

LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

STATE OF HAWAII

FABIUS MENDOZA,)	CASE NO.: AB 2023-123(M)
)	DCD No.: 7-18-01186
Claimant-Appellee,)	
Deceased,)	
)	D/A: July 23, 2018
vs.)	
)	
HBM ACQUISITIONS, LLC,)	
)	
Employer-Appellant,)	
)	
and)	May 29 2026, 1:16 pm
)	FILED SM
ISLAND INSURANCE COMPANY,)	Labor and Industrial Relations
LTD.,)	Appeals Board
)	
Insurance Carrier-)	
Appellant,)	
)	
and)	
)	
SPECIAL COMPENSATION FUND,)	
)	
Appellee.)	

NOTICE OF INITIAL CONFERENCE AND TRIAL

I. INITIAL CONFERENCE

The Labor and Industrial Relations Appeals Board will hold an initial conference in the above-entitled case on July 15, 2026 at 10:00 a.m., Hawai'i Standard Time, or as soon thereafter as the parties may be accommodated, via **interactive conference technology**.

Contact the Board immediately if you do not receive the calendar invitation within one week of the date of this notice.

If the emailed calendar invitation with a hyperlink to the event is unavailable or unsuccessful, call (808) 829-4853 and enter conference ID number 169 320 915#, on the date and at the time of the conference.

The conference will be held to simplify the issues, establish deadlines, and set a date and time for trial, as well as discuss disposition of the administrative file and any other matters which may aid in the orderly resolution of the appeal.

Pursuant to § 12-47-21 of the Hawai'i Administrative Rules, Board Rules of Practice and Procedure ("LAB Rules), each party is to submit an initial conference statement no later than three (3) business days prior to the initial conference. (A sample format is available online at <https://labor.hawaii.gov/lirab/files/2012/11/LIRAB-1-Initial-Conference-Statement4.pdf>).

The entire file, as received from the Director, will be admitted into evidence unless a party files written objections for the Board's consideration. Any such submission must be filed no later than three business days after the initial conference and expressly identify the specific document(s) and the legal objection(s) thereto.

II. TRIAL

The Board will hold a trial, **in-person**, in the above-entitled appeal on February 10, 2027 at 9:00 a.m., Hawai'i Standard Time, or as soon thereafter as the parties may be heard, at the Board's office located at 830 Punchbowl Street, Room 404, Honolulu, Hawai'i 96813.

Material filed with the Board by the applicable deadlines will be admitted into evidence, unless stricken from the record, and may be referenced as exhibits.

At trial, any admitted evidence may be identified and used as a trial exhibit or exhibits.

If the parties agree to exchange exhibit lists identifying exhibits that they will use at trial, these disclosures shall not be filed with the Board.

Any party who desires to utilize interactive conference technology for trial must present their request via a motion that comports with § 12-47-32, LAB Rules.

III. INTERACTIVE CONFERENCE TECHNOLOGY: CONFERENCES AND MOTION HEARINGS

Unless requested by a party and noticed by the Board, any and all conferences and motion hearings in the above-referenced matter will be held by **interactive conference technology**. Refer to the Board's January 30, 2024 Administrative Order 2024-01 for information about in-person appearances and the use of interactive conference technology. (See <https://labor.hawaii.gov/lirab/files/2024/03/Admin-Order-2024-01-filed-Jan-30-2024.pdf>.)

For each remote proceeding, the Board will email a calendar invitation with a hyperlink to the Microsoft Teams meeting, to the following at the emails noted:

- a. To Shawn L.M. Benton at sbenton@cwlfirm.com; and
- b. To Li-Ann Yamashiro at li-ann.yamashiro@hawaii.gov.

Contact the Board immediately if any of the foregoing emails is incorrect.

Any party who has not provided the Board with an email address will be conventionally served a copy of this notice. If you wish to receive an emailed calendar invitation, you must provide the Board with your email address at least two business days before the conference or motion hearing.

To ensure the privacy and propriety of the conference(s) and/or motion hearing(s), do not share or forward any electronic meeting invitations, conference telephone number, and/or conference ID numbers.

If attendance by additional participants (such as witnesses) is necessary, please provide the Board with the email address(es) of the additional participants at least two (2) business days before the conference or motion hearing.

On the date and time of the conference or motion hearing, the Board will not initiate contact with the parties. Parties are expected to either:

1. Use the appropriate hyperlink that was previously provided; or
2. Call into the conference, hearing, or trial by using the appropriate conference telephone number and conference ID number.

IV. REQUEST FOR IN-PERSON APPEARANCES AT CONFERENCES AND MOTION HEARINGS

Any person who desires to be present (i.e., in-person) at the Board's office for the purpose of participating in motion hearing(s) and/or conference(s) must notify the Board of their desire to appear in-person.

Notification may be made orally by calling the Board at (808) 586-8600 or in writing. The Board prefers that the person wishing to appear in-person for the purpose of participating in a conference or motion hearing notify the Board at least 3 business days before the conference or motion hearing date of their desire to appear in-person. Notifications provided as early as

possible have a greater likelihood of being fulfilled. If a notification is received less than 3 business days before the conference or motion hearing date, the Board will work diligently to accommodate the in-person appearance, but the Board cannot guarantee that the desire for an in-person appearance will be fulfilled in time for the scheduled event.

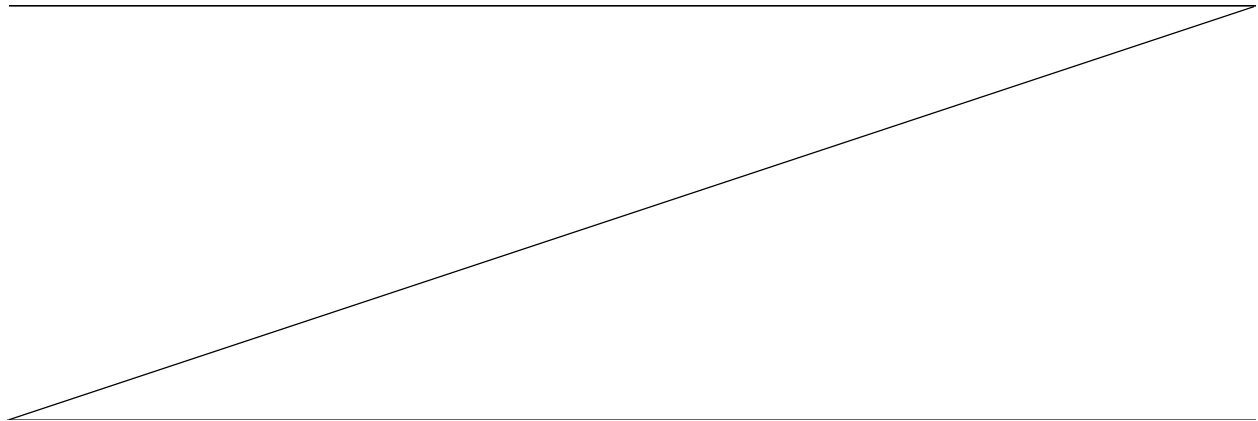
The Board's notice and confirmation of a person's in-person appearance for a conference and/or motion hearing does not require any other party and/or their respective participants, including but not limited to witness(es), attorney(s) and representative(s); interpreter; Board Member; or Board staff to be physically present at the Board's office.

The Board's notice and confirmation of a person's in-person appearance for a conference or motion hearing may include that person's participation on the Board's premises using interactive conference technology provided by the Board.

V. FILING DOCUMENTS

Refer to the Board's June 14, 2024 Administrative Order 2024-02 for information about filing documents with the Board. (See <https://labor.hawaii.gov/lirab/files/2024/06/06-14-24-Administrative-Order-2024-02-CERTIFIED.pdf>.)

FAILURE TO TIMELY APPEAR FOR THE INITIAL CONFERENCE AND/OR TRIAL MAY BE GROUNDS FOR SANCTIONS, INCLUDING DISMISSAL OF THE APPEAL.



Dated: Honolulu, Hawai'i,

May 29 2026



DAMIEN A. ELEFANTE, Chair

A digital copy of the Board's Notice of Initial Conference and Trial 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.

Shawn L.M. Benton, Esq.
For Employer/Insurance
Carrier-Cross-Appellant

Li-Ann Yamashiro, Esq.
For Special Compensation
Fund-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.

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

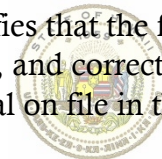
If you need a language interpreter or if you need an auxiliary aid/service or other accommodation due to a disability, please contact the Board at (808) 586-8600 and/or dlir.appealsboard@hawaii.gov as soon as possible, preferably at least ten (10) business days prior to your hearing or conference date. 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

Fabius Mendoza v. HBM Acquisitions, LLC, et al.; AB 2023-123(M); Notice of Initial Conference and Trial

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



/s/ *S. Macarayan* for LIRAB