

PERKIN & FARIA, LLLC
 JOHN F. PERKIN 1673
 BRANDEE J.K. FARIA 6970
 Davies Pacific Center
 841 Bishop Street, Suite 2000
 Honolulu, Hawaii 96813
 Telephone: (808) 523-2300
 Facsimile: (808) 531-8898

1ST CIRCUIT COURT
 STATE OF HAWAII
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Attorneys for Plaintiff
 JASON KAWAKAMI,
 individually and on behalf
 of all others similarly situated

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT
 STATE OF HAWAII

JASON KAWAKAMI, individually and on behalf of all others similarly situated,	)	Civil No. 08-1-2496-12 GWBC
	)	(Class Action)
)	
Plaintiff,	)	ORDER GRANTING PLAINTIFF
vs.	)	JASON KAWAKAMI'S MOTION FOR
	)	CLASS CERTIFICATION AND FOR
KAHALA HOTEL INVESTORS, LLC,	)	APPROVAL OF CLASS NOTICE AND
d.b.a. KAHALA HOTEL AND RESORT;	)	DISSEMINATION PLAN
and DOE DEFENDANT 1-50,)	
	)	HEARING DATE: December 10, 2009
Defendant.	)	HEARING TIME: 9:00 a.m.
	)	JUDGE: Hon. Gary W.B. Chang
)	
)	
)	

**ORDER GRANTING PLAINTIFF JASON KAWAKAMI'S
 MOTION FOR CLASS CERTIFICATION AND FOR
 APPROVAL OF CLASS NOTICE AND DISSEMINATION PLAN**

Plaintiff JASON KAWAKAMI, individually and on behalf of all others similarly situated, (hereinafter referred to collectively as "Plaintiffs") *Motion for Class Certification and for Approval of Class Notice and Dissemination Plan* having been presented to the Honorable

Gary W.B. Chang on December 10, 2009 at 9:00 a.m., with David Minkin and Dayna Kamimura-Ching appearing for Defendant KAHALA HOTEL INVESTORS, LLC, d.b.a. KAHALA HOTEL AND RESORT (“Defendant”) and John Francis Perkin and Brandee J. K. Faria appearing for Plaintiffs.

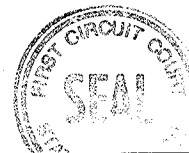
The Court having carefully read and considered the file herein, the memoranda, declarations and exhibits submitted and having heard and considered the arguments of counsel, and good cause appearing therefor, it is hereby ordered, adjudged and decreed that *Plaintiff’s Motion for Class Certification and for Approval of Class Notice and Dissemination Plan* is GRANTED, and the following is the certified class:

All consumers who paid a “service charge” to the Kahala Hotel and Resort in connection with the purchase of food or beverages which the Hotel and Resort did not distribute in its entirety to its employees during the period that KHI has owned and operated the Resort (the “Class Period”), which group of consumers is hereafter referred to as “the Class.”

The Court will permit Defendant to make a timely application for modification to the notice and dissemination plan if it proves to be legally deficient with respect to any international requirements including but not limited to the Hague Convention. As set forth in Plaintiff’s Motion, the form of direct mail notice and notice to be published shall be stipulated to by the parties.

DATED: Honolulu, Hawaii, JAN 12 2010

GARY W. B. CHANG



THE HONORABLE GARY W.B. CHANG
JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:



DAVID J. MINKIN

LISA W. CATALDO

DAYNA H. KAMIMURA-CHING

Attorneys for Defendant

KAHALA HOTEL INVESTORS, LLC dba

KAHALA HOTEL AND RESORT

Jason Kawakami v. Kahala Hotel Investors, LLC d.b.a. Kahala Hotel and Resort, Civil No. 08-1-2496-12 GWBC,
ORDER GRANTING PLAINTIFF JASON KAWAKAMI'S MOTION FOR CLASS CERTIFICATION AND FOR
APPROVAL OF CLASS NOTICE AND DISSEMINATION PLAN