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Supreme Court
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SCPW-19-0000626

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

A.S. and J.S., Petitioners,

vs.

THE HONORABLE PAUL T. MURAKAMI, Judge of the Family Court of the
First Circuit, State of Hawai'i, Respondent Judge,

and

V.B.S., born 2017; DEPARTMENT OF HUMAN SERVICES,
STATE OF HAWAI'I; FRANCES N. OGATA and
TIFFANY K.M. IGE, Guardians Ad Litem, Respondents.

ORIGINAL PROCEEDING
(FC-S NO. 17-1-00230)

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

(By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

Upon consideration of petitioners A.S. and J.S.'s
petition for writ of mandamus, filed on September 6, 2019, the
documents attached thereto and submitted in support thereof, and
the record, it appears that, based on the information presented
to this court, petitioners fail to demonstrate that they have a
clear and indisputable right to the requested relief and that
they lack alternative means to seek relief. Petitioners,
therefore, are not entitled to the requested extraordinary writ.
See Kema v. Gaddis, 91 Hawai'i 200, 204, 982 P.2d 334, 338 (1999)

(a writ of mandamus is an extraordinary remedy that will not issue unless the petitioner demonstrates a clear and indisputable right to relief and a lack of alternative means to redress adequately the alleged wrong or obtain the requested action; such a writ is not intended to supersede the legal discretionary authority of the trial courts, cure a mere legal error, or serve as a legal remedy in lieu of normal appellate procedures).

Accordingly,

IT IS HEREBY ORDERED that the petition is denied.

DATED: Honolulu, Hawai'i, September 25, 2019.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

