

LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

STATE OF HAWAII

LIONEL N. LIMA, JR.,)	CASE NO.: AB 2017-326(T)(S)
)	DCD No.: 2-03-08023
Claimant-Appellant,)	
)	
vs.)	D/A: December 18, 2002
)	
SAFETY NATIONAL-WORK COMP)	
HI/WAILUNA RECREATION)	
ASSOCIATION,)	
)	
Employer-Appellee,)	
)	
and)	
)	
ACCLAMATION INSURANCE)	
MANAGEMENT SERVICES,)	
)	
Third-Party)	
Administrator-Appellee.)	
)	

May 14 2025, 12:12 pm

FILED akw

Labor and Industrial Relations
Appeals Board

ORDER GRANTING EXTENSION OF ABEYANCE

On January 27, 2025, the Labor and Industrial Relations Appeals Board issued an Order Holding Case in Abeyance; Order Denying Employer's Motion; and Notice of Intention to Dismiss. In relevant part, the Board ordered that the above-referenced appeal would be held in abeyance until May 27, 2025, pending the Board's receipt of a written appearance by a court-appointed personal representative or special administrator of Claimant LIONEL N. LIMA, JR.'s estate.

On May 13, 2025, Barbara Ann Delizo-Lima ("Ms. Delizo-Lima") filed a letter with the Board, requesting a 4-month extension of the May 27,

2025 deadline. Ms. Delizo-Lima explained that she possesses little understanding of the probate process, has acquired legal counsel to assist her with this process, and is working diligently to obtain approval and confirmation to be the court-appointed personal representative or special administrator of Claimant's estate. The Board finds that Ms. Delizo-Lima has demonstrated good cause for the requested extension.

Accordingly,

IT IS HEREBY ORDERED that Ms. Delizo-Lima's May 13, 2025 request for an extension of the May 27, 2025 deadline referenced herein is GRANTED.

IT IS FURTHER HEREBY ORDERED that the Board's January 27, 2025 order is amended as follows:

IT IS HEREBY ORDERED that the above-captioned appeal be held in abeyance until **Wednesday, October 1, 2025**, pending the Board's receipt of a written appearance by a court-appointed personal representative or special administrator of Claimant's estate. Such appearance is to be made on or before **Wednesday, October 1, 2025**. Extensions by the Board may be granted upon good cause shown or at the discretion of the Board.

If the Board does not receive any of the above-referenced, written appearances on or before **Wednesday, October 1, 2025** and no extension of this deadline is granted by the Board, IT IS HEREBY ORDERED that **Employer SAFETY NATIONAL-WORK COMP HI/WAILUNA RECREATION ASSOCIATION** will have until **Wednesday, October 22, 2025** to confirm, in

writing, whether or not a special administrator or personal representative of Claimant's estate was appointed on or before Wednesday, October 1, 2025, and:

1. If a special administrator or personal representative of Claimant's estate was not appointed on or before October 1, 2025 Employer shall file a declaration with the Board that confirms this, on or before **Wednesday, October 22, 2025**.
2. If a special administrator or personal representative of Claimant's estate has been appointed, Employer shall, on or before **Wednesday, October 22, 2025**:
 - a. Provide the special administrator or personal representative with written notice of the appeal herein, any and all Pretrial Orders pertaining to this appeal, and this Order Holding Case in Abeyance;
 - b. Give notice to the special administrator or personal representative that, on or before **November 3, 2025**, the special administrator or personal representative must enter an appearance in this appeal and indicate whether the estate plans to continue the appeal with a substitute party or the appeal will be dismissed; and
 - c. File a declaration with this Board that confirms compliance with this order and includes the identity and contact information of the special administrator or personal representative of Claimant's estate.

YOU ARE HEREBY NOTIFIED that this appeal may be dismissed after **Wednesday, October 1, 2025**, unless an appearance is made by either a court-appointed personal representative of Claimant's estate or a special administrator of Claimant's estate. Extensions by the Board may be granted upon good cause shown or at the discretion of the Board.

Dated: Honolulu, Hawai'i,

May 14 2025



DAMIEN A. ELEFANTE, Chair



MARIE C.L. LADERTA, Member



HARRY YEE, Member

Lionel N. Lima, Jr. v. Safety National-Work Comp HI/ Wailuna Recreation Association, et al.; AB 2017-326(T)(S); Order Granting Extension of Abeyance

Lionel N. Lima, Jr., Deceased (LIRAB website)
Claimant-Appellant

Barbara Ann Delizo-Lima (courtesy copy)

Katharine M. Nohr, Esq.
For Employer/Third-Party
Administrator-Appellee

A certified copy of the foregoing was served upon the above-captioned parties or their legal representatives on the date of filing noted above.

May 14 2025

This order was mailed on: _____

LABOR APPEALS BOARD - 830 PUNCHBOWL ST, RM 404, HONOLULU, HI 96813 - (808)586-8600

If you need a language interpreter or if you need an auxiliary aid/service or other accommodation due to a disability, please contact the Board at (808) 586-8600 and/or dlir.appealsboard@hawaii.gov as soon as possible, preferably at least ten (10) business days prior to your hearing or conference date. Requests made as early as possible have a greater likelihood of being fulfilled. If a request is received after the reply date, the Board will try to obtain the interpreter, auxiliary aid/service, or accommodation, but the Board cannot guarantee that the request will be fulfilled.

Upon request, this notice is available in alternate/accessible formats such as large print, Braille, or electronic copy.

Equal Opportunity Employer/Program
Auxiliary aids and services are available
upon request to individuals with disabilities.
TDD/TTY Dial 711 then ask for (808) 586-8600

Lionel N. Lima, Jr. v. Safety National-Work Comp HI/ Wailuna Recreation Association, et al.; AB 2017-326(T)(S); Order Granting Extension of Abeyance

This certifies that the foregoing is a
full, true, and correct copy of the
original on file in this office.

/s/ *A. Watanabe* for LIRAB