

King Kamehameha V  
**Judiciary History Center**

**2013-2014 Annual Report**



*Kingdom of Hawai'i Legislature outside of Ali'iōlani Hale - 1886 (Hawai'i State Archives)*





**Supreme Court — THE JUDICIARY • STATE OF HAWAII**

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**Mark E. Recktenwald**  
CHIEF JUSTICE

December 2014

To the Honorable Members of the Twenty-Eighth Legislature:

I am pleased to submit the 2014 Annual Report of the King Kamehameha V Judiciary History Center (the Center) as required by chapter 6F of the Hawai'i Revised Statutes.

Since 1989, the Center has been steadfast in its efforts to educate the public about Hawaii's unique legal history and the judicial process in general. From its home at Ali'Īolani Hale, the Center uses its exhibits, archives, public program, school tours, mock trials, films, and publications to offer extensive learning opportunities for local residents and visitors from all over the world. This year, over 41,000 visitors took advantage of the Center's exhibits and education programs, including more than 15,000 students from schools and colleges throughout Hawai'i. Indeed, other states and foreign countries continue to view the Center as a model of judicial outreach.

We are excited about the success of our Courts in the Community program, under which Supreme Court arguments are periodically held in school settings. The program is part of the Judiciary's effort to educate students and the general public about the Judiciary's role in our government and its function in resolving disputes in a democratic society. Students participate in several civics-related lesson plans prepared by the Center prior to observing an official Supreme Court oral argument proceeding. Two arguments have been held this past year – one in April at Kealakehe High School in Kona which was attended by 450 students, and earlier this month at Mililani High School on Oahu which had approximately 325 students participate.

We thank you for your commitment to and support of this valuable educational institution. We would also like to encourage you, your constituents, and district schools to visit the Center to learn more about the exciting heritage of our branch of government.

Thank you for your steadfast support of the Center and its important work.

Sincerely,

*Mark E. Recktenwald*

MARK E. RECKTENWALD  
Chief Justice





**Office of the Administrative Director — King Kamehameha V — Judiciary History Center**

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KING KAMEHAMEHA V  
JUDICIARY HISTORY CENTER  
EXECUTIVE DIRECTOR

December 2014

To the Honorable Members of the Twenty-eighth Legislature:

I am pleased to present you with the King Kamehameha V Judiciary History Center's annual report for FY2013–2014. Established by statute in 1990 to educate the public about Hawaii's legal history and the judicial process, the Center provides civic educational activities and materials including tours of Ali'iölani Hale and the First Circuit Court, public performances and lectures, statewide teacher workshops, curricula, publications, and films.

Last year, the Center built on successes of the *Courts in the Community Program* to further awareness of the role of the Judiciary. Over 700 Hawai'i Island students from thirteen public and private high schools received instruction before attending Supreme Court hearings in Hilo and Kona. Our flagship series of teacher workshops examined historical origins of challenges to the federal government's power; Hawaii's efforts to maintain its own socio-political identity while adopting constitutional government; and influences of the press and special interest groups on American democracy.

Drawing from the past, the Center's public programs shed light on several contemporary issues. Clashes between American colonies' popularly elected legislative assemblies and their British appointed governors revealed a centuries old conflict between executive and legislative powers. Differences between military tribunals and non-military court proceedings were noted by revisiting the Republic of Hawaii's trial of Queen Lili'uokalani. Fred Korematsu and Patsy Mink were honored, along with individuals today who remain committed to civil rights for all persons. Back to the courtroom, we discussed the insanity plea's precedent in the Kingdom of Hawaii's courts, and contemporary issues surrounding that course of defense.

I extend my appreciation to each of you for your continued support of the Center. Your encouragement strengthens our resolve to improve our democracy by learning from our past. Mahalo for your belief in our important mission.

Sincerely,

A handwritten signature in black ink, appearing to read "Matt Mattice".

Matt Mattice  
Executive Director

## King Kamehameha V

Lot Kapuāiwa, grandson of Kamehameha I, ascended the throne in 1863 and was the last Kamehameha to rule the Kingdom of Hawai‘i. As a national leader, Lot made foreign relations and the preservation of independence his primary objectives.

His advocacy for Hawaiians inspired a cultural renaissance which included the revival of hula and chant and licensing of medical *kāhuna* to practice their healing arts. During his reign, Lot commissioned a number of public works including the construction of Ali‘iōlani Hale.

In 2000, the Judiciary History Center was renamed to the King Kamehameha V Judiciary History Center in his honor.



*King Kamehameha V*

## History of Ali‘iōlani Hale

Historic Ali‘iōlani Hale provides the ideal environment for the Judiciary History Center. Initiated during the reign of Kamehameha V and completed during the reign of Kalākaua, Ali‘iōlani Hale opened its doors in 1874. The Legislature and the Supreme Court of the Kingdom of Hawai‘i were the original occupants of the building. After the overthrow of the Monarchy in 1893, the Legislature moved to ‘Iolani Palace. Ali‘iōlani Hale has remained the home of the Supreme Court for well over 100 years. The National Museum, the first museum in Hawai‘i, opened in Ali‘iōlani Hale in 1874. For many years, the National Museum occupied rooms on the second floor and welcomed visitors to view its fine collection of Hawaiian artifacts. In 1898, the Republic of Hawaii's government transferred ownership of the collection to the Bishop Museum.



*The old Courthouse, located at the present site of Topa Financial Center, was the home of the judicial branch of the Kingdom until Ali‘iōlani Hale opened in 1874. (Hawai‘i State Archives)*



# Annual Report Fiscal Year 2013-2014

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## What people are saying about the Judiciary History Center

“Excellent presentation of the history of law in Hawai‘i.”

*Visitor, California*

“Very interesting overview of history of King Kamehameha. Also, about his favorite queen & ongoing changes to judicial law system in Hawai‘i.”

*Visitor, England*

“So different than the orig. 48 states in the way they started the government. Great history!”

*Visitor, Florida*

“Fantastic, wonderful journey through your legal history.”

*Visitor, Australia*

“Thank you for this enlightening exhibit. It makes us all think about the importance of respecting and protecting our freedoms.”

*Visitor, U.S.*

“Fantastic place & very well looked after. Big fans of Hawai‘i 5-0!”

*Visitor, England*

“Loved learning about Hawaiian history.”

*Resident, Hawai‘i*

“Beautiful exhibits & comprehensive information. Excellent work!”

*Visitor, Australia*

“I especially appreciated the Martial Law section. Everything was well done.”

*Visitor, Minnesota*

“Common ancestry with VJ Hartwell 1868 – 1874.”

*Visitor, Massachusetts*

“Mahalo for this great moment w/family.”

*Visitor, Reunion Island*



*Ali'iōlani Hale rear view, circa 1874 (Hawai'i State Archives)*



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# King Kamehameha V Judiciary History Center

- Purpose** The King Kamehameha V Judiciary History Center (the Center) is a permanent educational institution created to inform and provide learning opportunities about the judicial process and Hawaii's legal history from pre-contact to present. The Center, an administrative program of the Hawai'i State Judiciary, conducts and encourages research, disseminates information, and collects, preserves and displays materials. Interpreting over 200 years of dynamic legal history through audio visual presentations, exhibitions, and public programs, the Center serves as a bridge between the Judiciary and the community.
- Governance** Established by the Hawai'i State Legislature in 1990 through Act 211, the Center is governed by a five member executive board appointed by Hawaii's Chief Justice.
- Visitors** Since opening to the public in September 1989, the Center has become a popular educational resource. This fiscal year the Center welcomed over 52,000 visitors, including more than 10,500 students.
- History** The origins of the Center date back to the 1970s and the recommendations of a citizens committee advising Chief Justice William S. Richardson, on the renovation of Ali'i'ōlani Hale. The original idea was to develop an educational facility that would help citizens understand today's system of law by examining Hawaiian concepts of law and the development of Hawaii's judiciary. Given Ali'i'ōlani Hale's historic significance, the Center occupies a highly visible and ideal location in Honolulu's historic capitol district.
- Grants from the National Endowment for the Humanities to the Judiciary funded extensive research on Hawaii's court records. This research uncovered information used for the planning and development of the Center's permanent exhibits. Additional funding was provided by appropriations from the Hawai'i State Legislature, and contributions from the Friends of the Judiciary History Center.
- Formal dedication and opening ceremonies for the Center were held on September 12, 1989, with a message from Governor John Waihe'e, and a blessing by Reverend Abraham Akaka.
- Hours** The general public is welcome to take self-guided tours of the Center, located on the first floor of Ali'i'ōlani Hale, on Monday through Friday from 8 a.m. to 4 p.m. There is no admission fee. Visits by school and community groups with reservations are welcome on weekdays (excluding holidays).
- Website** Visit the Judiciary History Center's website at [www.jhchawaii.net](http://www.jhchawaii.net) for information concerning the Center's tours, curriculum, publications, volunteer program, and historic Ali'i'ōlani Hale.

# Collections

The Center collects and preserves objects and documents that reflect Hawaii's judicial history. The collection currently contains artifacts, portraits, furnishings, and historical documents.

# Exhibits

The Center exhibits offer visitors the experience of both contemporary displays and a restored 1913 courtroom.



The **Monarchy Court Gallery** documents the 19th century transition from Hawaiian *kapu* to a western judicial system. Featuring a detailed model of Honolulu in the 1850s and artifacts from the first courthouse building, this exhibit has become the focal point of learning for adults and students.

Equipped with authentic furnishings, artifacts, and reproductions, the restored **1913 Courtroom** is used for mock trials, reenactments, lectures, and dramatic performances. Students gain hands-on experience in the courtroom, reenacting historical court cases.

An exhibit in the 1913 courtroom, **Who's Who in the Courtroom**, interprets the court process and the players in a courtroom. Designed to identify courtroom personnel and their roles in court proceedings, this interactive exhibit helps to educate visitors, especially students, about the trial process.

**Ali'iōlani Hale**, along the *makai* hall, traces the building's history through photographs, documents, and art work. The display also features the story of the Kamehameha Statue, a sentinel to Ali'iōlani Hale for over one hundred years.



**Hawai'i Under Martial Law** excites both school children and adults alike. Depicting the drastic changes caused by almost four years of martial law, the exhibit illustrates daily life in Hawai'i under military rule.



*On January 18, 1893, Col. John Soper of the Provisional Government, discharges the Queen's Guard. (Hawai'i State Archives)*

## Films

**When Fear Reigned** tells the true story of four children living in Hawai'i during martial law and the fragile nature of democracy in times of national crisis. Following Japan's attack on Pearl Harbor, fear of invasion, further attacks, and sabotage, prompted quick governmental decisions. On December 7, 1941 at 4:30 p.m., the Territorial Governor signed a proclamation declaring Martial Law. For the next three years, military rule replaced Hawaii's civilian government. Daily life changed drastically as the military reorganized the territory and enacted a number of new laws called General Orders. Civilian courts were replaced by military courts. With the help of our volunteer, Hirofumi Ito, we were able to add Japanese subtitles for visitors from Japan.

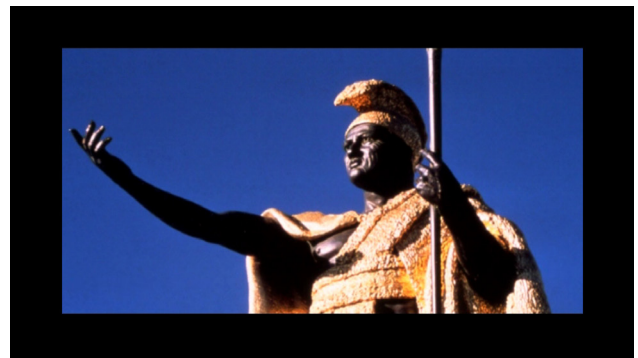
Five other film presentations are featured in the Center's Theatre. **Law of the Land** illustrates the change from traditional, shared land-use rights to the western concept of private property ownership. **Kānāwai** shows changing attitudes towards water use in the 19th century by examining the surface water case of Peck v. Bailey. In a landmark decision, the Kingdom of Hawaii's Supreme Court dramatically redefined water rights in Hawai'i. **Oni v. Meek** introduces students to one of the Kingdom's most important Supreme Court



*The film, **When Fear Reigned**, tells the story of martial law in Hawai'i during World War II.*

decisions involving land rights. The DVD brings the case's characters to life and prepares students for the trial they will reenact in the Center's 1913 Courtroom. **Animal Trials** introduces lower elementary students to late 19<sup>th</sup> century trials involving animals. The unruly behavior of animals, especially in an increasingly urbanized Honolulu, resulted in a number of court cases. **Broken Scales** is the story of a man's nightmare in which one of the cornerstones of democracy - judicial independence - has crumbled.

The Center also offers two films for use in the classroom: **Kaulike** documents the development of a western judicial system in Hawai'i and provides an overview of the current court system. **Trial of a Queen** focuses on the issues surrounding the armed overthrow of the Hawaiian monarchy, the counter-rebellion, and subsequent trial of Queen Lili'uokalani.



*The film, **Kānāwai**, illustrates the changing attitudes towards water rights in Hawai'i.*

# Research and Publications

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## **Judges & Lawyers Database**

Legal research on the courts in Hawaii during the Monarchy period culminated in an analysis of over 20,000 cases in the State Archives. As an outgrowth of this research, a database of 19th century judges and lawyers of the Monarchy period has been produced. New information is incorporated as it becomes available.

## **He Lei, He Aloha**

In honor of the 100th Anniversary of the Hawai'i State Library and in association with the public program, *He Lei, He Aloha, A Lei of Love, the Legacies of Queen Lili'uokalani*, the Center compiled a bibliography of resource materials covering events from the monarchy period to present day.

## **New Brochures**

With the help of volunteers and visiting legal scholars from Japan and Korea, the Center translated and produced Gallery brochures in Japanese, Korean, and Chinese.

# Education Programs

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The Judiciary History Center offers schools, colleges, and the general public a number of law-related educational activities and resources. Law-Related Education (LRE) has evolved from the assumption that individuals who understand the reasons for laws and the institutions that support them are more likely to act responsibly in society. Students exposed to LRE are better able to predict consequences of breaking the law. They may also be more capable of resolving disputes independent of the court system. The Center is one of the few providers of LRE programs and materials in the state.

## **University of Hawai'i, William S. Richardson School of Law**

Every year, incoming first year law students visit the Center during their orientation. Students have the opportunity to tour the Center, the Law Library, and meet the Chief Justice.

## **Learning Activities at the Center**

During the 2013-2014 fiscal year, the Center welcomed over 15,100 students and their teachers to its education programs. Many students interacted with judges who spoke with them during their tours or at their schools as part the Center's Judiciary Speakers Bureau. Educational tours supplement school curriculum and provide an exciting alternative learning environment for students and teachers. A variety of school tour formats have been developed to complement the Department of Education's benchmarks for grades two through twelve, the National Common Core Standards, and the C3 Framework. Students enjoy a selection of short films, guided tours of the Center's exhibits, Circuit Court visits, and scripted mock trials in the Center's restored 1913 Courtroom. Post-visit materials compliment the Center's learning activities back in the classroom.

The following schools and organizations visited during the 2013–2014 fiscal year:

### **Elementary Schools**

‘Aiea Elementary  
Āliamanu Elementary  
Ali‘iōlani Elementary  
August Ahrens Elementary  
Barber's Point  
Christian Academy  
DeSilva Elementary  
‘Ewa Elementary  
Fern Elementary  
Friendship Christian Schools  
Hakipu‘u Learning Center  
Hanalani Schools  
Hawai‘i Baptist Academy  
Hawai‘i Technology Academy  
Highlands Elementary  
Hōkūlani Elementary  
‘Iliahi Elementary  
Kāhala Elementary  
Kaimukī Christian School  
Kainalu Elementary  
Kalei‘opu‘u Elementary  
Kalihi Kai Elementary  
Kalihi Uka Elementary  
Kamiloiki Elementary  
Kapolei Elementary  
Keone‘ula Elementary  
Kula Kaiapuni o Pāia  
Lanikai Elementary  
Leihoku Elementary  
Lunalilo Elementary  
Ma‘ema‘e Elementary  
Makalapa Elementary  
Mānana Elementary  
Maukalani Elementary  
Nimitz Elementary  
Our Saviour Lutheran School  
Pā‘ia Elementary  
Pearl Ridge Elementary  
Pōhākea Elementary  
Pukalani Elementary  
Salt Lake Elementary  
Shafter Elementary  
St. Ann's Model Schools

St. Elizabeth School  
St. Mark Lutheran School  
Trinity Lutheran School  
Waimalu Elementary  
Waipahu Elementary  
Webling Elementary  
Wilson Elementary

### **Middle & Intermediate Schools**

‘Aiea Adventist Homeshoolers  
Generation Joshua  
Hawaiian Mission Academy  
Highlands Intermediate  
Honolulu Waldorf School  
‘Ilima Intermediate  
Kalākaua Middle School  
Kamehameha Schools  
Kapolei Middle School  
King Intermediate  
Le Jardin Academy  
Maryknoll School  
Mililani Middle School  
Moanalua Middle  
St. Andrew's Priory  
St. Mark Lutheran School  
Stevenson Middle  
Teen Homeshool Events Club  
Waipahu Intermediate  
Washington Middle School

### **High Schools**

‘Aiea High School  
Assets School  
Farrington High School  
Hawai‘i Baptist Academy  
Honoka‘a High & Intermediate  
Kalani High School  
Kamaile Academy PCS  
Kamehameha Schools – O‘ahu  
Ko‘olau Baptist Academy  
Ke Kula Kaiapuni Hawai‘i  
Ke Kula ‘O Nāwahīokalani‘ōpu‘u  
Leilehua High School  
Mid Pacific Institute  
Mililani High School  
Moanalua High School  
Nānākuli High School

Pearl City High School  
Punahou School  
University Lab School  
Waipahu High School

### **Adult, Secondary, and Special Groups**

Care Hawai‘i  
Center for Asia Pacific Exchange  
Chaminade University  
Close Up Foundation  
Cub Scout Pack 297  
Global Village  
Goodwill Hawai‘i, LASR  
Hawai‘i Council for the Humanities  
Hale Kipa  
Hawai‘i Job Corps  
Hawai‘i Pacific University  
Hawai‘i Palms English School  
Heald College  
Intercultural Communication College  
‘Iolani Palace Docents  
Kapi‘olani Community College  
Leeward Community College  
McKinley Community School for Adults  
Mililani Golden Years Club  
National Guard Youth Challenge  
O‘ahu Retired Teachers Assoc.  
Office of Rep. Scott Nishimoto  
Olivette Baptist Senior Ohana  
Ritsumeikan University (Japan)  
Pō‘ailani, Inc.  
Pūpūkea Seniors  
Road Scholar  
Univ. of Hawai‘i at Mānoa  
U.S. Department of State  
Waiau Seniors  
William S. Richardson Law School  
Waipahu Community School  
Waipahu Cosmopolitan Seniors

# Curricula

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## **The Trial of Nathaniel Bacon**

A mock-trial activity created to meet Hawaii's Social Studies Benchmarks for fifth grade students visiting the History Center. Focusing on the conflicts that arose between the Native Americans and the Colonists, the curriculum also examines conflict amongst the Colonists, themselves, and the Crown.

## **Authority & Power Without Authority, Rules and Laws**

The Center has two tour activities to address the DOE's 3rd grade Social Studies Benchmarks. *Authority and Power* examines the legitimacy of power. Students learn to differentiate between power backed by might and power backed by right. In *Rules and Laws*, students compare the origins, purposes, and consequences of rules and laws. The two activities combine to create a powerful learning experience in the museum setting. Students gain a clear picture of legitimate authority and legislative intent.

## **Oni v. Meek**

A mock-trial activity that reenacts a landmark court case from the Monarchy Period. Students argue this historic case in the Center's restored 1913 courtroom, while learning about a courtroom's layout and the roles of courtroom personnel. A jury of students renders a verdict, and the activity concludes with a discussion about the case's actual verdict.

## **Trial of a Queen: 1895 Military Tribunal**

A curriculum guide that examines the 1895 military trial of Queen Lili'uokalani on charges of misprision of treason. While role playing characters of various political backgrounds, students discover events leading up to the Queen's trial, and gain both a legal and human perspective of the judicial process.

## **Animal Cases**

A collection of scripted court cases based on transcripts from the District Courts of the Hawaiian Kingdom that introduces elementary students to the judicial process. Cases involving theft of a chicken, runaway pigs, and reckless horseback riding encourage student jurors to consider evidence, issues of choice and consequence, and social responsibility.

## **Martial Law in Hawai'i**

Within hours of the bombing of Pearl Harbor on December 7, 1941, daily life in Hawai'i drastically changed. The Center's curriculum for high school and college students helps them understand the significance of military laws in a democratic society. Students learn about the military government, suspension of habeas corpus, general orders, provost courts, and efforts to reestablish civilian control through legal challenges to martial law. Students are able to conduct a mock trial of the noteworthy Duncan v. Kahanamoku case.

## **Hawai'i State Courts**

Which courts have jurisdiction over which cases? How many jurors must agree to determine the verdict in a civil trial? Students learn the answers and more during this presentation about the State Courts in Hawai'i. After a brief look at the three branches of government and their responsibilities, we take a closer look at the State's Judicial Branch.

## **Bicycle Theft and Hot Wheels**

Intended to complement the lesson on Hawaii's State Courts, Bicycle Theft and Hot Wheels are mock trial activities designed to give students a courtroom experience in a real courtroom setting.

## **Speakers Bureau & Judges in the Classroom**

The Center coordinates the Judiciary Speakers Bureau, arranging for judges to speak at schools and community group settings, and providing curriculum materials as needed.



# Teacher Workshops and Student Programs

## **Courts in the Community**

Developed under the leadership of Chief Justice Recktenwald, Courts in the Community makes Supreme Court hearings accessible to students by convening oral argument at high schools throughout the state. Before observing an oral argument, students are tutored in the case by volunteer attorneys using materials developed by Students for Public Outreach and Civic Education, William S. Richardson School of Law. Next, students argue it themselves using a curriculum provided by the Judiciary History Center. The students then attend the Supreme Court hearing and meet with the attorneys and the justices immediately following the argument. In December 2013, 200 students from seven public and private high schools attended a Supreme Court hearing at the University of Hawai'i, Hilo. In May 2014, more than 450 students from six public and private schools attended a hearing at Kealakehe High School.

## **Balancing Powers: Constitutional Origins of Contemporary Challenges**

On August 16-17, the Center, partnered with the Hawai'i State Bar Association Civic Education Committee and the Hawai'i DOE, to conduct a professional development workshop on federalism. Dr. John Kaminski, Director of the Center for the Study of the American Constitution at the University of Wisconsin, Madison, addressed origins of contemporary challenges to the federal government's power.

## **Of the People: Hawaii's Experience of American Democracy**

The Center conducted its first teacher workshop of the school year on October 7-8, partnering with the Hawai'i State Bar Association Civic Education Committee and the Hawai'i Department of Education. Designed for middle and high school Social Studies teachers, the workshop focused on

Hawaii's attempts to maintain its socio-political identity while developing a new system of governance; how our state Constitution embodies both historical foundations of democracy and local concepts of identity and governance; and what challenges face Hawaii's democracy in the 21st Century. Professor Melody MacKenzie of the William S. Richardson School of Law, Associate Judge Daniel Foley of the Hawai'i Intermediate Court of Appeals, and Keahe Davis of the Center engaged the teachers as they examined the development of democracy in Hawai'i

## **Citizenship Engaged: Issues of Advocacy in American Democracy**

This workshop explored the impact of special interest groups and the press (the Fourth Branch) on American democracy. What influences determine the direction of governmental policies? How do certain groups and institutions, both official and unofficial, impact democracy? The two-day event featured presenters Glen Park, Editor for Civil Beat; Suzanne Marinelli, Public Access Coordinator at the Hawai'i State Legislature; Henry Curtis, Executive Director of Life of the Land; Kat Brady, Asst. Executive Director of Life of the Land; Kaniela Ing, Hawai'i State Representative (11th District); and Karen Takahashi and Caryn Moran, Judiciary Legislative Coordinator's Office. Funding was provided by the HSBA Civic Education Committee.

## **We the People: The Citizen and the Constitution High School Competition**

In a simulated congressional hearing competition held at the First Circuit Court of Hawai'i, Hawai'i Technology Academy, 'Iolani School, Kealakehe High, and Mililani High School vied for the chance to represent Hawai'i at the National Finals in Washington, D.C. This year, Mililani High School was victorious. They represented our state at the national finals, and enjoyed exploring our nation's capitol and meeting civic-minded students from around the country.

# Public Programs

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## **Sovereignty: The Early American Experience**

As American colonists watched the Stuart kings and England's Parliament battle for dominance in the 17th century, a similar struggle for sovereign power was occurring in America between the British colonial governors and the popularly elected legislative assemblies. These conflicts pitted different branches of government against each other, ultimately resulting in the legislature gaining dominance of the corresponding executive. John Kaminski, Director of the Center for the Study of the American Constitution, University of Wisconsin, Madison, used the colonists' experience to provide a historical understanding of sovereignty.

## **Mai Poina: The Trial of a Queen**

In October 2013, the Center partnered with the Hawai'i Pono'i Coalition to present *Mai Poina: The Trial of the Queen*. The living history program examined the Republic of Hawaii's 1895 military trial of Queen Lili'uokalani on charges of misprision of treason. The dramatic reenactment, written by Victoria Kneubuhl, was based on transcripts of the actual trial. A week of performances also included question and answer sessions with scholars Jonathan Osorio, Davianna McGregor, Melody MacKenzie, Leilani Basham, and Sydney Iaukea. Over 900 people attended the eight program series.

## **Law Day 2013**

### **Every Vote Matters: Shelby County v. Holder**

In May 2014, the Center celebrated Law Day with a program examining a recent Supreme Court decision. The historic Voting Rights Act (VRA) was passed in 1965. On June 25, 2013, the United States Supreme Court swept away a key provision of this landmark civil rights law in Shelby County v. Holder. Janet Mason from the

League of Women Voters discussed the history of the VRA in Hawai'i and the implications of the 2013 ruling. Kris Coffield, co-founder of Imua Alliance shared his organization's concerns about the impact of the 2013 ruling on young voters.

## **Undaunted Courage & Civil Liberties**

In recognition of *Civil Liberties Day and the Constitution Day* in Hawai'i (January 30), the Center partnered with the Hawai'i State Bar Association Civic Education Committee to remind us of the courage of those who remain committed to freedom, even when their own civil liberties are challenged. From standing up against mass internment of individuals, to demanding gender equality, to advocating for rights of immigrant children, many have advanced the cause of equality and justice for all. Professor Eric Yamamoto and Associate Justice Sabrina McKenna discussed the lives of Fred T. Korematsu and Congresswoman Patsy T. Mink. Attorney John Kegan highlighted contemporary struggles for civil liberties, introducing two young adults who are recipients of the Deferred Action for Childhood Arrivals status.

## **Children and Youth Day 20th Year, Boy Scout Law Merit Badge**

In October 2013, the Center participated in Hawaii's annual *Children and Youth Day* by hosting a legal clinic for Boy Scouts, providing them an opportunity to earn their Law Merit Badge. Under the instruction of Associate Judge Katherine Leonard, Judge Edward Kubo, attorney Ian Sandison, Detective James Mauer, and law clerks Shirley Lon-Magnuson and Zachary Colberth, forty-three Boy Scouts earned their badges. The clinic was so popular that Judge Kubo agreed to conduct a second event for Scouts of military families. Twenty-three additional Boy Scouts earned their badges.

### **The American Civil War and the Neutrality Act of 1861**

Nearly 5,000 miles away and separated by the vast Pacific Ocean, the Hawaiian Kingdom is some times overlooked in the annals of American Civil War history. At the outbreak of the Civil War in 1861, King Kamehameha IV declared neutrality for the Kingdom of Hawai'i. Despite this declaration, over 100 people from Hawai'i fought in the war on both sides. The November 2013 program featured an overview of Hawaii's military history by Professor Neil Dukas. Historian Anita Manning shared Hawai'i residents' reactions to the war. The Neutrality Act, itself, was examined by Professor Justin Vance. The program concluded with historian Nanette Napoleon discussing the experiences of Union General Samuel Armstrong, and others from Hawai'i, who fought in the Civil War.

### **Bridging Cultures Created Equal: America's Civil Rights Struggle**

To mark the 150th anniversary of the Emancipation Proclamation, the National Endowment for the Humanities developed a special project as part of its *Bridging Cultures* initiative: *Created Equal: America's Civil Rights Struggle*. The Center partnered with the African American Diversity Cultural Center Hawai'i to present segments of the film, *The Abolitionist*, the story of a small group of moral reformers in the 1830s who launched the most important civil rights crusade in American history. Dr. Allison Gough, Associate Professor of History, Hawai'i Pacific University and Moses Haia, Executive Director of the Native Hawaiian Legal Corporation facilitated lively discussion about race in America.

### **Pupule v. Make Ulu Nui: Insanity Plea Then & Now**

The insanity plea has a long history in Anglo-American law and was espoused as early as 1851. As a result of a mid-20th century scrutiny of standards and guidelines for evaluating criminally insane, many states changed their insanity defense

statutes, shifting the burden of proof to make an insanity plea more difficult to sustain. Hawai'i too, experienced a groundswell of sentiment against the insanity plea. This program featured Avis Poai, William S. Richardson School of Law, and veteran defense attorney, Brook Hart. The two discussed the history of insanity pleas in the Kingdom of Hawaii's courts and contemporary issues regarding use of the insanity plea.

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## **Visitor Attendance 2013-2014**

<b>Visitors</b>	41,990
<b>School Programs</b>	<u>15,120</u>
<b>TOTAL</b>	57,110

## **Financial Statement 2013-2014**

<b>Personnel</b>	\$222,651
<b>Equipment</b>	\$8,952
<b>Expenses/Supplies</b>	<u>\$8,073</u>
<b>TOTAL</b>	\$239,676

### **Grants**

In Fall 2013, the Friends received a grant of \$2,700 from The Hawai'i Lodging & Tourism Authority annual Charity Walk to offset transportation costs of Title I schools visiting the Center and the First Circuit Court.

In Winter 2013, The Daniel Inouye Foundation Trust awarded the Friends a grant of \$5,000. The funds will underwrite a short video introducing students, teachers, school administrators, and attorneys to the Courts In the Community Program.

# Executive Board

General administrative responsibilities for the Judiciary History Center rest with a five-member executive board appointed by the Chief Justice.



**Troy Andrade** is an Associate at McCorrison Miller Mukai MacKinnon LLP. He graduated from Pacific Lutheran University with a dual degree in Economics and Political Science, and received his law degree from the University of Hawai'i William S. Richardson School of Law. While in law school, Mr. Andrade served as managing editor for the University of Hawai'i Law Review, worked as a research assistant to Professor Eric K. Yamamoto, and authored an award-winning article. Prior to joining McCorrison Miller Mukai MacKinnon LLP in 2013, Mr. Andrade clerked for Chief Justice Mark E. Recktenwald of the Hawai'i Supreme Court. Mr. Andrade is admitted to practice before all of the courts in the State of Hawai'i as well as the United States District Court for the District of Hawai'i.



**Marjorie Bronster** graduated from Brown University and Columbia University Law School, where she was a Harlan Fiske Stone Scholar. She is the founding partner of Bronster Hoshibata and works on a broad variety of litigation and counseling matters. Prior to work at her law firm, Ms. Bronster was the Attorney General for the State of Hawai'i where she successfully led a years-long investigation into abuses by the trustees of the Kamehameha Schools/Bishop Estate charitable trust. She also won a multi-billion dollar Master Settlement Agreement from tobacco companies on behalf of the State of Hawai'i.



**Dr. Brandy Nālani McDougall** received her Ph.D. in English from the University of Hawai'i at Mānoa where she specialized in Contemporary Kanaka Maoli Literature. She is an Assistant Professor of Indigenous Studies in the American Studies Department at the University of Hawai'i, Mānoa. Her research interests include Native Literatures, Pacific Studies, Indigenous Critical Theory, Neocolonial/Postcolonial/Colonial Studies, American Imperialism in the Pacific, Native American/First Nations Studies, American Cultural/Ethnic studies, Decolonizing Methodologies, and Indigenous Rights/Sovereignty Movements.



**Associate Justice Sabrina McKenna** received her B.A. in Japanese in 1978 from the University of Hawai'i at Mānoa, and her J.D. in 1982 from the William S. Richardson School of Law. Justice McKenna practiced at Goodsill Anderson Quinn & Stifel until 1987, then became in-house counsel to Otaka, Inc., a Japan-based international business organization, until 1990. From 1991 to 1993, she was an Assistant Professor at WSRSLS. She became a state District Court judge in late 1993, then a First Circuit Court judge in 1995, eventually serving as Senior Judge of the Family Court of the First Circuit.



**Thao T. Tran** joined Kobayashi, Sugita & Goda in 2008 as an associate practicing in the areas of Labor and Employment Law. She received her Juris Doctor degree from Northeastern University School of Law in Boston and her Bachelor of Arts degree in Classical Studies, *summa cum laude*, from the University of Massachusetts at Amherst. Prior to joining the firm, Ms. Tran served as a law clerk for Hawaii's Honorable Chief Justice Ronald T.Y. Moon.

# Friends of the Judiciary History Center

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In 1983, Chief Justice Herman Lum appointed the first **Friends of the Judiciary History Center** board as an advisory group to support the Judiciary's development of the Judiciary History Center. In 1984, the Friends of the Judiciary Center of Hawai'i qualified as a tax exempt organization. The Friends help support a wide range of exciting educational programs which teach about law and the judicial system.

## Board of Directors

Pamela Martin, President  
Roberta Woods, Vice-President  
Tony Benavente, Treasurer  
Matt Brown, Secretary

## Board Members

David Day	Sunny Lee
Carol Diebel	Barron Oda
Pancho Gomes	Rick Velasquez
Chad Kumagai	Valerie Wind
	Elizabeth Zack

## Volunteers

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Ann Dankulich	Esther Kiki Mookini
Philip Deters	Janet Ness
David Hopkins	Yong Chul Park
Lynn Hopkins	Judy Parrish
Hirofumi Ito	Frederico Tudor
Marilyn Leeloy	Uyen Vong
Jennifer Miele	

Students also assisted the Center: Noah Rodby (Punahou), Chelsea Maja (UH Mānoa), Misha Matsumoto, Anna Shafer, Kathie Hillstead, Jaime Mahler, Verena Brostl, Rebecca Zuckor, China Rigor, Sophia Tavitian and Nohemi Martinez (Hawai'i Pacific University).

## In Memoriam

**Jack Harrison Houtz** was a retired administrator at the Queen's Medical Center and a Navy officer. He started volunteering at the Center in February of 1989 and continued to work with us until November of 2011.

## Personnel

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Matt Mattice, Executive Director  
Keahe Davis, Education Specialist  
Toni Han Palermo, Program Specialist  
David Cypriano, Education Assistant

## Citizenship in the Global Era

In October, 2013, Keahe and Matt travelled to Atlanta, GA to participate with nearly 100 other teachers, professors, attorneys, judges, and other civic education professionals in the American Bar Association's Law-Related Education Conference.

## Employee Incentive Awards 2013

In November, Assistant Education Specialist for the Center, David Cypriano, was awarded a Certificate of Commendation for his hard work and Executive Director, Matt Mattice, received an award for 20 years of service.

## Hawai'i Museum Association

Keahe has been appointed to the Board of Directors of the Hawai'i Museum Association (HMA). HMA is a non-profit dedicated to supporting Hawaii's museums and cultural organizations.

## 2014 American Alliance of Museums (AAM) Annual Meeting

In May, Keahe travelled to Seattle, WA to participate in a panel discussion at the AAM's annual conference. Presenting with Keahe were Heather Diamond of 'Iolani Palace, Tom Woods of Mission Houses Museum, Noelle Kahanu, and Karen Kosasa of the University of Hawai'i at Mānoa. Their presentation focused on the challenges and successful strategies for updating interpretations, responding to emerging native scholarship, and presenting controversial stories.