

**Electronically Filed  
Supreme Court  
SCWC-15-0000395  
04-DEC-2019  
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SCWC-15-0000309

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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AMERICAN SAVINGS BANK, F.S.B., a federal savings bank,  
Respondent/Plaintiff-Appellee,

vs.

JOHNNY KINMAN CHAN; JEAN TOSHIKO CHAN; DIRECTOR OF TAXATION,  
STATE OF HAWAI'I; CAPITAL ONE BANK (USA) N.A.; HAWAI'I HOUSING  
FINANCE AND DEVELOPMENT CORPORATION, a Public Body and Corporate  
Politic, Respondents/Defendants-Appellees,

and

VILLAGES OF KAPOLEI ASSOCIATION (incorrectly identified in the  
caption as ASSOCIATION OF APARTMENT OWNERS OF THE VILLAGES OF  
KAPOLEI), Petitioner/Defendant-Appellant.

(SCWC-15-0000309; CAAP-15-0000309; CIVIL NO. 13-1-0944)

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VILLAGES OF KAPOLEI ASSOCIATION, a Hawai'i non-profit  
corporation, Petitioner/Plaintiff-Appellant,

vs.

JOHNNY KINMAN CHAN, JEAN TOSHIKO CHAN; FIRST BANK NATIONAL  
ASSOCIATION; DEPARTMENT OF TAXATION, STATE OF HAWAI'I; CAPITAL  
ONE BANK (USA) N.A.; HAWAII HOUSING FINANCE AND DEVELOPMENT  
CORPORATION, a Public Body and Body Corporate and Politic,  
Respondents/Defendants-Cross-Claim Defendants-Appellees,

and

AMERICAN SAVINGS BANK, F.S.B., a federal savings bank,  
Respondent/Defendant-Cross-Claimant-Appellee.

(SCWC-15-0000395; CAAP-15-0000395; CIVIL NO. 12-1-2466)

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS

ORDER ACCEPTING APPLICATIONS FOR WRIT OF CERTIORARI

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

Petitioner Defendant-Appellant/Plaintiff-Appellant Villages of Kapolei Association's applications for writ of certiorari filed on October 19, 2019 in SCWC-15-0000309 and October 21, 2019 in SCWC-15-0000395, are hereby accepted.

IT IS FURTHER ORDERED, that no oral argument will be heard in this case. Any party may, within ten days and pursuant to Rule 34(c) of the Hawai'i Rules of Appellate Procedure, move for retention of oral argument.

DATED: Honolulu, Hawai'i, December 4, 2019.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

