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CYNTHIA NAKAMURA,
individually and on behalf
of all others similarly situated

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

CYNTHIA NAKAMURA, individually and on behalf of all others similarly situated,)	Civil No. 07-1-0730-04 (SSM)
)	(Class Action)
Plaintiff,)	
vs.)	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFF'S MOTION TO COMPEL (1) DEFENDANT'S TESTIMONY AT HRCF RULE 30(b)(6) DEPOSITION AND (2) DEFENDANT'S RESPONSE TO PLAINTIFF'S OUTSTANDING DISCOVERY REQUESTS FILED OCTOBER 4, 2007
HAWAII ESCROW & TITLE, INC.; DOE DEFENDANTS 1-50,)	
Defendants.)	Hearing Date: October 30, 2007
)	Hearing Time: 9:00 a.m.
)	Honorable Sabrina S. McKenna

ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFF'S MOTION TO COMPEL (1) DEFENDANT'S TESTIMONY AT HRCF RULE 30(b)(6) DEPOSITION AND (2) DEFENDANT'S RESPONSE TO PLAINTIFF'S OUTSTANDING DISCOVERY REQUESTS FILED OCTOBER 4, 2007

Plaintiff's *Motion To Compel (1) Defendant's Testimony At HRCP Rule 30(B)(6) Deposition And (2) Defendant's Response To Plaintiff's Outstanding Discovery Requests Filed October 4, 2007*. ("Motion") having been presented to the Honorable Sabrina S. McKenna on October 30, 2007 at 9:00 a.m., with Karin Holma appearing for Defendant Hawaii Escrow & Title, Inc. and Brandee J. K. Faria appearing for Plaintiff Cynthia Nakamura, individually and on behalf of all others similarly situated,

The Court having carefully read and considered all of the relevant evidence and memoranda presented, having heard and considered the oral arguments of counsel, and good cause appearing therefore, the Court hereby ORDERS that said Motion is GRANTED in Part and DENIED in Part as follows:

1. Defendant is currently reviewing 2,677 of the transactions at issue in this case and is generating a spreadsheet from that review setting forth Defendant's findings. Plaintiff's Motion is GRANTED to the extent that Defendant is ordered to produce these findings to Plaintiff no later than November 19, 2007. After Defendant produces said findings, Plaintiff may complete any and all discovery necessary to confirm said findings and discovery relating to class certification, including but not limited to HRCP Rule 30(b) deposition(s), as well as reviews of the individual transaction files from which Defendant's findings were generated.
2. Plaintiff's Motion is DENIED, as neither party is entitled to an award of attorneys' fees or costs.

DATED: Honolulu, Hawaii, _____.

SABRINA S. MCKENNA
Judge of the Above-Entitled Court

APPROVED AS TO FORM:



KARIN HOLMA

Attorneys for Defendant
HAWAII ESCROW & TITLE, INC.

Cynthia Nakamura v. Hawaii Escrow & Title Inc., Civil No.: 07-1-0730-04 SSM; Order
On Plaintiff's Motion to Compel Answers to Interrogatories from Defendant Hawaii
Escrow & Title, Inc.