

COPY

FILED

IN THE DISTRICT COURT OF THE THIRD CIRCUIT
PUNA DIVISION
STATE OF HAWAII

2015 FEB -4 PM 3: 24

PAT ROCCO,

Plaintiff

vs

KALAPANA SEAVIEW ESTATES
COMMUNITY ASSOCIATION,

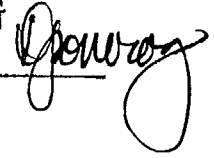
Defendant.

CIVIL NO. 3RC 13-1-580

JUDGMENT

STATE OF HAWAII
DISTRICT COURT OF
THE THIRD CIRCUIT

CLERK



JUDGMENT

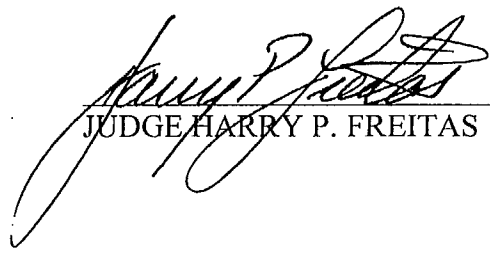
Plaintiff Pat Rocco (hereinafter PLAINTIFF) filed this action for Indemnification. It came on for trial on September 15, 2014, October 24, 2014, December 19, 2014 and January 23, 2015, before the Honorable Harry P. Freitas. PLAINTIFF was represented by Ivan Van Leer and Kevin Sulgit appeared for Defendant Kalapana Seaview Estates Community Association (hereinafter DEFENDANTS) represented by Steven Strauss. Based on the testimony presented and the documents admitted at trial, this Court makes the following findings:

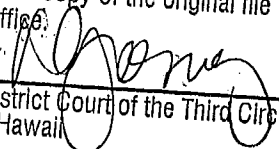
PLAINTIFF's action of seeking a legal opinion pertaining to the December 9, 2012 board meeting at the Seaview Pavilion and the costs incurred for that opinion was neither reasonable nor necessarily incurred by PLAINTIFF in his capacity as DEFENDANT's President. In addition, PLAINTIFF's action is a not in the nature of indemnification.

THEREFORE, JUDGMENT IS ENTERED IN FAVOR OF DEFENDANTS.

No other claims or counterclaims remain.

Dated: FEB 4 2015, Hawaii


JUDGE HARRY P. FREITAS

I hereby certify that this is a full, true and correct copy of the original file in this office:

Clerk, District Court of the Third Circuit
State of Hawaii