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LABOR & INDUSTRIAL RELATIONS APPEALS BOARD

KE'ELIKOLANI BUILDING
830 PUNCHBOWL STREET, ROOM 404
HONOLULU, HAWAII 96813
(808) 586-8600
www.labor.hawaii.gov/lirab

December 31, 2025

VIA EMAIL, ONLY

Email: fabianmendoza8@icloud.com

Mr. Fabian Mendoza
1223 Ballista Avenue
La Puente, California 91744

Re: *Fabius Mendoza v. HBM Acquisitions, LLC*, et al., Case No. AB 2023-123(M) (7-18-01186)

Dear Mr. Fabian Mendoza:

This is to acknowledge receipt of your email, dated December 31, 2025 which reads as follows:

-----Original Message-----

From: fabianmendoza8@icloud.com <fabianmendoza8@icloud.com>

Sent: Wednesday, December 31, 2025 10:59 AM

To: DLIR AppealsBoard <dlir.appealsboard@hawaii.gov>

Subject: [EXTERNAL] Appeal

Sent from my iPhone

Please grant my appeal. Send me any and/or all information required to appeal to a higher appeals court if necessary.
Thank you.

E: fabianmendoza8@icloud.com

We are responding to your email, as a courtesy to you, although the Board's June 14, 2024 Administrative Order specifically states that the Board "will not consider, print, or file the text of an email sent to dlir.appealsboard@hawaii.gov." (Emphasis added.) For your future reference, the Board will accept documents transmitted to the Board at its email address, if that document is sent as an email attachment. You are encouraged to review and adhere to the Board's June 14, 2024 Administrative Order when communicating with the Board. A copy of the Board's order may be found on its website: <https://labor.hawaii.gov/lirab/files/2024/06/06-14-24-Administrative-Order-2024-02->

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.

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[CERTIFIED.pdf](#).

With respect to your request to “grant [your] appeal,” please refer to the Board’s December 30, 2025 *Order Holding Case in Abeyance and Notice of Intention to Dismiss Appeal Filed by Fabian Mendoza*, a courtesy copy of which was provided to you via email and U.S. Mail. In relevant part, it was explained that following your August 30, 2023 appeal of the Director’s August 16, 2023 Decision Supplemental to Award Dated 12/6/2018 (“Decision”), the Board issued an *Order to Show Cause* on November 2, 2023 (a copy of which was served upon you) which questioned the legality of your appeal because it appeared that you lack the legal authority or standing to appeal the Director’s Decision. You were given an opportunity to demonstrate that you do have the appropriate legal standing and/or authority at a hearing that was scheduled before the Board on November 30, 2023. However, you did not appear for this hearing, and you did not respond to the Board’s *Order to Show Cause*.

You have been given another opportunity to demonstrate that you possess the appropriate legal authority and/or standing to appeal the Director’s August 16, 2023 Decision by way of the terms of the Board’s December 30, 2025 *Order Holding Case in Abeyance and Notice of Intention to Dismiss Appeal Filed by Fabian Mendoza*. In relevant part, the Board placed this matter in abeyance to allow time for the court-appointed personal representative or special administrator of the Estate of FABIUS MENDOZA to make an appearance in this case and to substitute in as Claimant FABIUS MENDOZA. To be clear, just because you may be the twin brother of Claimant FABIUS MENDOZA or because you claim to be a “dependent” of Claimant FABIUS MENDOZA, you do not necessarily possess the legal authority to substitute in as a party to this case. Thus, if you are the court-appointed personal representative or special administrator of the Estate of FABIUS MENDOZA, please provide our office with a copy of the Letters of Administration filed by the Circuit Court of the State of Hawaii, confirming this.

The Board’s December 30, 2025 *Order Holding Case in Abeyance and Notice of Intention to Dismiss Appeal Filed by Fabian Mendoza* also notes that the record does not reflect that you filed a WC-5A Dependents’ Claim for Workers’ Compensation Benefits, even though the Disability Compensation Division provided you with this form on September 7, 2023.

That being said, you have requested “information required to appeal to a higher appeals court if necessary.” We cannot provide you with legal advice as to the “necessity” of an appeal to a “higher court.” However, for your ease of reference, we refer you to our website, <https://labor.hawaii.gov/lirab/>, where you will find resources such as hyperlinks to HRS Chapter 386, the Board Rules of Practice and Procedure, and forms (including a form to appeal to the Intermediate Court of Appeals of the State of Hawaii).

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In closing, you are also informed that should you submit further documents to this Board in this case, you must provide a copy of the same to all parties to the above-referenced case, including Employer/Insurance Carrier and the Special Compensation Fund. The contact information for their respective attorneys may be found on the *Certificate of Service*, filed December 30, 2025, a courtesy copy of which was provided to you.

Thank you for your kind attention to the foregoing.

Very truly yours,

A handwritten signature in black ink that reads "Damien A. Elefante". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Damien A. Elefante
Chair

cc: LIRAB Website
Shawn L.M. Benton, Esq. (via email, only: sbenton@cwlfirm.com)
Li-Ann Yamashiro, Esq. (via email, only: li-ann.yamashiro@hawaii.gov)