

LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

STATE OF HAWAII

JANELL K. AULD,)
)
Claimant-Appellee,)
Deceased,)
)
vs.)
)
FOODLAND SUPER MARKET LTD.,)
)
Employer-Appellant,)
)
and)
)
FIRST INDEMNITY INSURANCE OF)
HAWAII, LTD.,)
)
Insurance Carrier-)
Appellant,)
)
and)
)
SPECIAL COMPENSATION FUND,)
)
Appellee.)
)

SURVIVOR(S) OF JANELL K. AULD,)
)
Claimant-Appellee,)
)
vs.)
)
FOODLAND SUPER MARKET LTD.,)
)
Employer-Appellant,)
)
and)
)
FIRST INDEMNITY INSURANCE OF)
HAWAII, LTD.,)
)
Insurance Carrier-)

CASE NO.: AB 2025-138(M)
DCD No.: 7-2025-333679

D/A: January 29, 2025

Jun 02 2026, 10:32 am

FILED_{akw}

Labor and Industrial Relations
Appeals Board

Appellant,)
)
and)
)
SPECIAL COMPENSATION FUND,)
)
Appellee.)
)
)

ORDER GRANTING EXTENSION OF ABEYANCE

On January 18, 2026, the Labor and Industrial Relations Appeals Board issued an Order Holding Case in Abeyance and Order to Amend Caption. In relevant part, the Board held this case in abeyance until May 28, 2026, pending the Board’s receipt of a written appearance by a court-appointed personal representative or special administrator of the Estate of JANNELL K. AULD (Claimant, herein). Such appearance was to be made by May 28, 2026. Further, Employer FOODLAND SUPER MARKET LTD. and Insurance Carrier FIRST INDEMNITY INSURANCE OF HAWAII, LTD. (collectively, “Employer”) were ordered to submit an appropriate declaration on or before June 17, 2026 regarding the status of the appointment of a personal representative or special administrator.

On May 28, 2026, Leilani A. DeCourcy, Esq., on Employer’s behalf, submitted a letter stating that the “parties are respectfully requesting an extension of the Order until August 28, 2026.” Ms. DeCourcy stated that Ms. Anuheia Rodrigues was in the process of being appointed personal representative for the Estate of Claimant. The letter was signed by Ms. Anuheia Rodrigues and William N.K. Crowell, Esq. on behalf of the SPECIAL

COMPENSATION FUND (“SCF”).

The Board, being fully advised in the premises, grants the parties’ request for an extension of time as follows:

IT IS HEREBY ORDERED that the above-captioned appeal be held in abeyance until **August 28, 2026**, pending the Board’s receipt of a written appearance by a court-appointed personal representative or special administrator of The Estate of Janell K. Auld. Such appearance is to be made on or before **August 28, 2026**. 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 **August 28, 2026** and no extension of this deadline is granted by the Board, IT IS HEREBY ORDERED that Employer will have until **September 17, 2026** to confirm, in writing, whether or not a special administrator or personal representative of Decedent’s estate was appointed on or before August 28, 2026 and by describing, at minimum, its search result(s) of the Hawai’i State Judiciary court records (e.g., eCourt* Kokua), and:

1. If a special administrator or personal representative of Decedent’s estate was not appointed on or before August 28, 2026, Employer shall file a declaration with the Board that confirms this, on or before **September 17, 2026**.
2. If a special administrator or personal representative of Decedent’s estate has been appointed, Employer shall, on or before **September 17, 2026**:
 - 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 **October 27, 2026**, the special administrator or personal representative must enter an appearance in this appeal and indicate whether the estate plans to substitute in as a party to the appeal; 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 Decedent's estate.

IT IS FURTHER ORDERED that 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, as long as there exists no court-appointed personal representative or special administrator of Decedent's estate and until such time as Employer's appeal is dismissed by the Board.

Dated: Honolulu, Hawai'i,

Jun 02 2026



DAMIEN A. ELEFANTE, Chair

EXCUSED

MARIE C.L. LADERTA, Member



HARRY YEE, Member

Janell K. Auld, Deceased v. Foodland Super Market Ltd, et al. and Survivor(s) of Janell K. Auld v. Foodland Super Market Ltd., et al.; AB 2025-138(M); Order Granting Extension of Abeyance

A digital copy of this document was posted on the Board's website and will remain on the Board's website for at least 180 days from the date of filing.

Janell K. Auld
Claimant, Deceased

Leilani A. DeCourcy, Esq.
For Employer/Insurance
Carrier-Appellant

William N.K. Crowell, Esq.
For Special Compensation
Fund-Appellee

Anuheia Rodrigues (courtesy copy)

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

Janell K. Auld, Deceased v. Foodland Super Market Ltd, et al. and Survivor(s) of Janell K. Auld v. Foodland Super Market Ltd., et al.; AB 2025-138(M); 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/ H. Watanabe for LIRAB