

Jan Apo
APO, RECK & KUSACHI
24 North Church Street, Suite 302
Wailuku, HI 96793
jankapo@jankapo.com
Tel: 808-244-6073

Jesse Max Creed
PANISH | SHEA | RAVIPUDI LLP
11111 Santa Monica Blvd., Suite 700
Los Angeles, CA 90025
jcreed@psbr.law
Tel: 310-477-1700

Jacob Lowenthal
LOWENTHAL & LOWENTHAL LLLC
122 Maa St. B, Kahului, HI 96732
jkl@lowenthal-Hawai'i.com
Tel: 808-242-5000

Cynthia K. Wong
CYNTHIA K. WONG, ATTORNEY AT
LAW, LLLC
2035 Main Street, Suite 2, Wailuku, HI
96793
cyn@legalmaui.net
Tel: 808-727-2921

Liaison Counsel for Individual Action Plaintiffs

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

IN THE MATTER OF THE PETITION
FOR THE COORDINATION OF
INDIVIDUAL PLAINTIFFS MAUI FIRE
CASES

Civil Case No. 2CSP-23-0000057
(Other Non-Vehicle Tort)

**DECLARATION OF KEITH HUNTER IN
SUPPORT OF INDIVIDUAL
PLAINTIFFS' MOTION TO APPOINT
INDIVIDUAL SETTLEMENT
ADMINISTRATORS FOR THE
PURPOSES OF EFFECTUATING THE
INDIVIDUAL SETTLEMENT
AGREEMENT**

Judge: Hon. Peter T. Cahill

I, Keith Hunter, declare under penalty of law as follows:

1. I am duly authorized to make this Declaration (the “**Declaration**”). Unless otherwise stated in this Declaration, I have knowledge of the facts set forth herein and, if called as a witness, I would testify thereto:

2. I am the founder, President, and CEO of the Hawai'i-based Dispute Prevention & Resolution, Inc., in which I maintain an active ADR practice. During my 41-year career in dispute resolution, I formerly served as the founder and Regional Vice President of the Hawai'i office of American Arbitration Association and as the Executive Director of the Center for International Commercial Dispute Resolution.

3. I regularly work closely with trial and settlement judges in both the State and Federal courts as a co-mediator and settlement master in a wide range of complex civil and personal injury matters.

4. I have successfully served as a Mediator in approximately 6,000 disputes, claims, and lawsuits including:

- a. Over 250 wrongful death claims including the Uyesugi/Xerox wrongful death civil litigation, the Ka Loko Dam failure case, the Marco Polo high rise fire litigation, and the Palolo Fire litigation.
- b. Over 500 cases involving a wide range of physical and emotional injury claims including serious brain injury and catastrophic physical injury.
- c. Over 300 clergy abuse cases in Hawai'i, Minnesota, Nevada, and California involving national counsel and various religious organizations. I was appointed by the Hawai'i State Court to implement the Clergy ADR Protocol and to mediate the cases venued in the State of Hawai'i.

Settlement was achieved in more than 100 court-ordered cases.

- d. Over 1,000 construction, design and defect disputes, including the Aloha Stadium litigation, the University of Hawai'i Women's Softball Stadium dispute, the Kalia Tower Mold litigations, and hundreds of AOA/Condo multi-issue disputes. These included delay/acceleration claims, changed conditions, change orders, design disputes, mechanical issues, flood cases, drainage issues, termite damage cases, mold contamination issues, fire damage claims, storm-related damage claims including hurricane and earthquake damage claims, and surety/bonding disputes.

5. I am an active panel member of the Hawai'i State Judiciary-Center for Alternative Dispute Resolution, the Hawai'i Labor Relations Board, and the National Association of Securities Dealers.

6. I am a member of the Hawai'i State Bar Association Section on Alternative Dispute Resolution and a national member of the Society of Professionals in Dispute Resolution. I authored or co-authored numerous articles, monographs, and two books (Hawaii Arbitration Law and Hawaii Arbitration Law Periodical).

7. In 2024, I was appointed settlement mediator by the Honorable Peter T. Cahill for the Maui Fire Cases.

Dated: March 18, 2025

DocuSigned by:

7A6228EF6E63494... Keith Hunter