

RICHARD T. BISSEN, JR.
Mayor

VICTORIA J. TAKAYESU
Acting Corporation
Counsel

SONYA TOMA
First Deputy

LYDIA A. TODA
Risk Management Officer



DEPARTMENT OF THE CORPORATION COUNSEL
COUNTY OF MAUI
200 SOUTH HIGH STREET, 3RD FLOOR
WAILUKU, MAUI, HAWAII 96793
EMAIL: CORPCOUN@MAUICOUNTY.GOV
TELEPHONE: (808)270-7740

March 13, 2023

Via email only at county.clerk@mauicounty.us

Honorable Alice L. Lee, Chair
and Members of the Council
County of Maui
Wailuku, Hawaii 96793

SUBJECT: AUTHORIZING SETTLEMENT OF CLAIM NO. 4076201
OF DAVID WILLIAMS

Dear Chair Lee and Council Members:

Please find attached separately a proposed resolution entitled
"AUTHORIZING SETTLEMENT OF CLAIM NO. 4076201 OF DAVID
WILLIAMS." The purpose of the proposed resolution is for settlement of a
general liability claim.

I request that the proposed resolution be scheduled for discussion and
action, or referral to the appropriate standing committee as soon as possible. I
have also attached the claim and the supporting documents.

It is anticipated that an executive session may be necessary to discuss
questions and issues pertaining to the powers, duties, privileges, immunities,
and liabilities of the County, the Council, and/or the Committee.

Should you have any questions or concerns, please do not hesitate to
contact us. Thank you for your anticipated assistance in this matter.

Sincerely,

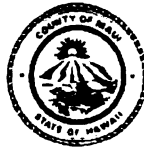
A handwritten signature in black ink, appearing to read "B. Sova", is written over a horizontal line.

Bradley J. Sova
Deputy Corporation Counsel

cc: Director, Department of Public Works
Attachments

RECEIVED
2023 MAR 15 AM 11:33
DEPT OF THE
CORPORATION
COUNSEL

KATHY L. KAOHU
County Clerk



JAMES G.M. KRUEGER
Deputy County Clerk

OFFICE OF THE COUNTY CLERK

COUNTY OF MAUI
200 SOUTH HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/county/clerk

April 4, 2022

John Mullen & Company, Inc. (JMC)
Via email: claims@johnmullen.com

Attn: Unit Code 99

Respectfully transmitted is a copy of a claim against the County of Maui filed by David C. Williams, of 3274 Waileia Place, Kihei, which was received by our office on April 4, 2022.

Respectfully,

A handwritten signature in black ink, appearing to read "Kathy L. KaoHu", written over the printed name.

KATHY L. KAOHU
County Clerk

Attachment

cc Mayor
Corporation Counsel
Council Chair

/djy

COUNTY OF MAUI
CLAIM FOR DAMAGE OR INJURY

RECEIVED

2022 APR -4 PM 3:15

PLEASE PRINT CLEARLY

1. Claimant: Mr. ☒ Mrs. ☐ Ms. ☐ David C. Williams
2. Address: 3274 Wailea Pl. Kihei, HI 96753
3. Telephone No. 808 269-9546 Email: gratefullydave@yahoo.com
4. Date of Accident: 12/5/2021
5. Location of Accident: home property at 3274 Wailea Pl
6. Amount of Claim: Property Damage \$ _____ Personal Injury \$ _____
7. Describe the accident in detail. Indicate all the facts, causes, persons involved, witnesses, extent of damage, etc., and why you think the County is responsible. Attach additional sheets as needed.

See attached sheets

Total expenses paid 17913.55

Quits for wall repair (4000) 18583.33

Total claim 36,496.88

8. If you carry insurance applicable to this claim, please provide the name and address of the insurance company and your policy number.

State Farm homeowners would not cover damages due to flooding

Policy No. _____

- A. Did you file a claim with your insurance company? claim denied

If yes, amount claimed \$ _____ Deductible amount \$ _____

- B. If a claim was filed with your insurance company, what action do they intend to take?

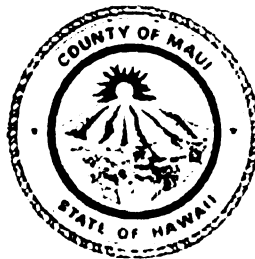
I HEREBY DECLARE THAT THE FOREGOING STATEMENTS ARE TRUE AND CORRECT.



(Signature of Claimant)

1/18/2022

(Date)



Work Order #: 19912

Work Order Date: 08/22/18

Status: 002: Closed

District/Section: Wailuku District

City/Town: Wai _ Wailuku

Nearest St. Address of Problem: Maui Meadows (Clean Drains)

Problem Code: 004 Drain - Cleaning

Work Description: Drain

Additional Work Desc./Category: Clean Up

Work Order Created By : Kevin Kochi

Requestor's Name:

Requestor's Phone #:

Department: --

Customer Name:

Regulatory Tracking: MS4

Customer Address:

Customer Phone #:

Customer Email Address:

Tax Map Key Number:

Notes from Service Request:

Priority: NORMAL (if can, this week)

Incident Report Number:

Highways Job #:

Status:

Notes

09/07/2018	1295 Keith, 1577 James, 1042 Gordon, 100 Chazz, 1275 Gradon, 1091 Aaron, Kaeo, Layne
09/06/2018	Makawao Vac Gavin, 1295 James, 100 Chazz, 1091 Kris Waileia drain
09/05/2018	1577 Gavin, 1042 Gordon, 100 Jared, 1275 Aaron, 1198 Kaeo, Kris, Viliami 5.5 hrs Vacation Waileia drain
09/04/2018	1042 Chazz TA115, 843 Jared TA123, 1577 Aaron TA113, Roland 100 TA129 1186 Eddie Waileia drain
08/31/2018	843 Gavin, 1577 James, 100 Chazz, 1091 Aaron, Roland, Jason, Kris to Clean Waileia Drain Keith TA to HC&M I 1295 Waileia drain
08/30/2018	1577 Gavin, 100 Chazz, 1091 Aaron, Roland, Kurt Keith TA HC&M I 1295

4/21/22, 3:17 PM https://www.iworq.net/iworq/0_Pages/popupEditPrint.php?sid=NHLSNFB048YDTQ7F7C48FG4H8L100&k=1748&id=9156952&de

08/28/2018 843 Keith, 100 Gradon

08/24/2018 Salter with rental backhoe
Viliami, Kurt 4 hrs

08/24/2018 Gavin, Gradon, Roland, Phillip, Layne
1594/100, 100, 1198

08/23/2018 Cleaned inlet and outlet of drains in Maui Meadows
Also went in to cleaned drain next to 3203 Mapu (discussed with John and Eric)

08/23/2018 Today Crew went out and clean inlet & outlet of drains in Maui Meadows, All man hours done.

08/22/2018 Continue to clean drains in Maui Meadows
Gavin, Kaeo, Phillip, Layne, all day
Jared, Salter on the Vac,
Roland 4 hrs

Employees

Name	Hours	Cost
WAI EO3 - #01	24.00	\$621.36
WAI EO3 - #02	32.00	\$828.48
WAI EO3 - #03	20.00	\$517.80
WAI EO4 - #02	8.00	\$215.04
WAI EO4 - #03	24.00	\$645.12
WAI EO4 - #05	24.00	\$645.12
WAI EO4 - #06	44.00	\$1,182.72
WAI EO4 - #07	8.00	\$215.04
WAI Laborer 2 - #01	24.00	\$476.64
WAI Laborer 2 - #02	4.00	\$79.44
WAI Laborer 2 - #03	8.00	\$158.88
WAI Laborer 2 - #05	6.50	\$129.09
WAI Laborer 2 - #07	20.00	\$397.20
WAI Laborer 2 - #08	24.00	\$476.64
WAI Laborer 2 - #09	40.00	\$794.40
WAI Street Sweeper Oper	8.00	\$207.12
WAI TMO - #01	32.00	\$661.12
WAI TMO - #02	4.00	\$82.64
WAILUKU Equipment Operator 3 PW-0129 T/A	4.00	\$103.56
WAILUKU Equipment Operator 4 PW- 0123 T/A	8.00	\$215.04
WAILUKU Equipment Operator 4 PW-0113 T/A	8.00	\$215.04
WAILUKU Equipment Operator 4 PW-0115 T/A	8.00	\$215.04
WAILUKU HC&M Supervisor 1 - #01	16.00	\$455.52
WAILUKU HC&M Supervisor 1 PW-0117 T/A	8.00	\$227.76
WAILUKU HC&M Supervisor 1 PW-0127 T/A	8.00	\$227.76

Employee Cost: \$9,993.57

Equipment

Name	Amount	Cost
100 Backhoe	80.0	\$3,088.00
100 Trailer	8.0	\$113.20

4/21/22, 3:17 PM

https://www.iworq.net/iworq/0_Pages/popupEditPrint.php?sid=NHLSNFB048YDTQ7F7C48FG4H8L100&k=1748&id=9156952&de

1186 (Vacant)	16.0	\$196.80
1198 Ford Crew Cab	24.0	\$423.60
123 Trailer	8.0	\$150.80
1275 Vac Truck	28.0	\$2,077.60
1295 Ford Ranger	32.0	\$393.60
1574 Vac Truck	8.0	\$593.60
1575 Truck Tractor	8.0	\$422.00
1577 14 Yd Dump	56.0	\$4,356.80
1594 8 Yd Dump Truck	8.0	\$391.20
843 12 yd dump	28.0	\$1,895.60
RENTAL Backhoe	12.0	\$463.20

Equipment Cost: \$16,754.40

Material Cost: \$0.00

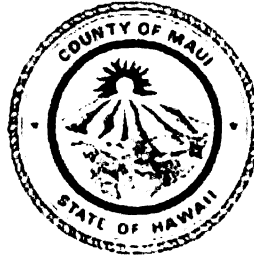
Inventory Cost: \$0.00

Purchase Order Cost: \$0.00

Total Cost: \$26,747.97

Signature:

Date:



Work Order #: 20011

Work Order Date: 08/23/18

Status: 002: Closed

District/Section: Wailuku District

City/Town: Wai South _ Kihei

Nearest St. Address of Problem: Vac Drain at Maui Meadows

Problem Code: 004 Drain - Cleaning

Work Description: Vac Truck

Additional Work Desc./Category:

Work Order Created By : Kevin Kochi

Requestor's Name:

Requestor's Phone #:

Department: --

Customer Name:

Regulatory Tracking: MS4

Customer Address:

Customer Phone #:

Customer Email Address:

Tax Map Key Number:

Notes from Service Request:

Priority: NORMAL (if can, this week)

Incident Report Number:

Highways Job #:

Status:

Notes

08/31/2018	1275 Jared, Kurt to Vac & jet Waileia Drain
08/30/2018	1275 Jared , Layne Helper
08/29/2018	1275 Jared, Kurt to vac Waileia Drain
08/28/2018	1275 Jared, Roland helper Vac Waileia Drain
08/23/2018	Jared, Kaeo vac drains in Maui Meadows 4 hrs of work

Employees

Name	Hours	Cost
WAI EO3 - #03	20.00	\$517.80
WAI Laborer 2 - #02	16.00	\$317.76
WAI Laborer 2 - #07	8.00	\$158.88

Employee Cost: \$1,235.96**Equipment****Name****Amount****Cost**

01576 Vac Truck

32.0

\$2,374.40

Equipment Cost: \$2,374.40**Material Cost: \$0.00****Inventory Cost: \$0.00****Purchase Order Cost: \$0.00****Uploaded Files****Date****File Name****Uploaded by**

09/05/2018

[3901780-IMG_2606.JPG](#)

09/05/2018

[3901776-IMG_2568.JPG](#)

09/05/2018

[3901777-IMG_2603.JPG](#)

09/05/2018

[3901778-IMG_2604.JPG](#)

09/05/2018

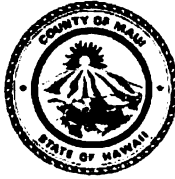
[3901779-IMG_2605.JPG](#)**Total Cost: \$3,610.36****Signature:****Date:**

4/21/22, 3:14 PM

3901776-IMG_2568.JPG (320×180)







Work Order #: 35317

Work Order Date: 12/15/21

Status: 002: Closed

District/Section: South Maui Roads

City/Town: Wai South _ Kihei

Nearest St. Address of Problem: 3288 Waileia (storm debris and pipes in gulley full)

Problem Code: 003 Road - Litter/Debris

Work Description: Storm Clean up

Additional Work Desc./Category: Call-In Complaints

Work Order Created By : Jen McNeff

Requestor's Name: Lily

Requestor's Phone #: 808-875-8871

Department: DPW

Customer Name:

Regulatory Tracking:

Customer Address:

Customer Phone #:

Customer Email Address:

Tax Map Key Number:

Notes from Service Request:

Priority: NORMAL (if can, this week)

Incident Report Number:

Highways Job #: 21-KONA LOW December Storm Response

Status:

Notes

12/30/2021	Complaint done
12/20/2021	Cris Rental Ex, Kevin 1078 2hrs Keith 1575/133 2hrs, haul Ex Ray 4hrs Assist with Hauling
12/16/2021	Keoni 100 8hrs Ryan 1151, Kevin, Lama 8hrs-2hrs OT Anstin 2hrs OT

Employees

Name

WAI EO3 - #01
WAI EO3 - #01 OT
WAI EO4 - #01
WAI EO4 - #02
WAI Laborer 2 - #01
WAI Laborer 2 - #01 OT
WAI Laborer 2 - #02
WAI Laborer 2 - #02 OT
WAI Laborer 2 - #03
WAI Laborer 2 - #03 OT
WAI Laborer 2 - #04
WAI Laborer 2 - #04 OT

Hours

Cost

12.00	\$342.60
.00	\$0.00
2.00	\$59.26
2.00	\$59.26
8.00	\$175.12
2.00	\$65.68
8.00	\$175.12
2.00	\$65.68
8.00	\$175.12
2.00	\$65.68
.00	\$0.00
2.00	\$65.68

Employee Cost: \$1,249.20

Equipment

Name

100 Backhoe
1078 FORD F350 P/U
1151 FORD F350 P/U
133 Tilt Trailer
1575 Truck Tractor

Amount

Cost

8.0	\$347.68
2.0	\$35.82
10.0	\$179.10
2.0	\$38.60
2.0	\$105.96

Equipment Cost: \$707.16

Material Cost: \$0.00

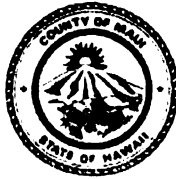
Inventory Cost: \$0.00

Purchase Order Cost: \$0.00

Signature:

Total Cost: \$1,956.36

Date:



Work Order #: 35820

Work Order Date: 01/18/22

Status: 002: Closed

District/Section: South Maui Roads

City/Town: Wai South _ Kihei

Nearest St. Address of Problem: Waileia Culvert

Problem Code: 004 Drain

Work Description:

Additional Work Desc./Category: Clean Up

Work Order Created By : Kris Acang

Requestor's Name:

Requestor's Phone #:

Department: DPW

Customer Name:

Regulatory Tracking:

Customer Address:

Customer Phone #:

Customer Email Address:

Tax Map Key Number:

Notes from Service Request:

Priority: NORMAL (if can, this week)

Incident Report Number:

Highways Job #: 21-KONA LOW December Storm Response

Status:

Notes

01/28/2022 100 Keoni 5 hrs., (1042 Ricky 1 load, 1574 Bryce 1 load 6 hrs.), (1151 Brandyn, Randy, Ryan, Anstin 8 hrs.)
 01/28/2022 (1574 Ricky 1 load. 8 hrs.), (1151 Anstin, Randy, Jason.7 hrs.), Ryan 2.5 hrs.
 01/26/2022 1574 Bryce 2 loads, 937 Ricky 1 load, 1151 Anstin, Randy, Jason, Ryan. 8 hrs.
 01/25/2022 1574 Bryce 2 loads, 937 Ricky 1 load, 100 Keoni, 1151 Anstin, Randy, Jason, 1198 Ryan, Jachin. 8 hrs.
 01/24/2022 (1574 Roland 1 load, 1151 Anstin, Jason. 8 hrs.), (1577 Ricky)
 01/21/2022 1275 Keoni 1 load, 1151 Ryan, Anstin, Jason B. 8 hrs. 1574 Bryce 1 load,, Ricky. 5.5 hrs.
 01/20/2022 Keoni 1275 (1 load)
 Jared 100
 Ryan 1198, Anstin, Jason 8hrs
 01/19/2022 Keoni 1275 (1 load)
 Jared 100
 ryan 1198, Anstin 8hrs
 01/18/2022 Salter 1134/133 Rental Ex
 Ryan 1091, Anstin 8hrs

Employees

Name

	Hours	Cost
WAI EO3 - #01	37.00	\$1,056.35
WAI EO3 - #02	.00	\$0.00
WAI EO4 - #01	62.00	\$1,837.06
WAI EO4 - #02	30.50	\$903.72
WAI EO4 - #03	5.50	\$162.97
WAI Laborer 2 - #01	71.00	\$1,554.19
WAI Laborer 2 - #02	71.00	\$1,554.19
WAI Laborer 2 - #03	47.00	\$1,028.83
WAI Laborer 2 - #04	24.00	\$525.36
WAI Laborer 2 - #05	10.50	\$229.85

Employee Cost: \$8,852.52

Equipment

Name

	Amount	Cost
100 Backhoe	13.0	\$564.98
1042 Water Truck	6.0	\$339.42
1091 Ford Crew Cab	0.0	\$0.00
1134 Truck Tractor	0.0	\$0.00

1151 FORD F350 P/U	32.0	\$573.12
1198 Ford Crew Cab	8.0	\$143.28
1275 Vac Truck	0.0	\$0.00
133 Tilt Trailer	0.0	\$0.00
1574 Vac Truck	30.0	\$2,301.60
1577 14 Yd Dump	3.0	\$274.95
937 WATER TANKER	16.0	\$905.12

Equipment Cost: \$5,102.47

Material Cost: \$0.00

Inventory Cost: \$0.00

Purchase Order Cost: \$0.00

Total Cost: \$13,954.98

Signature:

Date:

Event of 12/5/2021 at 3274 Waileia Pl, Kihei, HI 96753

On the night of 12/5/21 there was flooding that incurred damaging my property when the drainage gulch adjacent was blocked up from debris and overflowed on to my property from the driveway and road. Normally the gulch handles flash floods without flooding, but because the culverts were blocked the flooding came up over the road and down onto my property.



These are pictures above of the flooding.



This is the downstream culverts adjacent to my property



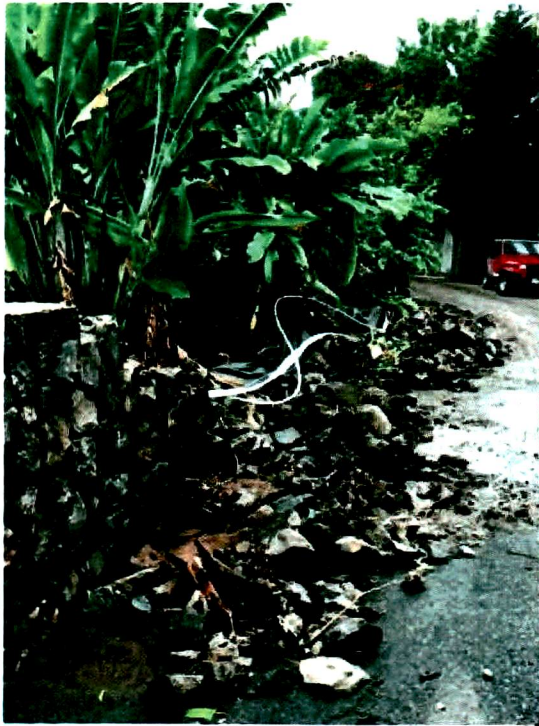
This is the upstream culvert which nearly complete obstructed on the opposite side of the road.

Due to the flooding that resulted from the blocked culverts in this drainage ditch, my property sustained substantial damage. The driveway and parking lot were completely destroyed, landscape, irrigation, porch support piers, washer and dryer were damaged. I have been

working at making repairs to the property which includes fixing the driveway, parking lot, irrigation, and porch foundation and replacing the washer/dryer. Invoices will be included for repairs. Additionally, there was a rock wall that blew out that I currently do not have the resources to repair. I will attach the quotes for the rock wall repair.







Total expenses paid for repair to driveway/parking lot/property
17,913.55

3 Quotes included for repair of rock wall.

18583.33. average of the 3

Total claim

36,496.88

If there are any questions, please contact me.

David Williams

808 269-9546

gratefullydave@yahoo.com

Below, are pictures of condition that it was in prior to the damage.









LOWE'S HOME CENTERS, LLC
214 MO'KELE STREET
KAILUA HI 96732 (808) 872-1920

SALE -

SALES: 12/4RS2 170346 TRANS: 18968231 12/08/21

70" 2" 549.00

UP 7.0 FT ELEC DRYER U

649.00 DISCOUNT EACH -100.00

*MINIMUM RETAIL PRICE APPLIED TO THIS ITEM

670039 UED4815EU 549.0

UP 7.0 FT ELEC DRYER U

649.00 DISCOUNT EACH -100.00

MINIMUM RETAIL PRICE APPLIED TO THIS ITEM

246995 98506 32.98

2-FT 6-PI SS WH FILL HOSE

146708 UTD1003 19.78

3-WIRE D-

INVOICE 1,150.76

SUBTOTAL: 1,150.76

47.94

BALANCE 1,198.70

VISA 1,198.70

DISCOUNT: 200.00

AX5278 AMOUNT: 12/08/21 AUTHCD:008905

REF ID:327918083287 12/08/21 08:31:23

STORE: 3279 TERMINAL: 19 12/08/21 08:33:38

OF ITEMS PURCHASED: 4

EXCLUDES FEES, SERVICES AND SPECIAL ORDER ITEMS



THANK YOU FOR SHOPPING LOWE'S.

FOR DETAILS ON OUR RETURN POLICY, VISIT

LOWES.COM/RETURNS

A WRITTEN COPY OF THE RETURN POLICY IS AVAILABLE

AT OUR CUSTOMER SERVICE DESK

STORE MANAGER: NOW HIRING - JUSTIN DRAKE

LOWE'S PRICE PROMISE

FOR MORE DETAILS, VISIT LOWES.COM/PROMISE

SHARE YOUR LOVE
ENTER FOR A CHANCE TO BE
ONE OF FIVE \$500 WINNERS DRAWN MONTHLY
ENTRE EN EL SORTEO MENSUAL
PARA SER UNO DE LOS CINCO GANADORES DE \$500
ENTER BY COMPLETING A SHARE YOUR LOVE CARD
WITHIN ONE WEEK AT: LOWES.COM/SHAREYOURLOVE

David Meredith
3430 ARAHA dr
Kihei HI 96753

808-446-0342

Contractors Invoice

WORK PERFORMED AT:

TO:

Dave Williams
3274 Wailele Place
Kihei HI 96753

DATE

YOUR WORK ORDER NO.

OUR BID NO.

DESCRIPTION OF WORK PERFORMED

Flood Clean up

Removal of debris and mud thought property
Pressure washing: All decks & staircase
Purchased, Picked up Washer & Dryer, installed &
Removed old washer dryer
Rubber Tree removal, and pour concrete

Materials	\$400 ⁰⁰
Labor	\$2,760 ⁰⁰
	<u>\$3,160⁰⁰</u>

Pd
DM
12/22/21.

All Material is guaranteed to be as specified, and the above work was performed in accordance with the drawings and specifications provided for the above work and was completed in a substantial workmanlike manner for the agreed sum of _____

Dollars (\$ _____).

This is a ☐ Partial ☐ Full invoice due and payable by: _____

in accordance with our ☐ Agreement ☐ Proposal

No. _____ Dated _____

1300.00 UTB
1400.00 Trucking

~~Robert~~

1600.00

Robert

500.00

Roller

900.00

mobile

~~Robert~~

900.00 ~~Robert~~

Labor extra guys set concrete, trees - saw

1500.00

excavator trees

1250.00

Rootballs haul out/Dispose

1000.00

4 loads dirt haul in for Bank/tree holes

10,850.00

4.16 444.85

\$11,294.85

receiver

Posterior/Posterior
receiver

To: Lauren Pieter

2890 Iolani St. Pukalani
HI. 96768

Mortar Rock wall

60' Long

5' Tall

12" wide

Footer 16" Deep X 26" wide

Compaction of Footer

Tie in to existing wall

#4 Rebar 2' o.c., continues through

Footer and wall, Bond Beam every 12"

Have away Remove old wall rubble

\$15,000.00 plus Tax

proposal does not include any
potential Rock Hammering in Footer
can always build over Rocks in Footer

Laufen Pieter excavation

David Meredith
3430 Kilauea Dr
Kilauea HI 96753

808-446-0342

Contractors Invoice

WORK PERFORMED AT:

TO: Dave Williams
3274 Wileia Pl
Kilauea HI 96753

DATE

YOUR WORK ORDER NO.

OUR BID NO.

DESCRIPTION OF WORK PERFORMED

Rock wall Repair

Removal of debris, Rock, mud, & concrete	\$1,800.00
70' x 5' Rock wall	\$12,250.00
Excavation & Hauling	\$4,500.00
Materials: Rock, concrete, Rebar	\$4,700.00
Total	\$23,250.00

All Material is guaranteed to be as specified, and the above work was performed in accordance with the drawings and specifications provided for the above work and was completed in a substantial workmanlike manner for the agreed sum of _____ Dollars (\$_____).

This is a ☐ Partial ☐ Full invoice due and payable by: _____

in accordance with our ☐ Agreement ☐ Proposal No. _____ Dated _____



John Mullen & Company

677 Ala Moana Blvd. Suite #910, Honolulu, HI 96813
Main Office: (808) 531-9733 | Fax: (808) 531-0053

Insured: County of Maui-David Williams
Property: 3274 Waileia Pl
Kihei, HI 96753

Estimator: John Mullen

Claim Number: 4076201

Policy Number:

Type of Loss: Water Damage

Date Contacted: 1/15/2022 12:00 AM

Date of Loss: 12/5/2021 12:00 AM

Date Inspected: 8/1/2022 12:00 AM

Date Received: 1/15/2022 12:00 AM

Date Entered: 8/6/2022 4:01 PM

Price List: HIWA8X_JUN22

Restoration/Service/Remodel

Estimate: 4076201

This is an estimate only and is intended to be a guide in the review of the insurance claim. We reserve the right to make adjustments to this estimate as additional information becomes available. This estimate reflects the actual cash value of the repairs. The actual cash value reflects a deduction for depreciation based on the age and condition of the items being replaced.. If your policy provides Replacement Cost coverage, this coverage provides payment of the actual, necessary costs of making repairs to your property without any deduction for depreciation. Before replacement benefits may be claimed, your policy requires that repairs be completed, or that an agreed price is reached with your contractor. The additional amount which may be claimed is limited to the smaller of the amount of depreciation or that portion of the depreciation actually spent for repairs. This is not an authorization to repair. This is not an interpretation of what is covered. Only your insurance company can make that decision.

"FOR YOUR PROTECTION, HAWAII LAW REQUIRES YOU TO BE INFORMED THAT PRESENTING A FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT IS A CRIME PUNISHABLE BY FINES OR IMPRISONMENT, OR BOTH." HI STAT. Â§431:10C-307.7



John Mullen & Company

677 Ala Moana Blvd. Suite #910, Honolulu, HI 96813
Main Office: (808) 531-9733 | Fax: (808) 531-0053

4076201

Main Level



Exterior Damages

Height: 8'

384.00 SF Walls	144.00 SF Ceiling
528.00 SF Walls & Ceiling	144.00 SF Floor
16.00 SY Flooring	48.00 LF Floor Perimeter
48.00 LF Ceil. Perimeter	

	QUANTITY	UNIT	TAX	RCV	AGE/LIFE	COND.	DEP %	DEPREC.	ACV
1. Estimated Intial Clean-Up (Meredith) - Labor*									
	1.00 EA	2,760.00	0.00	2,760.00	0/NA	Avg.	0%	(0.00)	2,760.00
2. Estimated Intial Clean-Up (Meredith) - Materials*									
	1.00 EA	400.00	0.00	400.00	0/NA	Avg.	20% [%]	<80.00>	320.00
3. Estimated Driveway Repairs - Labor*									
	1.00 EA	7,906.50	0.00	7,906.50	0/NA	Avg.	0%	(0.00)	7,906.50
4. Estimated Driveway Repairs - Material*									
	1.00 EA	3,388.50	0.00	3,388.50	30/NA	Avg.	33% [%]	<1,118.21>	2,270.29
5. Estimated Rockwall Repairs-Labor*									
	1.00 EA	10,972.50	0.00	10,972.50	0/NA	Avg.	0%	(0.00)	10,972.50
Based on average cost for all estimates submitted									
6. Estimated Rockwall Repairs-Materials*									
	1.00 EA	4,762.50	0.00	4,762.50	0/NA	Avg.	20% [%]	<952.50>	3,810.00
Based on average cost for all estimates submitted									
Totals: Exterior Damages			0.00	30,190.00				2,150.71	28,039.29
Total: Main Level			0.00	30,190.00				2,150.71	28,039.29
Line Item Totals: 4076201			0.00	30,190.00				2,150.71	28,039.29

[%] - Indicates that depreciate by percent was used for this item

[M] - Indicates that the depreciation percentage was limited by the maximum allowable depreciation for this item



John Mullen & Company

677 Ala Moana Blvd. Suite #910, Honolulu, HI 96813
Main Office: (808) 531-9733 | Fax: (808) 531-0053

Grand Total Areas:

384.00	SF Walls	144.00	SF Ceiling	528.00	SF Walls and Ceiling
144.00	SF Floor	16.00	SY Flooring	48.00	LF Floor Perimeter
0.00	SF Long Wall	0.00	SF Short Wall	48.00	LF Ceil. Perimeter
144.00	Floor Area	160.44	Total Area	384.00	Interior Wall Area
456.00	Exterior Wall Area	50.67	Exterior Perimeter of Walls		
0.00	Surface Area	0.00	Number of Squares	0.00	Total Perimeter Length
0.00	Total Ridge Length	0.00	Total Hip Length		



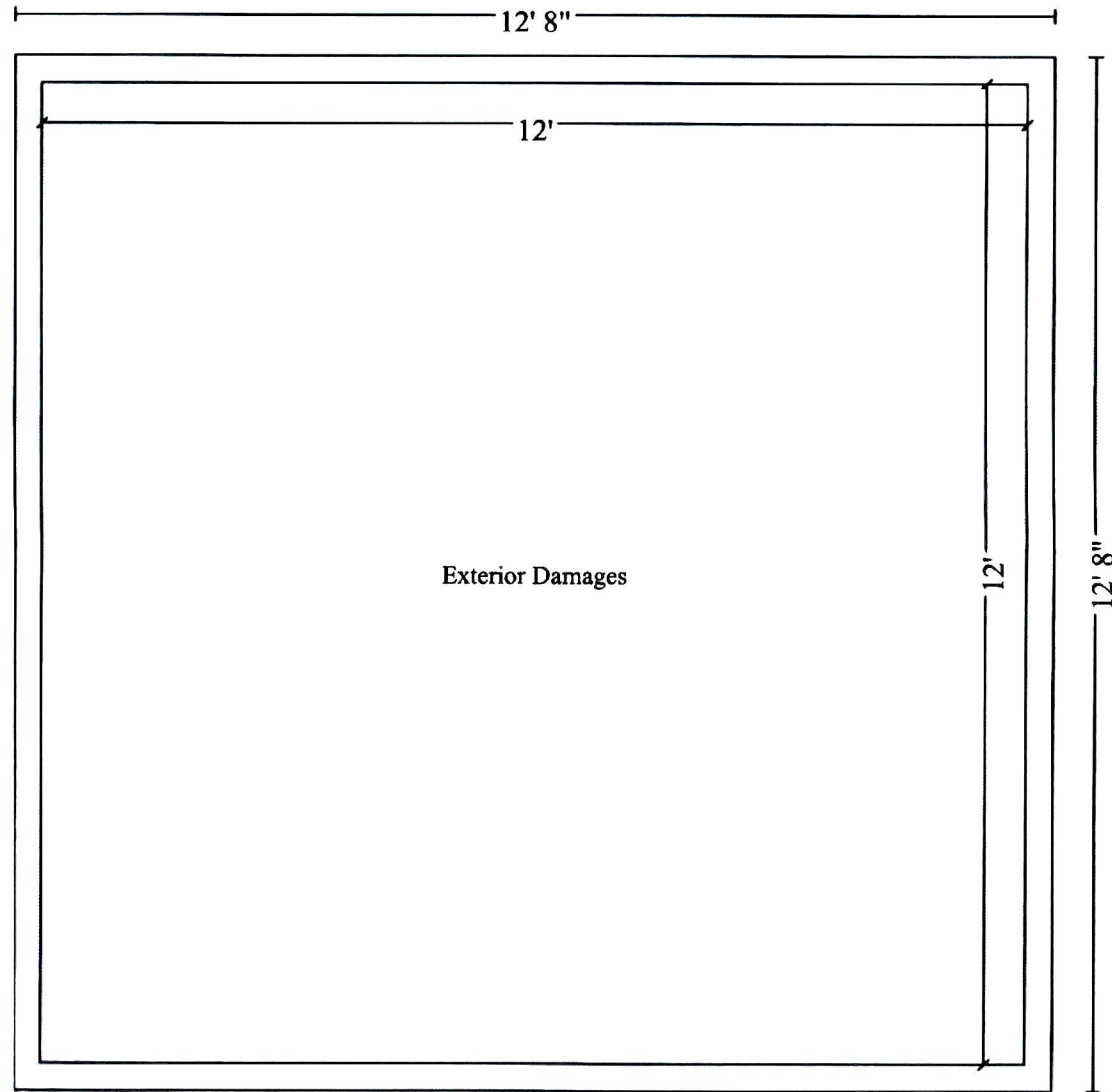
John Mullen & Company

677 Ala Moana Blvd. Suite #910, Honolulu, HI 96813
Main Office: (808) 531-9733 | Fax: (808) 531-0053

Summary for Dwelling

Line Item Total	30,190.00
Replacement Cost Value	\$30,190.00
Less Non-recoverable Depreciation	<2,150.71>
Actual Cash Value	\$28,039.29
Net Claim	\$28,039.29

John Mullen



Main Level

PROPERTY DAMAGE RELEASE

KNOW ALL MEN BY THESE PRESENTS

That the Undersigned, being of lawful age, for sole consideration of TWENTY-NINE THOUSAND FORTY-SIX AND 04/100 DOLLARS (\$29,046 04), to be paid to David Williams, do/does hereby and for my/our/its heirs, executors, administrators, successors and assigns release, acquit and forever discharge County of Maui, and his, her, their or its agents, servants, successors, heirs, executors, administrators and all other persons, firms, corporations, associations or partnerships of and from any and all claims, actions, causes of action, demands, rights, damages, costs, loss of service, expenses and compensation whatsoever, which the undersigned now has/have or which may hereafter accrue on account of, or in any way growing out of, any and all known and unknown, foreseen and unforeseen property damage and the consequences thereof resulting or to result from the occurrence on or about the 5th day of December, 2021, at or near 3274 Wailea Place, Kihei, Hawaii 96753.

It is understood and agreed that this settlement is the compromise of a doubtful and disputed claim, and that the payment made is not to be construed as an admission of liability on the part of the party or parties hereby released, and that said releasees deny liability therefor and intend merely to avoid litigation and buy their peace.

The undersigned further declare(s) and represent(s) that no promise, inducement or agreement not herein expressed has been made to the undersigned, and that this Release contains the entire agreement between the parties hereto, and that the terms of this Release are contractual and not a mere recital.

FOR YOUR PROTECTION, HAWAII LAW REQUIRES YOU TO BE INFORMED THAT PRESENTING A FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT IS A CRIME PUNISHABLE BY FINES OR IMPRISONMENT, OR BOTH.

THE UNDERSIGNED HAS READ THE FOREGOING RELEASE AND FULLY UNDERSTANDS IT

Signed, sealed and delivered this 15 day of December, 2023.

CAUTION: READ BEFORE SIGNING BELOW

David Williams

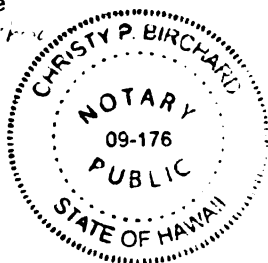
NOTARY: State of Hawaii County of Maui SS

On this 15 day of December, 2023 before me appeared David Williams

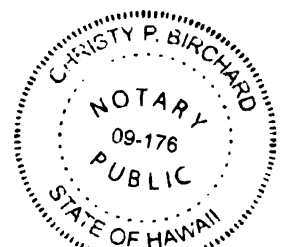
who is known to be the person(s) named herein and who voluntarily executed this release

Notary Signature

Date Commission Expires



Doc. Date: 12/13/2023 # Pages: 1
Notary Name: Christy P. Birchard 2nd Circuit
Doc. Description: Property Damage Release (stamp or seal)
Notary Signature: [Signature] Date: 12/13/2023



"Received by JMCO 02/21/2023"