

LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

STATE OF HAWAII

KENNETH W. MCHENRY,)	CASE NO. AB 92-028(WH)
)	DCD No.: 9-89-01972
Claimant-Appellee,)	9-91-00794
Deceased,)	
)	D/A: August 30, 1987
vs.)	March 6, 1989
)	
KAISER PERMANENTE DBA HAWAII)	
PERMANENTE MEDICAL GROUP,)	May 29 2026, 3:37 pm
)	FILED _{akw}
Employer-Appellant,)	Labor and Industrial Relations
Self-Insured.)	Appeals Board
)	
)	
)	
)	

ORDER REGARDING PROCEEDINGS ON APPEAL

This workers' compensation case is before the Labor and Industrial Relations Appeals Board on appeal by Employer, Self-Insured KAISER PERMANENTE DBA HAWAII PERMANENTE MEDICAL GROUP from the Decision of the Director of Labor and Industrial Relations dated December 19, 1991.

Claimant KENNETH W. MCHENRY passed away on September 18, 2020.

On November 6, 2025, the Board issued an Order Holding Case in Abeyance. The Order Holding Case in Abeyance ordered that this appeal be held in abeyance until May 5, 2026, pending the Board's receipt of a written appearance by a court-appointed personal representative or special

administrator of Claimant's Estate. The order stated that the deadline for the Board's receipt of this written appearance is May 5, 2026.

On May 26, 2026, pursuant to the Board's November 6, 2025 order, Employer submitted the Declaration of Kenneth T. Goya, confirming that a personal representative or special administrator of Claimant's Estate was not appointed on or before May 5, 2026.

IT IS HEREBY ORDERED THAT:

1. The Board's abeyance of the above-referenced case is lifted;
and
2. In the absence of a withdrawal of appeal, herein, submitted and filed by Employer and an order dismissing Employer's appeal, herein, and for so long as there exists no court-appointed personal representative or special administrator of Claimant's Estate, Employer shall be responsible for providing appropriate and timely publication/notice of its pleadings, correspondence, documents, and/or materials filed with the Board, as may be required by law.

Dated: Honolulu, Hawai'i,

May 29 2026



DAMIEN A. ELEFANTE, Chair

EXCUSED

MARIE C.L. LADERTA, Member



HARRY YEE, Member

Kenneth W. McHenry v. Kaiser Permanente dba Hawaii Permanente Medical Group, et al.; AB 92-028(WH); Order Regarding Proceedings on Appeal

A digital copy of the Board's Order Regarding Proceedings on Appeal was also posted on the Board's website and will remain on the Board's website for at least 180 days from the date of filing.

Kenneth T. Goya, Esq.
For Employer/Insurance
Carrier-Appellant

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

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

Kenneth W. McHenry v. Kaiser Permanente dba Hawaii Permanente Medical Group, et al.; AB 92-028(WH); Order Regarding Proceedings on Appeal

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