

LEONARD G. HOROWITZ  
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**IN THE CIRCUIT COURT OF THE THIRD CIRCUIT  
KONA DIVISION, STATE OF HAWAII**

JASON HESTER, an individual )  
Plaintiff, )

v. )

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

Defendants

CIV. NO. 14-1-0304  
(Other Civil Action)

**RULE 23 OBJECTION TO  
PROPOSED ORDER GRANTING  
MOTION TO WITHDRAW FOR  
PLAINTIFF/COUNTERCLAIM  
DEFENDANT JASON HESTER;  
DECLARATION OF LEONARD  
G. HOROWITZ; CERTIFICATE  
OF SERVICE**

**Hearing date:** February 13, 2023  
at 2:30 pm HST (610-665-7731  
Zoom no password)

**Judge:** Wendy DeWeese

**RULE 23 OBJECTION TO PROPOSED ORDER GRANTING MOTION TO  
WITHDRAW FOR PLAINTIFF/COUNTERCLAIM DEFENDANT JASON HESTER**

## **Statement of Objections and Reasons Therefor:**

Pursuant to *Haw. R. Cir. Ct. 23 (b)(1)*, Defendant objects to the form of Stephen D. Whittaker's Withdrawal Order because it constitutes fraud upon this Court, perjury, and prejudice to Defendant.

Per the Attorney-Client Fee Agreement filed by Paul J. Sulla, Jr. ("Sulla") in his 8.31.22 ejectment action against Plaintiff Jason Lee Hester ("Hester"), Sulla is Hester's primary attorney, not Stephen D. Whittaker (Civil No. 3CCV-22-000258, Exhibit E).

*"You will be charged for legal services by Attorney Paul J. Sulla, Jr. at the hourly rate of \$325.00... I will be the attorney primarily responsible for this matter."*

For the period, July 2019 - August 2021, Sulla's timesheet shows Hester was billed \$88,892.97 for legal work directly attributable to Sulla (see Civil No. 3CCV-22-000258, Exhibit G). This evidences Sulla is Hester's current counsel, not his former counsel, which Stephen D. Whittaker (Whittaker) once again falsely misstates in his Order.

*"Paul J. Sulla, Jr., prior counsel to Plaintiff Jason Hester also appeared by Zoom."*

Sulla's representation of Hester for the past 6.5 years, beginning August 2016, was in violation of Judge Puglasi's 2015 Order, the purpose of which was to avoid prejudice to Defendant.

I, therefore, ask this Court to correct Whittaker's Withdrawal Order, so that it is consistent with Sulla's document submission to the 3rd Circuit on 8.31.22, which evidences Sulla is Hester's current attorney.

I also ask this Court to address Sulla and Whittaker's violations of Judge Puglasi's Order, and their attendant misrepresentations to this Court.

Further I say not.

Port St. Lucie, Florida

January 18, 2023

\\”s”\ Leonard G. Horowitz \

A handwritten signature in cursive script, appearing to read "Leonard G. Horowitz", is written over a light blue horizontal brushstroke.

Signed: \_\_\_\_\_

LEONARD G. HOROWITZ

*HESTER vs. HOROWITZ ET. AL.*; CIV. NO. 14-1-0304; RULE 23 OBJECTION TO PROPOSED ORDER GRANTING MOTION TO WITHDRAW FOR PLAINTIFF/COUNTERCLAIM DEFENDANT JASON HESTER.

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**IN THE CIRCUIT COURT OF THE THIRD CIRCUIT  
STATE OF HAWAII**

JASON HESTER, an individual, his )  
successors and assigns, )  
Plaintiff, )

v. )

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 )  
ENTITITES 1-10 and DOE )  
GOVERNMENTAL UNITS 1-10, )  
Defendants. )

CIV. NO. 14-1-0304  
(Quiet Title/Summary Possession)

**DECLARATION OF  
LEONARD G. HOROWITZ  
IN SUPPORT OF DEFENDANT’S  
RULE 23 OBJECTION TO  
PROPOSED ORDER GRANTING  
MOTION TO WITHDRAW FOR  
PLAINTIFF/COUNTERCLAIM  
DEFENDANT JASON HESTER.**

**DECLARATION OF LEONARD G. HOROWITZ IN SUPPORT OF  
DEFENDANT’S RULE 23 OBJECTION TO PROPOSED ORDER  
GRANTING MOTION TO WITHDRAW FOR  
PLAINTIFF/COUNTERCLAIM DEFENDANT JASON HESTER**

I, Leonard G. Horowitz, under pains and penalties of perjury do declare as follows:

1. I am a co-Defendant in this action.
2. I declare that all of the statements made in my attached “RULE 23 OBJECTION” are true and correct to the best of my knowledge and belief.
3. I declare that I oppose the alleged fraudulent and perjurious misrepresentations filed by attorneys Whittaker and Sulla in this case, as detailed in the attached RULE 23 OBJECTION.

FURTHER DECLARANT SAYETH NAUGHT

This Declaration is based upon my personal knowledge and I am competent to testify as to the truth of the statements contained herein.

Dated: Port St. Lucie, Florida; January 19, 2023

Signed: /s/ Leonard G. Horowitz

LEONARD G. HOROWITZ

LEONARD G. HOROWITZ, pro se  
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Email: [Editor@MedicalVeritas.org](mailto:Editor@MedicalVeritas.org)

**IN THE CIRCUIT COURT OF THE THIRD CIRCUIT  
KONA DIVISION, STATE OF HAWAII**

JASON HESTER, an individual	)	CIV. NO. 14-1-0304
Plaintiff,	)	(Other Civil Action)
v.	)	
	)	<b>DEFENDANT’S RULE 23</b>
LEONARD G. HOROWITZ, an	)	<b>OBJECTION TO PROPOSED</b>
individual; SHERRI KANE, an	)	<b>ORDER GRANTING MOTION</b>
individual; MEDICAL VERITAS	)	<b>TO WITHDRAW FOR</b>
INTERNATIONAL, INC, a California	)	<b>PLAINTIFF/COUNTERCLAIM</b>
nonprofit corporation; THE ROYAL	)	<b>DEFENDANT JASON HESTER</b>
BLOODLINE OF DAVID, a	)	<b>[HRCP 62(b)(2)]</b>
Washington Corporation Sole; JOHN	)	
DOES, 1-10, JANE DOES 1-10, DOE	)	Judge: Honorable Wendy DeWeese
ENTITIES 1-10, DOE	)	
PARTNERSHIPS 1-10, DOE	)	Hearing Motion
GOVERNMENTAL UNITS 1-10.	)	
Defendants	)	

Hearing Date: February 13, 2023  
at 2:30 pm HST (610-665-7731 Zoom)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 19<sup>th</sup> day of January, 2023, I served a true and correct copy of the foregoing **“DEFENDANT’S RULE 23 OBJECTION TO PROPOSED ORDER GRANTING MOTION TO WITHDRAW FOR PLAINTIFF/COUNTERCLAIM DEFENDANT JASON HESTER”** and Defendant’s Declaration in Support, by the method described below to:

STEPHEN D. WHITTAKER (2191)  
73-1459 Kaloko Drive  
Kailua Kona, HI 96740  
808-960-4536

   X    JEFS and U.S. Mail, Postage Prepaid

HONORABLE JUDGE WENDY DEWEESE  
THE CIRCUIT COURT OF THE THIRD CIRCUIT  
STATE OF HAWAII Keahuolū Courthouse  
74-5451 Kamakaeha Avenue  
Kailua-Kona, Hawaii 96740

JEFS and U.S. Mail, Postage Prepaid

/s/ Leonard G. Horowitz/



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Leonard G. Horowitz, pro se