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Attorneys for Defendants
STATE OF HAWAII; STATE OF HAWAII
DEPARTMENT OF EDUCATION; STATE
OF HAWAII DEPARTMENT OF COMMERCE
AND CONSUMER AFFAIRS

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

ROBERT'S HAWAII SCHOOL BUS, INC.,

Plaintiff,

v.

STATE OF HAWAII; STATE OF HAWAII,
DEPARTMENT OF EDUCATION; STATE
OF HAWAII DEPARTMENT OF
COMMERCE AND CONSUMER AFFAIRS,

Defendants.

Civil No. 1CCV-23-0000754

FINAL JUDGMENT

Judge: Hon. Jeffrey P. Crabtree

Trial Date: n/a

FINAL JUDGMENT

Plaintiff ROBERT’S HAWAII SCHOOL BUS, INC. (“Plaintiff”) initiated this action by filing its Complaint for Declaratory Judgment [Dkt. 1] on June 8, 2023. The Complaint named the STATE OF HAWAI‘I, STATE OF HAWAI‘I DEPARTMENT OF EDUCATION, AND STATE OF HAWAI‘I DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS (collectively, the “Defendants”) as Defendants, and prayed for a declaratory judgment pursuant to Haw. Rev. Stat. § 632-1 declaring that the protest bond requirement set forth in Haw. Rev. Stat. § 103D-709(e) is unconstitutional under both the United States and Hawai‘i Constitutions, and also prayed for attorneys’ fees and costs.

On November 10, 2023, the Court issued its *Order: (1) Denying in Part and Granting in Part the Defendants’ Motion to Dismiss, or in the Alternative, for Summary Judgment Filed August 9, 2023 [Dkt. 29], and (2) Denying Plaintiff Robert’s Hawaii School Bus, Inc.’s Motion for Summary Judgment Filed August 9, 2023 [Dkt. 31] [Dkt. 60]* (“Order”) which ordered, adjudged, and decreed that final judgment be entered in Defendants’ favor as to all claims, causes of action, and prayers for relief in the Complaint.

THEREFORE, the following judgment is hereby entered:

Pursuant to Rules 54(a) and 58 of the Hawai‘i Rules of Civil Procedure and the Order filed November 10, 2023, judgment is hereby entered in favor of Defendants as to all claims, defenses, and prayers for relief stated in the Complaint filed on June 8, 2023.

All other claims, counter-claims, and cross-claims, and prayers for relief are hereby dismissed with prejudice.

There are no remaining claims, parties, or issues in this case. This judgment constitutes the final judgment of the Court in this matter.

DATED: Honolulu, Hawai'i, November 27, 2023, 2023.

/s/ Jeffrey P. Crabtree



JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

/s/ Lauren K. Chun

LAUREN K. CHUN
Deputy Solicitor General

Attorney for Defendants
*STATE OF HAWAII; STATE OF HAWAII
DEPARTMENT OF EDUCATION; STATE
OF HAWAII, DEPARTMENT OF
COMMERCE AND CONSUMER AFFAIRS*

/s/ Jonathan S. Moore

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ROBERT'S HAWAII SCHOOL BUS, INC.

Robert's Hawaii School Bus, Inc. v. State of Hawai'i; State of Hawai'i Department of Education; State of Hawai'i Department of Commerce and Consumer Affairs, Civil No, 1CCV-23-0000754; FINAL JUDGMENT