

CARLSMITH BALL LLP

JOHN P. MANAUT 3989
PUANANIONAONA P. THOENE 10005
KATHERINE A. GARSON 5748
1001 Bishop Street, Suite 2100
Honolulu, Hawai'i
Tel No. 808.523-2500
Fax No. 808.523-0842
JPM@carlsmith.com
pthoene@carlsmith.com
kgarson@carlsmith.com

Electronically Filed
THIRD CIRCUIT
3CCV-25-0000438
28-MAY-2026
12:33 PM
Dkt. 65 JOIN

Attorneys for Defendants
CRYSTAL KAUILANI ROSE, JENNIFER NOELANI GOODYEAR-
KA'ŌPUA, MICHELLE M. KA'UHANE, ERIC K. YEAMAN and
ELLIOT KAWAIHO'OLANA MILLS, as TRUSTEES OF THE
ESTATE OF BERNICE PAUAHI BISHOP DBA KAMEHAMEHA
SCHOOLS and MARISSA HARMAN, IN HER PROFESSIONAL
and OFFICIAL CAPACITY

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAI'I

DAISY MITCHELL; REBECCA
MELENDEZ,

Claimants,

vs.

KAMEHAMEHA SCHOOLS (BISHOP
ESTATE); HAWAII COUNTY PLANNING,
JEFF DARROW, IN HIS OFFICIAL
CAPACITY AS DIRECTOR; MARISSA
HARMAN, IN HER PROFESSIONAL
& OFFICIAL CAPACITY; G70; KAWIKA
MCKEAGUE, IN HIS OFFICIAL
CAPACITY; JANE DOES 1-20; DOE
CORPORATIONS 1-20; DOE ENTITIES 1-
20; AND DOE GOVERNMENTAL UNITS 1-
20,

Respondents.

CIVIL NO. 3CCV-25-0000438
(Declaratory Judgment)

RESPONDENTS CRYSTAL KAUILANI
ROSE, JENNIFER NOELANI
GOODYEAR-KA'ŌPUA, MICHELLE M.
KA'UHANE, ERIC K. YEAMAN and
ELLIOT KAWAIHO'OLANA MILLS, as
TRUSTEES OF THE ESTATE OF
BERNICE PAUAHI BISHOP DBA
KAMEHAMEHA SCHOOLS AND
MARISSA HARMAN, IN HER
PROFESSIONAL AND OFFICIAL
CAPACITY'S **JOINDER** TO
RESPONDENTS G70 AND KAWIKA
MCKEAGUE'S **MOTION TO DISMISS**
PETITIONERS' FIRST AMENDED
PETITION FOR JUDICIAL REVIEW OF
ENVIRONMENTAL IMPACT
STATEMENT ACCEPTANCE [DKT. 55];
CERTIFICATE OF SERVICE

Hearing:
Date: June 15, 2026
Time: 2:00 pm
Judge: Honorable Kauanoë Jackson

Trial Date: None Set

RESPONDENTS CRYSTAL KAUILANI ROSE, JENNIFER NOELANI GOODYEAR-
KA'ŌPUA, MICHELLE M. KA'UHANE, ERIC K. YEAMAN AND ELLIOT
KAWAIHO'OLANA MILLS, AS TRUSTEES OF THE ESTATE OF BERNICE PAUHI
BISHOP DBA KAMEHAMEHA SCHOOLS AND MARISSA HARMAN, IN HER
PROFESSIONAL AND OFFICIAL CAPACITY'S **JOINDER** TO RESPONDENTS G70 AND
KAWIKA MCKEAGUE'S MOTION TO DISMISS PETITIONERS' FIRST AMENDED
PETITION FOR JUDICIAL REVIEW OF ENVIRONMENTAL IMPACT STATEMENT
ACCEPTANCE [DKT. 55]

Respondents CRYSTAL KAUILANI ROSE, JENNIFER NOELANI GOODYEAR-
KA'ŌPUA, MICHELLE M. KA'UHANE, ERIC K. YEAMAN AND ELLIOT
KAWAIHO'OLANA MILLS, as Trustees of the Estate of Bernice Pauahi Bishop dba
Kamehameha Schools, and MARISSA HARMAN, IN HER PROFESSIONAL AND OFFICIAL
CAPACITY (collectively "**KS Respondents**") through their undersigned counsel, **join** in
*Respondents G70 and Kawika McKeague's Motion to Dismiss Petitioners' First Amended
Petition for Judicial Review of Environmental Impact Statement Acceptance*, filed on May 12,
2026 [Dkt. 55] ("**Motion**").

KS Respondents join, adopt and incorporate by reference the facts, arguments, and
authorities seeking to dismiss Respondents G70 and Kawika McKeague as parties to this action,
based on Haw. Rev. Stat. § 343-7(c), and for such other reasons stated in the Motion. *See
generally Price v. Obayashi*, 81 Hawai'i 171, 183, 914 P.2d 1364, 1376 (1996) and *Kaupiko v.
Bd. of Land and Natural Res.*, 154 Hawai'i 456, 555 P.3d 143 (2024); *see also Sensible Traffic
Alternatives v. FTA*, 307 F.Supp.2d 1149, 1160 (D. Haw. 2004).

DATED: Honolulu, Hawai'i, May 28, 2026.

/s/ John P. Manaut

JOHN P. MANAUT
PUANANIONAONA P. THOENE
KATHERINE A. GARSON

Attorneys For Respondents
CRYSTAL KAUILANI ROSE, JENNIFER
NOELANI GOODYEAR-KA'ŌPUA,
MICHELLE M. KA'UHANE, ERIC K.
YEAMAN AND ELLIOT
KAWAIHO'OLANA MILLS, AS TRUSTEES
OF THE ESTATE OF BERNICE PAUHI
BISHOP DBA KAMEHAMEHA SCHOOLS
AND MARISSA HARMAN, IN HER
PROFESSIONAL AND OFFICIAL
CAPACITY

IN THE CIRCUIT COURT OF THE THIRD CIRCUIT

STATE OF HAWAII

DAISY MITCHELL; REBECCA
MELENDEZ,

Petitioners,

vs.

KAMEHAMEHA SCHOOLS (BISHOP
ESTATE); HAWAII COUNTY PLANNING,
JEFF DARROW, IN HIS OFFICIAL
CAPACITY AS DIRECTOR; MARISSA
HARMAN, IN HER PROFESSIONAL
& OFFICIAL CAPACITY; G70; KAWIKA
MCKEAGUE, IN HIS OFFICIAL
CAPACITY; JANE DOES 1-20; DOE
CORPORATIONS 1-20; DOE ENTITIES 1-
20; AND DOE GOVERNMENTAL UNITS 1-
20,

Respondents.

CIVIL NO. 3CCV-25-0000438
(Declaratory Judgment)

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was duly served upon the following parties via U.S. Mail (postage prepaid), e-mail, and/or electronic filing (JEFS), on the date and as indicated below.

DAISY MITCHELL
P.O. Box 2627
Kailua Kona, Hawai'i 96745
Petitioner, pro se

VIA U.S. Mail
Postage Prepaid

REBECCA MELENDEZ
P.O. Box 2332
Kailua Kona, Hawai'i 96745
Petitioner, pro se

VIA U.S. Mail
Postage Prepaid

SHERILYN K. TAVARES, ESQ.
Deputy Corporation Counsel
Office of the Corporation Counsel
County of Hawai'i
101 Aupuni Street, Suite 325
Hilo, Hawai'i 96720

VIA JEFS

Attorney for Respondent
COUNTY OF HAWAI'I

CALVERT G. CHIPCHASE, ESQ.
LINDSAY N. MCANEELEY, ESQ.
KEOLA R. WHITTAKER, ESQ.
CADES SCHUTTE
1000 Bishop Street, Suite 1200
Honolulu, Hawai'i 96813

VIA JEFS

Attorneys for Respondents G70 and
KAWIKA MCKEAGUE

DATED: Honolulu, May 28, 2026.

/s/ John P. Manaut

JOHN P. MANAUT
PUANANIONAONA P. THOENE
KATHERINE A. GARSON

Attorneys For Respondents
CRYSTAL KAUILANI ROSE, JENNIFER
NOELANI GOODYEAR-KA'ŌPUA,
MICHELLE M. KA'UHANE, ERIC K.
YEAMAN AND ELLIOT
KAWAIHO'OLANA MILLS, AS TRUSTEES
OF THE ESTATE OF BERNICE PAUHI
BISHOP DBA KAMEHAMEHA SCHOOLS
AND MARISSA HARMAN, IN HER
PROFESSIONAL AND OFFICIAL
CAPACITY