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SECOND CIRCUIT  
2CCV-24-0000950  
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IN THE CIRCUIT COURT OF THE SECOND CIRCUIT

STATE OF HAWAI‘I

IN THE MATTER OF AMGUARD	)	2CCV-24-950
INSURANCE COMPANY ET AL.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	SUA SPONTE ORDER REGARDING
	)	SUBROGATING INSURERS CLAIMS
	)	
MAUI ELECTRIC CO. LTD. ET AL.	)	
	)	
Defendants.	)	JUDGE: Honorable Peter T. Cahill
	)	

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**SUA SPONTE ORDER REGARDING SUBROGATION INSURERS CLAIMS**

IT IS HEREBY ORDERED that:

By Noon, Wednesday, November 6, 2024, plaintiffs shall file a list of all pending motions.

By Friday, November 8, 2024, all parties having pending motions in these cases shall provide the Court with two hard copies of any pleading filed in connection with any pending motion.

The Court notes that these cases have not been designated as complex by the Court nor has any party requested such a designation pursuant to court rule. The parties are requested to file a status on the setting of scheduling conference by Tuesday, November 12, 2024.

IT IS FURTHER ORDERED that by Monday, December 2, 2024, each insurer plaintiff shall file a separate spread sheet containing the following information:

1. Name of each person or entity that presented a claim for an insured loss.
2. The date upon which the claim was presented as well as received by each plaintiff insurer.
3. The amount and type of each claim presented by each person or entity.
4. The amount of the payment(s) made to each claimant through the date of the filing of the spread sheet.
5. The type of policy in effect under which the claim was presented and whether that policy or any replacement is still in effect.
6. The policy provision under which the payment was made.
7. For each claim made where payment in whole or in part has not been made: the difference between the amount claimed and the amount unpaid; the policy type and provision under which the claim was made; a simple, clear and concise statement as to the basis why there is a difference such as: not covered, excluded, insufficient evidence to support claim, under investigation, or anything that would provide the requested information.
8. For each property loss submitted and paid in whole or in part, the physical location of the real or personal property at the time of the loss if known.
9. For claims submitted by business or other entities such as association, in addition to the above information, a description of the loss claimed and payment made such as business interruption or the like.
10. A good faith effort should be made to ascertain the identities of any person or entity for which any subrogation insurer plaintiff has brought a cause of action who also have

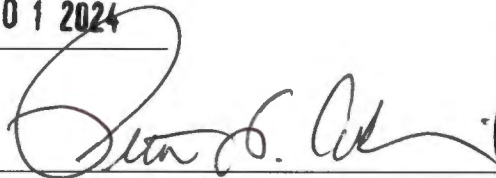
their own lawsuit currently pending. In other words, efforts should be made to pair any individual plaintiffs' lawsuits with each subrogating insurers' claims. This should include the docket code and number of the paired lawsuit.

11. A separate spreadsheet is required for each individual subrogating insurer. Every effort must be made to make it clear, concise, easily legible (use bold large size print). One single form should be used by all insurers in each case.

12. The Court is fully aware that this is a heavy lift. If extra time is needed to accommodate an individual insurer a simple request by letter may be made with the understanding that whatever has been completed to date must be filed.

13. The information requested is necessary for the Court to evaluate the best means and method to manage each case, individual claims, and trials. Adverse parties may not use the information contained in the spreadsheet against the filing subrogation insurers.

DATED: WAILUKU, MAUI, HAWAI'I, NOV 01 2024



JUDGE OF THE ABOVE-ENTITLED COURT

