in national newspapers including the Los Angeles Times, USA Today, the New York Times, the Hawaii newspapers, and travel and airline magazines. Feature articles written about the Festival have appeared in important musical publications such as Musical America, Chamber Music America, and American Record Guide.

**[Merrie Monarch Festival](#)** [Hilo HI](#) June 7-9

Merrie Monarch Festival is a week-long cultural event held annually in Hilo on the island of Hawaii. Festivities start on Easter Sunday and culminate with the Hula competition events at the Edith Kanaka'ole Tennis Stadium - Miss Aloha Hula on Thursday, Hula Kahiko on Friday, and Hula 'Auana on Saturday.

**[Hawaiian Slack Key Guitar Festival](#)** [Maui HI](#)

June 23 Various artists, food, crafts, Guitar exhibitor, and more.

© 2016 Steam Vent Inn. All rights reserved. Terms of Service Privacy Policy



# Steam Vent Inn & Health Retreat

0

- [save to my vendors](#)
- [remove from saved vendors](#)
- or
- [recommend](#)

Aloha and welcome to paradise! Experience our relaxing and tastefully furnished accommodations, ideal for visiting couples or small groups desiring healing retreats or extraordinary corporate meetings. Amenities include ocean views & Hawaii's only lava heated steam saunas.

with  tripadvisor

other vendors like this

your wedding planning  
adventure starts here

mywedding

[Log In](#) [Register](#) [Manage Your Profile](#) [Sitemap](#) [Jobs](#)

meredith beauty

[Fitness Magazine](#) [Shape](#) [Martha Stewart Weddings](#) [Mywedding](#) [Divine Caroline](#) [More Siempre Mujer](#)

© Copyright 2016, [Meredith Corporation](#). All Rights Reserved

[Privacy Policy](#) - [Your California Rights](#) [Data Policy](#) [Terms of Service](#) [Ad Choices](#)

Select Language

Powered by Google Translate



**Yellow Pages Goes Green**  
by Yellow Pages Directory Inc.

[Home](#)[White Pages](#)[Census Data](#)[Opt-Out of Print](#)[Customer Support](#)[Why Advertise](#)[Add Your Business](#)

## Find a Business Near: Pahoa, HI

search here...

Pahoa, HI

Enter Business Name or Keyword

[Search by Phone](#)

City, State or Zip Code

Search

Business Owner?

[List Your Business »](#)

## United States

[Alabama](#)[Alaska](#)[Arizona](#)[Arkansas](#)[California](#)[Colorado](#)[Connecticut](#)[Delaware](#)[Florida](#)[Georgia](#)[Hawaii](#)[Idaho](#)[Illinois](#)[Indiana](#)[Iowa](#)[Kansas](#)[Kentucky](#)[Louisiana](#)[Maine](#)[Maryland](#)[Massachusetts](#)[Michigan](#)[Minnesota](#)[Mississippi](#)[Missouri](#)[Montana](#)[Nebraska](#)[Nevada](#)[New Hampshire](#)[New Jersey](#)[New Mexico](#)[New York](#)[North Carolina](#)[North Dakota](#)[Ohio](#)[Oklahoma](#)[Oregon](#)[Pennsylvania](#)[Rhode Island](#)[South Carolina](#)[South Dakota](#)[Tennessee](#)[Texas](#)[Utah](#)[Vermont](#)[Virginia](#)[Washington](#)[Washington DC](#)[Home](#) :: [Hawaii](#) :: [Pahoa](#) :: [Hotels & Motels](#)

Prev &lt;&lt; &gt;&gt; Next

## Steam Vent Inn & Health Retreat

Category: [Hotels & Motels](#)

Users Rating:

(808) 965-2112  
13-3775 Old Kalapana Road  
Pahoa, HI 96778



Steam Vent Inn & Health Retreat is a business providing services in the field of **Hotels & Motels**. Steam Vent Inn & Health Retreat is located in **Pahoa, HI** on 13-3775 Old Kalapana Road.

Steam Vent Inn & Health Retreat telephone number is (808) 965-2112.

Telefax: No fax number available

Website: No web address available

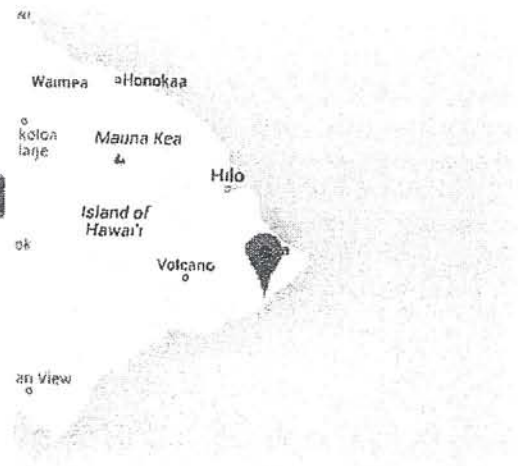
Are you the business owner? Add company

Business owner? [Moderate reviews](#) or [edit this listing](#).

Link to this Page (Permalink):

Promote this listing for your business by linking here.

<http://www.yellowpagesgoesgreen.org/Pahoa-HI/S>



Google

Map data ©2016 Google

Search through the entire category for [Hotels & Motels](#)

## Customer Ratings and Reviews

There are no reviews yet!

You can review this company and help others by leaving a comment. If you want to share your thoughts about Steam Vent Inn & Health Retreat, use the form below and your opinion, advice or comment will appear in this space.

Was this helpful?

Helpful

Not So Helpful



Welcome   Affordable Memory in Paradise   History of this Land   Accommodations  
 Health Programs   Permacultural Internships   Press Page



TMK(3)1-3-001; 042; 043 and 049

## Stay, Steam & Bathe at the Most Incredible Spa on Earth!

If you seek a most memorable and powerful renewing, healing, and learning experience, reserve your reasonably-priced accommodations and spa experience at the Kingdom of Heaven in Hawaii now by calling 808-965-2112, or booking your reservation online through [AIRBnB.co.uk](http://AIRBnB.co.uk).

This steamy private Jurassic Park-like wonderland in tropical paradise invites you or your group to experience nearly instant relief from aches and pains, disappearance of stresses and strains, rapid recovery, rejuvenation and natural healing, as soon as you begin to breathe the "Breath-of-the-Earth" in one of our lava-heated steam saunas, or while bathing in one of our chemical-free geothermally-warmed pools.

The Kingdom of Heaven in Hawaii is overseen by world renowned natural healing expert, Dr. Leonard G. Horowitz, whose pioneering achievements in water science, electro-genetics, and "musical mathematics" is applied here in paradise to promote natural healing, aquaculture, permaculture, GMO-free nutrition, and sustainable living.

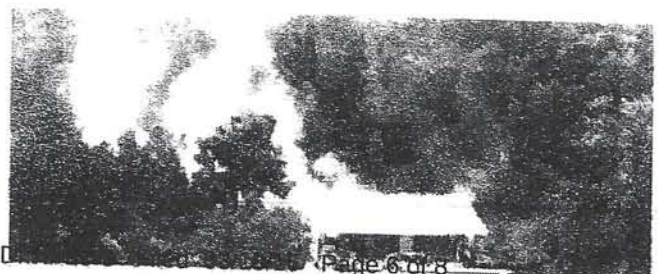
## Experience Heaven on Earth

Come learn how remarkable sustainable living and natural healing can be.

You may think our title—Kingdom of Heaven—is presumptuous, but these divine surroundings, our educational mission, and visitors' testimonies justify this

U.S. Bankruptcy Court - Hawaii #16-00239

<http://www.heavenlykingdom.net/Welcome.html>





special tribute to this sacred "aine."

If you don't believe recovery can happen for you here very quickly, even miraculously, "on earth as it is in heaven," try us for a night or two. Most people *feel* the "energy" or "spirit" of this holy place so profoundly, nearly instantly, sometimes "explosively," because anything that violates the peace, harmony, and tranquility of this sacred sanctuary is "purged" immediately, often intensely, including patterns of psychological, social, and emotional distress.

Do you have a chronic ache, pain or distressing pattern in your life? Do this exercise. Deep breathe lying on your back or stretching in one of our lava-heated steam saunas. Add a faithful prayer. People who do commonly feel their spine realign—pop, pop—and pains disappear. Others begin emotionally distressed and finish completely relaxed—like a "new person."

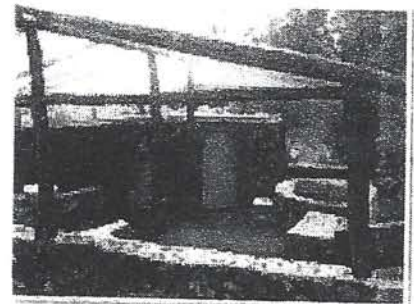
The Big Island of Hawaii is, in fact, famous for such amazing happenings, awesome explorations, and miraculous recoveries. A few miles away is the "back door" to Volcanoes National Park, where lava flows regularly into the Pacific Ocean. The local fire goddess Pele is known for her intense "purgative and restorative energy." She demonstrates this regularly, volcanically and eruptively, creating new soil by each act from which paradise grows.



## Unsurpassed Natural Beauty & Healing Sanctuary



"This most profound healing and rejuvenating energy vibrates most abundantly on this sacred sanctuary," Dr. Horowitz explains. "Because you are breathing lava-heated steam more than anyone else on earth. This 'Ha,' or breath-of-life, transmits the essence of the ALOHA



energy. it is through oxygen in the air we breathe that "electrons of LOVE" vibrating at 528 frequency are transmitted. The air actually resonates most powerfully here in 528nm/hz frequencies of sound and light than anywhere on earth; due to the lava-heated steam in the air and greenish-yellow vibration of

chlorophyll in plants all around us. This combination of natural resources fills the air with the "universal healer"—pure LOVE—the "Holy Spirit of the Creator" that does all the healing and sustaining miraculously. This is abundantly evident on this sacred land, always delivering the miracles of natural healing, rejuvenation, and hastened recovery." (Click [here](#) to view a brief YouTube clip.)

Are you worthy of celebrating the Aloha Spirit in paradise....

**We look forward to serving you at our day spa, or accommodating you as our overnight guest.**

# Kingdom of Heaven

Operated by Medical Veritas International, Inc.

A 501(c)3 non-profit educational corporation, operating by your tax-deductible contributions.

13-3775 Pahoa-Kalapana Road,  
Pahoa, Hawaii 96778

**Phone:**

1-808-965-2112

**Fax (call first):**

1-808-965-2112

E-Mail: [info@heavenlykingdom.net](mailto:info@heavenlykingdom.net)

Site Design by Dr. Leonard G. Horowitz. All rights reserved.



# Exhibit “C”

FILED

cc: S. Whittaker, Esq. S. Kane  
M. Wille, Esq. L. Horowitz

2015 DEC 30 PM 4: 26

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

L. KITAHARA, CLERK  
THIRD CIRCUIT COURT  
STATE OF HAWAII

JASON HESTER,  
Plaintiff,  
vs.  
LEONARD G. HOROWITZ, ET AL.,  
Defendants.


) Civil NO. 14-1-304  
)  
) FINAL JUDGMENT  
)  
) Judge Ronald Ibarra, Division 4  
)  
)  
)  
)  
)  
)

FINAL JUDGMENT

Pursuant to the (1) *Entry of Default Against Defendants Medical Veritas International, Inc. and the Royal Bloodline of David* filed on September 17, 2014; (2) *Order Granting Plaintiff's Motion to Dismiss Counterclaims*, filed March 27, 2015, and (3) *Order Granting in Part and Denying in Part Plaintiff's Motion for Summary Judgment*, filed August 28, 2015, final judgment pursuant to Rule 58, Hawai'i Rules of Civil Procedure is hereby entered as follows:

- 1) On Plaintiff Jason Hester's Complaint filed August 11, 2014
  - a. As to Count I, Quiet Title, judgment is entered in favor of Plaintiff Jason Hester pursuant to H.R.S. Section 669-1, et seq. and against the Defendants Medical Veritas International, Inc.; The Royal Bloodline of David; Leonard G. Horowitz; and Sherri Kane;
  - b. As to Count II, Tenants at Sufferance, judgment is entered in favor of Plaintiff Jason Hester and against Defendants Medical Veritas

I hereby certify that this is a full, true and correct  
copy of the original on file in this office.

  
Clerk, Third Circuit Court, State of Hawaii

International, Inc.; The Royal Bloodline of David; Leonard G. Horowitz;  
and Sherri Kane;

- c. As to Count III, Trespass, pursuant to Rule 41, Hawai'i Rules of Civil Procedure and the Order Granting Plaintiff Jason Hester's Motion for Voluntary Dismissal of Trespass Claim, filed August 28, 2015, this claim is dismissed;
- d. As to Plaintiff's request that Judgment for Possession be entered giving Plaintiff exclusive possession of the Property, judgment is entered in favor of Plaintiff Jason Hester and a Writ of Ejectment shall issue against Defendants Medical Veritas International, Inc.; The Royal Bloodline of David; Leonard G. Horowitz; and Sherri Kane pursuant to H.R.S. Section 667-33(b)(4);

2) On Defendants Leonard Horowitz and Sherri Kane's Counterclaim filed August 21, 2014 as to all claims including:

- Count I, Slander of Title;
- Count II, Quiet Title;
- Count III, Unfair and Deceptive Acts and Practices;
- Count IV, Malicious Prosecution in Criminal Contempt;
- Count V, Abuse of Process Tort;
- Count VI, Tort of Conversion/Theft in Conspiracy to Deprive Citizens' Rights and Properties;
- Count VII, Tortious Interference with Consortium;

Count VIII, Tortious Interference with Prospective Business (Economic) Advantage;  
Count IX, Breaches of Two Contracts;  
Count X, Breach of Duty to Protect/Negligence/"Duty-Public Duty Doctrine" and/or  
"Failure to Enforce" Laws Including HRS §480-2 HRS §480D-3(2)(3)(6)(8)(11) and HRS  
§480D-4(a)(b);  
Count XI, Breach of Standard of Care/Malpractice;  
Count XII, Trespass to Chattels;  
Count XIII, Defamation;  
Count XIV, Criminal Negligence;  
Count XV, Gross Negligence;  
Count XVI, Intentional Infliction of Emotional Distress;  
Count XVII, Negligent Infliction of Emotional Distress;  
Count XVIII, Fraud and/or Misrepresentation;  
Count XIX, Comparative Negligence, Secondary Liability and/or Vicarious Liability; and  
Count XX, Civil RICO,

these claims are dismissed pursuant to the Order Granting Plaintiff's Motion to Dismiss  
Counterclaims, filed on March 27, 2015.

Any remaining claims or counterclaims not specifically addressed herein are dismissed  
with prejudice. This Final Judgment resolves all claims as to all parties in this action.

DATED: Kealahou, Hawaii, DEC 29 2015

**RONALD IBARRA (SEAL)**

JUDGE OF THE ABOVE-ENTITLED COURT

# Exhibit “D”



ISSUED

Stephen D. Whittaker, AAL (SBN #2191)  
73-1459 Kaloko Drive  
Kailua Kona, HI 96740  
Phone: 808-960-4536

2016 MAR -1 PM 3:05

Attorney for Plaintiff  
Jason Hester

L. MOCK CHEW, CLERK  
THIRD CIRCUIT COURT  
STATE OF HAWAII

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

JASON HESTER, an individual,  
  
Plaintiff

vs.

LEONARD G. HOROWITZ, an  
individual; SHERRI KANE, an  
individual; MEDICAL VERITAS  
INTERNATIONAL, INC., a California  
nonprofit corporation; THE ROYAL  
BLOODLINE OF DAVID, a  
Washington Corporation Sole; JOHN  
DOES 1-10; JANE DOES 1-10; DOE  
PARTNERSHIPS 1-10; DOE  
CORPORATIONS 1-10; DOE  
ENTITIES 1-10 and DOE  
GOVERNMENTAL UNITS 1-10,  
  
Defendants.

Civil No. 14-1-0304  
(Other Civil Action)

WRIT OF EJECTMENT;

RETURN OF SERVICE ON WRIT  
OF EJECTMENT

WRIT OF EJECTMENT; RETURN OF SERVICE ON WRIT OF EJECTMENT

THE STATE OF HAWAII

TO: THE DIRECTOR OF PUBLIC SAFETY OF THE STATE OF HAWAII,  
HIS/HER DEPUTY, THE CHIEF OF POLICE OF THE HAWAII POLICE  
DEPARTMENT, OR HIS DEPUTY, OR TO ANY POLICE OFFICER OF THE

hereby certify that this is a full, true and correct  
copy of the original on file in this office.

*LM*

COUNTY OF HAWAII OR PERSON AUTHORIZED BY THE LAWS OF THE  
STATE OF HAWAII.

Pursuant to the ~~Order Granting In Part And Denying In Part Plaintiff's Motion For~~ Final Judgment Filed 12-30-2015  
~~Summary Judgment filed herein~~, Plaintiff JASON HESTER is entitled to the issuance of a  
Writ of Ejectment against the above-named Defendants LEONARD G. HOROWITZ, an  
individual; SHERRI KANE, an individual; MEDICAL VERITAS INTERNATIONAL,  
INC., a California nonprofit corporation; THE ROYAL BLOODLINE OF DAVID, a  
Washington Corporation Sole; JOHN DOES 1-10; JANE DOES 1-10; DOE  
PARTNERSHIPS 1-10; DOE CORPORATIONS 1-10; DOE ENTITIES 1-10 and DOE  
GOVERNMENTAL UNITS 1-10 for possession of the premises located at 13-3775 Pahoehoe  
Kalapana Road, Pahoehoe, Hawaii 96778-7924, TMK Nos. (3) 1-3-001:049 & 043.

THEREFORE, EFFECTIVE IMMEDIATELY, FROM THE ISSUANCE DATE  
OF THIS WRIT, YOU ARE COMMANDED TO REMOVE the said above-named  
Defendants LEONARD G. HOROWITZ, an individual; SHERRI KANE, an individual;  
MEDICAL VERITAS INTERNATIONAL, INC., a California nonprofit corporation; THE  
ROYAL BLOODLINE OF DAVID, a Washington Corporation Sole; JOHN DOES 1-10;  
JANE DOES 1-10; DOE PARTNERSHIPS 1-10; DOE CORPORATIONS 1-10; DOE  
ENTITIES 1-10 and DOE GOVERNMENTAL UNITS 1-10 and all persons holding  
under or through said Defendants from the premises above-mentioned, including their  
personal belongings and properties, and put Plaintiff JASON HESTER, or his nominee, in  
full possession thereof; and make due return of this Writ with what you have done endorsed  
thereon.

Dated: Kealahou, Hawaii FEB 29 2016

MELVIN H. FUJINO (SEAL)

JUDGE OF THE ABOVE-ENTITLED COURT

Re: Civil No. 14-1-0304; *Jason Hester v. Leonard G. Horowitz, et al.*; Writ of Ejectment;  
Return of Service on Writ

Stephen D. Whittaker, AAL (SBN #2191)  
73-1459 Kaloko Drive  
Kailua Kona, HI 96740  
Phone: 808-960-4536

Paul J. Sulla, Jr. (SBN #5398)  
P.O. Box 5258  
Hilo, HI 96720-8258  
Phone: (808) 933-3600

Attorneys for Plaintiff  
Jason Hester

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF HAWAII

IN RE:

LEONARD G. HOROWITZ

Debtor.

Case No.: 16-00239  
CHAPTER 13

**CERTIFICATE OF SERVICE**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 17th day of March, 2016 a true and correct copy of the foregoing document(s):

**MOTION FOR RELIEF FROM AUTOMATIC STAY; DECLARATION IN SUPPORT  
OF MOTION FOR RELIEF FROM AUTOMATIC STAY; EXHIBITS "A" – "D";  
CERTIFICATE OF SERVICE**

were mailed U.S. Postal mail, postage prepaid, and served upon the following:

Leonard George Horowitz  
P.O. Box 75104  
Pahoa, Hawaii 96836

Pro se Debtor

DATED: Hilo, Hawaii this 17th day of March 2015.

/s/ Paul J. Sulla, Jr.

---

Paul J. Sulla, Jr. (SBN #5398)  
Attorney for Movant Jason Hester