

**UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII**

STEPHEN G. AQUILINA and LUCINA J. AQUILINA, Individually and on Behalf of All Others Similarly Situated; and DONNA J. CORRIGAN and TODD L. CORRIGAN, Individually and on Behalf of All Others Similarly Situated,

Plaintiffs,

vs.

CERTAIN UNDERWRITERS AT LLOYD'S LONDON; LLOYD'S SYNDICATE #2003; LLOYD'S SYNDICATE #318; LLOYD'S SYNDICATE #4020; LLOYD'S SYNDICATE #2121; LLOYD'S SYNDICATE #2007; LLOYD'S SYNDICATE #1183; LLOYD'S SYNDICATE #1729; LLOYD'S SYNDICATE #510; BORISOFF INSURANCE SERVICES, INC. d/b/a MONARCH E&S INSURANCE SERVICES; SPECIALTY PROGRAM GROUP, LLC d/b/a SPG INSURANCE SOLUTIONS, LLC; ALOHA INSURANCE SERVICES, INC.; ILIKEA LLC d/b/a MOA INSURANCE SERVICES HAWAII; and DOES 1-100,

Defendants.

No. 1:18-cv-00496-JMS-KJM

[PROPOSED] FINAL APPROVAL ORDER AND JUDGMENT

On August 13, 2021, this Court entered an order granting preliminary approval (the "Preliminary Approval Order") (ECF No. 411) of the Settlement between Plaintiffs Stephen and Lucina Aquilina and Todd and Donna Corrigan (collectively "Plaintiffs"), for themselves and on behalf of the Settlement Class, and Lloyd's Syndicates 2003, 318, 4020, 2121, 2007, 1183, 1729, and 510 (collectively,

“Underwriters”), Borisoff Insurance Services, Inc. d/b/a Monarch E&S Insurance Services, Specialty Program Group, LLC d/b/a SPG Insurance Solutions, LLC (collectively, “Monarch”), Aloha Insurance Services, Inc. (“Aloha”), and Ilikea LLC d/b/a Moa Insurance Services Hawaii (“Moa”) (and together with Aloha, Monarch, and Underwriters, “Defendants”), as memorialized in ECF No. 408;¹

On September 13, 2021, pursuant to the notice requirements set forth in the Settlement and in the Preliminary Approval Order, the Settlement Class was apprised of the nature and pendency of the Litigation, the terms of the Settlement, and their rights to request exclusion, object, and/or appear at the Final Approval Hearing;

On June 10, 2022, Plaintiffs filed their Motion for Final Approval of the Class Action Settlement (“Final Approval Motion”) and accompanying Memorandum of Law and supporting exhibits;

On August 15, 2022, the Court held a Final Approval Hearing to determine, among other things: (1) whether the Settlement is fair, reasonable, and adequate; and (2) whether judgment should be entered dismissing all claims in the Complaints with prejudice. Prior to the Final Approval Hearing, Class Counsel filed a declaration from the Settlement Administrator confirming that the Notice Program was

¹ The capitalized terms used in this Final Approval Order and Judgment shall have the same meaning as defined in the Settlement except as may otherwise be indicated.

completed in accordance with the Parties' instructions and the Preliminary Approval Order. Therefore, the Court is satisfied that Class Members were properly notified of their right to appear at the Final Approval Hearing in support of or in opposition to the proposed Settlement, the award of attorneys' fees, expenses, notice and administration costs, and the payment of Service Awards.

Having given an opportunity to be heard to all requesting persons in accordance with the Preliminary Approval Order, having heard the presentation of Class Counsel and counsel for Defendants, having reviewed all of the submissions presented with respect to the proposed Settlement, having determined that the Settlement is fair, adequate, and reasonable, and having reviewed the materials in support thereof, and good cause appearing in the record, Plaintiffs' Final Approval Motion is **GRANTED**, and:

IT IS HEREBY ORDERED THAT:

1. The Court has jurisdiction over the subject matter of this action and over all claims raised therein and all Parties thereto, including the Settlement Class. The Court also has personal jurisdiction over the Parties and the Class Members.
2. The Settlement was entered into in good faith following arm's length negotiations and is non-collusive.

3. Following notification and a hearing, the Settlement satisfies the requirements and constitutes a good faith settlement within the meaning of Haw. Rev. Stat. §663-15.5.

4. The Settlement is, in all respects, fair, reasonable, and adequate, is in the best interests of the Settlement Class, and is therefore approved. The Court finds that the Parties faced significant risks, expenses, delays, and uncertainties, including as to the outcome, of continued litigation of this complex matter, which further supports the Court's finding that the Settlement is fair, reasonable, adequate and in the best interests of the Class Members. The Court finds that the uncertainties of continued litigation in both the trial and appellate courts, as well as the expense associated with it, weigh in favor of approval of the Settlement.

5. This Court grants final approval of the Settlement, including but not limited to, the releases in the Settlement and the plans for distribution of the settlement relief. The Court finds that the Settlement is in all respects fair, reasonable, and in the best interest of the Settlement Class. Therefore, all Class Members who have not opted out are bound by the Settlement and this Final Approval Order and Judgment.

6. The Settlement and every term and provision thereof shall be deemed incorporated herein as if explicitly set forth herein and shall have the full force of an Order of this Court.

7. The Parties shall effectuate the Settlement in accordance with its terms.

OBJECTIONS AND OPT-OUTS

8. No objections were filed by Class Members.

9. All persons and entities who have not objected to the Settlement in the manner provided in the Settlement are deemed to have waived any objections to the Settlement, including but not limited to by appeal, collateral attack, or otherwise.

10. A list of those putative Class Members who have timely and validly elected to opt out of the Settlement and the Settlement Class in accordance with the requirements in the Settlement (the “Opt-Out Members”) has been submitted to the Court in the Supplemental Declaration of Dana Boub of RG/2 Claims Administration LLC Regarding Notice to the Class (“Supplemental Boub Declaration”), filed in advance of the Final Approval Hearing. That list is attached as Exhibit A to this Order. The persons and/or entities listed in Exhibit A are not bound by the Settlement, this Final Approval Order and Judgment, and are not entitled to any of the benefits under the Settlement. Opt-Out Members listed in Exhibit A shall be deemed not to be Releasers.

11. A list of individuals who have submitted two additional requests for exclusion from the Settlement, but are not included in the Class Member data provided to the Claims Administrator and the identified properties are not located in Lava Zone 1 which is required for membership in the Settlement Class, has been

submitted to the Court with the Supplemental Boub Declaration. That list is attached as Exhibit B to this Order. The persons and/or entities listed in Exhibit B are not valid opt outs and their requests for exclusion are denied.

CLASS CERTIFICATION

12. For purposes of the Settlement and this Final Approval Order and Judgment, the Court hereby finally certifies for settlement purposes only the following Settlement Class:

All persons who purchased a surplus lines insurance policy for a residential property located in Lava Zone 1 on the island of Hawai'i with a Lava Exclusion at any time during the period of January 1, 2012 through and including May 4, 2018 ("Class Period") that was brokered through Monarch and underwritten and/or subscribed to by Underwriters.

Excluded from the Settlement Class are Defendants; all officers, directors, or employees of Defendants; any entity in which any Defendant has a controlling interest; and any affiliate, legal representative, heir, or assign of any Defendant. Also excluded are any federal, state, or local governmental entities, any judicial officer presiding over this Litigation and the members of his/her immediate family and judicial staff, and any juror assigned to this action.

13. The Court determines that for settlement purposes the Settlement Class meets all the requirements of Federal Rule of Civil Procedure 23(a) and (b)(3), namely that the Settlement Class is so numerous that joinder of all members is impractical; that there are common issues of law and fact; that the claims of the Plaintiffs are typical of absent Class Members; that the Plaintiffs have and will fairly and adequately protect the interests of the Settlement Class as they have no interests

antagonistic to or in conflict with the Settlement Class and have retained experienced and competent counsel to prosecute this matter; that common issues predominate over any individual issues; and that a class action is the superior means of adjudicating the controversy.

14. The Court grants final approval to the appointment of Plaintiffs as representatives of the Settlement Class. The Court concludes that Plaintiffs have fairly and adequately represented the Settlement Class and will continue to do so.

15. The Court grants final approval to the appointment, pursuant to Rule 23(g), of Joseph P. Guglielmo of Scott+Scott Attorneys at Law LLP, E. Kirk Wood of Wood Law Firm, LLC and Gregory W. Kugle of Damon Key Leong Kupchak Hastert, Law Corporation as Class Counsel. The Court concludes that Class Counsel have adequately represented the Settlement Class and will continue to do so.

NOTICE TO THE SETTLEMENT CLASS

16. The Court finds that the Notice Program, set forth in the Settlement and effectuated pursuant to the Preliminary Approval Order, satisfied Rule 23(c)(2), was the best notice practicable under the circumstances, was reasonably calculated to provide and did provide due and sufficient notice to the Settlement Class of the pendency of the Litigation, certification of the Settlement Class for settlement purposes only, the existence and terms of the Settlement, their right to exclude themselves, their right to object to the Settlement and to appear at the Final Approval

Hearing, and satisfied the other requirements of the Federal Rules of Civil Procedure, the United States Constitution, and all other applicable laws.

17. The Court finds that Defendants have fully complied with the notice requirements of the Class Action Fairness Act of 2005, 28 U.S.C. §1715.

OTHER PROVISIONS

18. The Parties to the Settlement shall carry out their respective obligations thereunder.

19. Within the time period set forth in the Settlement, the relief provided for in the Settlement shall be made available to the Class Members pursuant to the terms and conditions of the Settlement.

20. As of the Effective Date, the Releasers, each on behalf of themselves and any predecessors, successors, or assigns, shall release, remise, acquit and forever discharge Releasees of and from any and all liability alleged against any one or more of them in the Complaints, including without limitation any and all liability alleged to exist under the Hawai'i Unfair Deceptive Acts and Practices Act (Haw. Rev. Stat. §§480-1, *et seq.*), the Hawai'i Uniform Deceptive Trade Practices Act (Haw. Rev. Stat. §§481A-1, *et seq.*), and Hawai'i common law, including claims for tort damages, statutory damages, attorneys' fees, costs, interests, or other damages, known or unknown, suspected, fixed or contingent, liquidated or unliquidated, trebled or otherwise multiplied, direct or indirect, past, present, or future, in law or

in equity, arising out of the allegations made against Releasees in the Complaints, all as more specifically set forth in Section 9 of the Settlement (the “Released Claims”).

21. The Released Claims include, without limitation, any allegations made against Releasees in the State Court Lawsuits that are predicated upon: (1) violation of Section 8:301 or Section 8:312(b) of the Hawai‘i Surplus Lines Act (Haw. Rev. Stat. §§431:8-301 and 431:8-312(b)); (2) violation of the Lloyd’s Minimum Standards as alleged in the Complaints as a result of any alleged violations of Section 8:301 or Section 8:312(b) of the Hawai‘i Surplus Lines Act (Haw. Rev. Stat. §§431:8-301 and 8:312(b)); (3) the policies of insurance subscribed to by Underwriters and provided to the Class Members being not suitable or inappropriate, or constituting a breach of the covenant of good faith and fair dealing, because they failed to comply with Haw. Rev. Stat. §§431:8-301 and 431:8-312(b); (4) the policies of insurance subscribed to by Underwriters and provided to the Class Members being not suitable or inappropriate or constituting a breach of the covenant of good faith and fair dealing because: they contained a Lava Exclusion, they offended the public policy behind the enactment of the Hawaii Property Insurance Association, they provided coverage amounts that were artificially inflated beyond what would be available through admitted insurers or the Hawaii Property Insurance Association, or lava coverage was available through the Hawaii Property Insurance

Association or other provider of surplus lines insurance as alleged in the Complaints; and; (5) the failure by Releasees to advise Class Members of the existence of coverage available through admitted insurers, the Hawaii Property Insurance Association or lava coverage from any surplus lines provider of insurance.

22. The foregoing release shall not extend to any allegations made against any non-settling parties, nor shall it extend to any allegations made in the State Court Lawsuits that are predicated upon alleged violations that were not alleged in the Complaints or described above, *e.g.*, allegations predicated upon Monarch's failure to have a valid, active surplus lines license, or Defendants' failure to include the surplus lines stamp on the policy provided to the Plaintiffs, allegations predicated upon common law bad faith claims handling and unfair or deceptive practices in the handling and denial of insurance loss claims arising under the terms of policies, and allegations for coverage predicated upon property damage or losses suffered on properties from the 2018 eruption of Kilauea.

23. This release shall apply to, prevent, and bar, with immediate and permanent effect, any plaintiff in the State Court Lawsuits who qualifies as a Class Member and does not opt out of this Settlement from asserting against Releasees any liability released as part of this Settlement. This Release also shall apply to, prevent, and bar, with immediate and permanent effect, any plaintiff in the State Court Lawsuits who qualifies as a Class Member and does not opt out of this Settlement

from prosecuting Released Claims against Releasees. Consistent with this understanding, any one or more of the Releasees may use the Agreement or Final Approval Order and Judgment with binding force and effect against any plaintiff in the State Court Lawsuits that qualifies as a Class Member and does not opt out of this Settlement, should any such plaintiff seek to prosecute Released Claims against Releasees, or seek to admit evidence tending to establish liability as to Released Claims against Releasees.

24. It is further understood and agreed that the foregoing release shall not extend to any allegations made against any non-settling parties, nor shall it extend to any allegation made in the State Court Lawsuits that are predicated upon alleged violations that were not alleged in the Complaints or described above, *e.g.*, allegations predicated upon Monarch's failure to have a valid, active surplus lines license, allegations predicated upon the failure to include the surplus lines stamp on the policy, allegations predicated upon common law bad faith claims handling and unfair or deceptive practices in the handling and denial of claims arising under the terms of policies, and claims for coverage predicated upon property damage or losses suffered on properties from the 2018 eruption of Kilauea.

25. The Parties agree and stipulate that Releasees shall not use the existence of this Settlement, or the payment of any funds to participating Class Members, as a basis for a defense against any participating Class Members that any other lawsuits

those participating Class Members have filed, or may file in the future, should be dismissed on the basis of an argument that the Class Members have elected their remedy. Provided, however, that no Class Member will seek or be entitled to recover in any other lawsuit a return of premiums paid, or augmented damages or interest or fines or fees or costs based on the return of any premiums, during the Class Period.

26. Class Members are deemed to have waived the provisions, rights, and benefits conferred by Cal. Civ. Code §1542 to the extent applicable, and also any and all provisions, rights, and benefits conferred by any law of any state, province, or territory of the United States, which is similar, comparable, or equivalent to Cal. Civ. Code §1542, which provides:

A general release does not extend to claims which the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release, and that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

27. The Plaintiffs and Class Members are enjoined from prosecuting any Released Claims in any proceeding against any of the Releasees or prosecuting any claim based on any actions taken by any of the Releasees that are authorized or required by this Settlement or by the Final Approval Order and Judgment. It is further agreed that the Settlement and/or this Final Approval Order and Judgment may be pleaded as a complete defense to any proceeding subject to this section.

28. This Final Approval Order and Judgment and the Settlement, and all acts, statements, documents, and proceedings relating to the Settlement are not, and shall not be construed as, used as, or deemed to be evidence of, an admission by or against Defendants of any claim, any fact alleged in the Litigation, any fault, any wrongdoing, any violation of law, or any liability of any kind on the part of Defendants or of the validity or certifiability for litigation of any claims that have been, or could have been, asserted in the Litigation.

29. This Final Approval Order and Judgment, the Settlement, and all acts, statements, documents, and proceedings relating to the Settlement shall not be offered, received, or admissible in evidence in any action or proceeding, or be used in any way as an admission, concession or evidence of any liability or wrongdoing of any nature or that Plaintiffs, any Class Member, or any other person has suffered any damage; *provided, however*, that nothing in the foregoing, the Settlement, or this Final Approval Order and Judgment shall be interpreted to prohibit the use of the Settlement or this Final Approval Order and Judgment in a proceeding to consummate or enforce the Settlement or this Final Approval Order and Judgment (including all releases in the Settlement and Final Approval Order and Judgment), or to defend against the assertion of any Released Claims in any other proceeding, or as otherwise required by law.

30. The Settlement's terms shall be forever binding on, and shall have *res judicata* and preclusive effect in, all pending and future lawsuits or other proceedings as to Released Claims (and other prohibitions set forth in this Final Approval Order and Judgment) that are brought, initiated, or maintained by, or on behalf of, any Class Member who is not an Opt-Out Member or any other person subject to the provisions of this Final Approval Order and Judgment.

31. The Court hereby dismisses the Litigation and Complaints and all claims therein on the merits and with prejudice, without fees or costs to any Party except as provided in this Final Approval Order and Judgment.

32. Consistent with the Settlement, if the Effective Date, as defined in the Settlement Agreement, does not occur for any reason, this Final Approval Order and Judgment and the Preliminary Approval Order shall be deemed vacated and shall have no force and effect whatsoever; the Settlement shall be considered null and void; all of the Parties' obligations under the Settlement, the Preliminary Approval Order, and this Final Approval Order and Judgment shall cease to be of any force and effect, and the Parties shall return to the *status quo ante* in the Litigation as if the Parties had not entered into the Settlement. In such an event, the Parties shall be restored to their respective positions in the Litigation as if the Settlement Agreement had never been entered (and without prejudice to any of the Parties' respective positions on the issue of class certification or any other issue).

33. Pursuant to the All Writs Act, 28 U.S.C. §1651, this Court shall retain the authority to issue any order necessary to protect its jurisdiction from any action, whether in state or federal court.

34. Without affecting the finality of this Final Approval Order and Judgment, the Court will retain jurisdiction over the subject matter and the Parties with respect to the interpretation and implementation of the Settlement for all purposes, including enforcement of its terms at the request of any party and resolution of any disputes that may arise relating in any way to, arising from, the implementation of the Settlement or the implementation of this Final Order and Judgment.

ENTERED:

DATED: _____, 2022

By: _____
Hon. J. Michael Seabright
United States Chief Judge

EXHIBIT A

1. Audra M. Lane and Scott K. Lane – 13-3610 Kuponono Street, Pahoa, HI 96778
2. Bob Peck and Mitsue N. Peck – 13-3456 Kaupili Street, Pahoa, HI 96778
3. Don Keith Doughty and Carolee Doughty – 13-3338 Nohea Street, Pahoa, HI 96778
4. Elwood Andy Andrews and Pamela Jean Andrews – 13-1196 Kahukai Street, Pahoa, HI 96778
5. Gary Lynn Cordell and Marie Travis Cordell – 13-3372 Kaupili Street, Pahoa, HI 96778
6. Haven Hart and Laura J. McDonnell – 13-3538 Luana Street, Pahoa, HI 96778
7. Janet Elaine Montrose and Daniel Roy Bautista – 13-3488 Nohea Street, Pahoa, HI 96778
8. Jason Evans – 13-672 Kahukai Street, Pahoa, HI 96778
9. Joan Elizabeth Denn – 13-3970 Lauone Street, Pahoa, HI 96778
10. John Giltz and Melissa Giltz – 13-3463 Hapu’u Street, Pahoa, HI 96778
11. John Michael Clemmons and Jodette Clemmons – 13-3491 Nohea Street, Pahoa, HI 96778
12. Jozsef Szuromi and Valeria Nagy – 13-1200 Malama Street, Pahoa, HI 96778
13. Lawrence G. MacKnight – 13-910 Malama Street, Pahoa, HI 96778
14. Lisa Gribi and Robert Gribi – 13-3966 Lauone Street, Pahoa, HI 96778
15. Mark Bishop and Jennifer Bishop – 13-3574 Makamae Street, Pahoa, HI 96778
16. Michael J. Power and Martha A. Power – 13-633 Kahukai Street, Pahoa, HI 96778

17. Monika Franziska Nauen – 13-3629 Nohea Street, Pahoia, HI 96778
18. Neal White – 13-3593 Kupono Street, Pahoia, HI 96778
19. Nicole K. Stallard and Zachary M. Stump – 13-3358 Hookupu Street, Pahoia, HI 96778
20. Philip Jon Haysmer and Lanell D. Haysmer – 13-3543 Luana Street, Pahoia, HI 96778
21. Richard Bautista and Diane Bautista – 13-3476 Nohea Street, Pahoia, HI 96778
22. Richard Cannon and Kristi Cannon – 13-3503 Nohea Street, Pahoia, HI 96778
23. Robert Golden and Konrad Kumorkiewicz – 13-860 Malama Street, Pahoia, HI 96778; 13-872 Malama Street, Pahoia, HI 96778
24. Ryan William Holder and Terri Lynn Holder – 13-4053 Lauone Street, Pahoia, HI 96778
25. Sara Wagner and Bryan Young – 13-1032 Kahukai Street, Pahoia, HI 96778
26. Shana L. Ritsema – 13-667 Hinalo Street, Pahoia, HI 96778
27. Stephen G. Fisher and Melinda B. Fisher – 13-839 Pohoiki Road, Pahoia, HI 96778
28. Susan Leigh Osborne – 13-3344 Mohala Street, Pahoia, HI 96778
29. Wendy Shenk and Benjamin Tabios (policyholder: Honua Real Estate Group LLC) – 13-927 Leilani Avenue, Pahoia, HI 96778
30. Michael W. Hale – 13-3385 Hookupu Street, Pahoia, Hawaii 96778; 13-3423 Hookupu Street, Pahoia, Hawaii 96778

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, L.L.C.
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugie
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

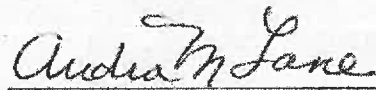
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

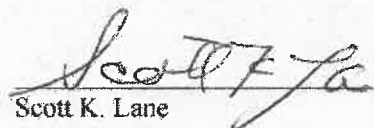
To Whom It May Concern:

We the undersigned, Audra M. Lane and Scott K. Lane, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Audra M. Lane and Scott K. Lane
Mailing Address: HC2 Box 5646, Keaau, HI 96749
Property Address: 13-3610 Kupono Street, Pahoa, HI 96778
Email Addresses: amlane11@hotmail.com / scottkirbylane@hotmail.com
Phone Numbers: (530) 739-3762 / (530) 739-5326



Audra M. Lane



Scott K. Lane

Dated: 9/22/21

Dated: 9/22/2021

Sent Via First Class USPS Mail To:

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Joseph P. Guglielmo
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AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
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2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
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We the undersigned, Bob Peck and Mitsue N. Peck, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Bob Peck and Mitsue N. Peck
Mailing Address: 94 Pukihac Street #605, Hilo, HI 96720
Property Address: 13-3456 Kaupili Street, Pahoa, HI 96778
Email Address: popsinhi@gmail.com
Phone Number: (808) 333-4319



Bob Peck



Mitsue N. Peck

Dated: 10/2/21

Dated: 10-2-2021

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Honolulu, Hawai'i 96813

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999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
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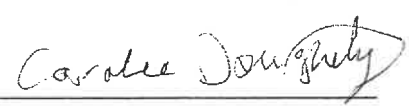
To Whom It May Concern:

We the undersigned, Don Keith Doughty and Carolee Doughty, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Don Keith Doughty and Carolee Doughty
Mailing Address: HC 3 Box 11113, Keaau, HI 96749
Property Address: 13-3338 Nohea Street, Pahoa, HI 96778
Email Address: keithplt2092@gmail.com
Phone Number: (808) 333-2386



Don Keith Doughty



Carolee Doughty

Dated: 10-11-21

Dated: 10-11-21

Sent Via First Class USPS Mail To:

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MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

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NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
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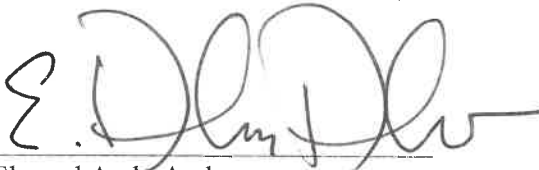
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

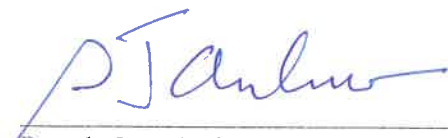
RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Elwood Andy Andrews and Pamela Jean Andrews, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Elwood Andy Andrews and Pamela Jean Andrews
Mailing Address: 13-1196 Kahukai St., Pahoa, HI 96778
Property Address: 13-1196 Kahukai St., Pahoa, HI 96778
Email Address: andy@cruzio.com
Phone Number: (808) 965-6125


Elwood Andy Andrews


Pamela Jean Andrews

Dated: 12/2/21

Dated: 12/2/21

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LLC
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AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
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Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
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1001 Bishop Street, Suite 1800
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Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

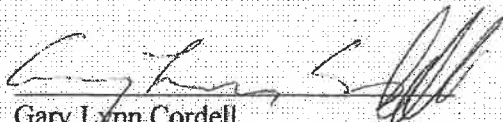
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Gary Lynn Cordell and Marie Travis Cordell, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Gary Lynn Cordell and Marie Travis Cordell
Mailing Address: HC1 Box 5286, Keaau, HI 96749
Property Address: 13-3372 Kaupili Street, Paho, HI 96778
Email Addresses: garycordell@gmail.com / mariet.cordell@gmail.com
Phone Numbers: (808) 747-5886 / (808) 747-5128


Gary Lynn Cordell


Marie Travis Cordell

Dated: 9.22-21

Dated: 9.22-21

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SCOTT+SCOTT ATTORNEYS
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Honolulu, Hawai'i 96813

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MATOUSEK LLP
One North Franklin, Suite 3200,
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RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Haven Hart and Laura McDonnell, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Haven Hart and Laura J. McDonnell
Mailing Address: HC 2 Box 5701, Keaau, HI 96749
Property Address: 13-3538 Luana St., Pahoa, HI 96778
Email Address: Drinkpurewater@rocketmail.com
Phone Number: (808) 896-2813


Haven Hart


Laura J. McDonnell

Dated: 9-17-21

Dated: Sept. 17, 2021

Sent Via First Class USPS Mail To:

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LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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SCOTT+SCOTT ATTORNEYS
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230 Park Avenue, 17th Floor
New York, New York 10169

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MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Steven L. Goto
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NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

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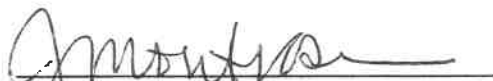
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Janet Elaine Montrose and Daniel Roy Bautista, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Janet Elaine Montrose and Daniel Roy Bautista
Mailing Address: P.O. Box 780, Pahoa, HI 96778
Property Address: 13-3488 Nohea Street, Pahoa, HI 96778
Email Address: Janetmontrose@yahoo.com
Phone Number: (808) 430-3338


Janet Elaine Montrose


Daniel Roy Bautista

Dated: 9.23.2021

Dated: 9.23.2021

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LLC
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Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
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DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

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1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

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GOODSILL ANDERSON
QUINN
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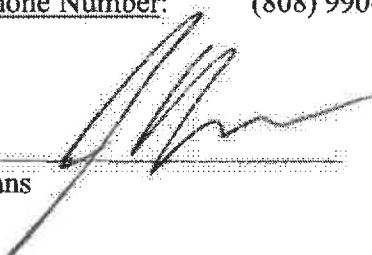
Matthew C. Shannon
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Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Jason Evans, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*. The contact information required in the notice is as follows:

Full Name: Jason Evans
Mailing Address: 16-566 Keaau-Pahoa Rd., Ste. 188 PMB 616, Keaau, HI 96749
Property Address: 13-672 Kahukai St., Pahoa, HI 96778
Email Address: jde1971@hotmail.com
Phone Number: (808) 990-8766



Jason Evans

Dated: 10/6/2021

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LLC
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Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT-LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
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Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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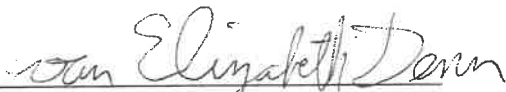
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Joan Elizabeth Denn, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Joan Elizabeth Denn
Mailing Address: P.O. Box 992, Mountain View, HI 96771
Property Address: 13-3970 Lauone St., Pahoa, HI 96778
Email Address: None
Phone Number: (808) 315-5887


Joan Elizabeth Denn

Dated: 5 Oct '21

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c/o RG/2 Claims Administration
LLC
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SCOTT+SCOTT ATTORNEYS
AT LAW LLP
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New York, New York 10169

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P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugie
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

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GOODSILL ANDERSON
QUINN
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999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA L.L.P.
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

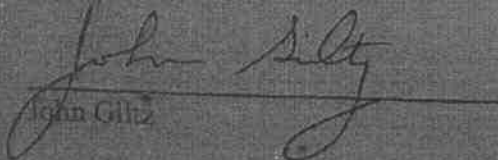
Matthew C. Shannon
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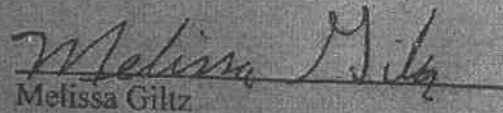
RE: REQUEST FOR EXCLUSION - Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

To Whom It May Concern:

We the undersigned, John Giltz and Melissa Giltz, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: John Giltz and Melissa Giltz
Mailing Address: PO Box 1790 Paho, HI 96778
Property Address: 13-3463 Hapu'u St., Paho, HI 96778
Email Addresses: skylark64@gmx.com
Phone Number: (808) 209-~~6474~~
9243


John Giltz


Melissa Giltz

Dated: 11-29-21

Dated: 11-29-21

Sent Via First Class USPS Mail To:

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LLC
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Joseph P. Guglielmo
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AT LAW LLP
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New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugie
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813


Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, John Michael Clemmons, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*. The contact information required in the notice is as follows:

Full Name: John Michael Clemmons
Mailing Address: 13-3491 Nohea St., Pahoa, HI 96778
Property Address: 13-3491 Nohea St., Pahoa, HI 96778
Email Address: A462765@gmail.com
Phone Number: (425) 591-1592



John Michael Clemmons

Dated: 9/28/2021

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Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
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MATOUSEK LLP
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Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

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GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven I. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
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Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Jodette Clemmons, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*. The contact information required in the notice is as follows:

Full Name: Jodette Clemmons
Mailing Address: 7711 S 2325 E, Cottonwood Heights, UT 84121
Property Address: 13-3491 Nohea St., Pahoa, HI 96778.
Email Address: A462765@gmail.com
Phone Number: (425) 761-7656


Jodette Clemmons

Dated: 9-28-2021

Sent Via First Class USPS Mail To:

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LLC
P.O. Box 59479
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Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
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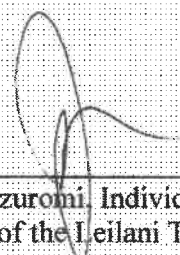
Matthew C. Shannon
BAYS LUNG ROSE VOSS
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Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

To Whom It May Concern:

- I, Jozsef Szuromi, Individually, and as Trustee of the Leilani Trust Dated April 24, 2019, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Jozsef Szuromi
Mailing Address: 13-1200 Malama St., Pahoa HI 96778
Property Address: 13-1200 Malama St., Pahoa HI 96778
Email Address: jozsef.szuromi@yahoo.com
Phone Number: (808) 339-5084



Jozsef Szuromi, Individually, and as
Trustee of the Leilani Trust Dated April 24, 2019

Dated: 10-4-2021

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

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WOOD LAW FIRM, LLC
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Birmingham, Alabama 35238-
2434

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KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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MATOUSEK LLP
One North Franklin, Suite 3200.
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STEEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLP
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700 Bishop Street, Suite 900
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RE: REQUEST FOR EXCLUSION - Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

To Whom It May Concern:

We the undersigned, Jozsef Szuromi and Valeria Nagy, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Jozsef Szuromi and Valeria Nagy
Mailing Address: 13-1200 Malama St., Pahoa HI 96778
Property Address: 13-1200 Malama St., Pahoa HI 96778
Email Address: jozsef.szuromi@yahoo.com
Phone Number: (808) 339-5084



Jozsef Szuromi



Valeria Nagy

Dated: 12-2-2021

Dated: 12-2-2021

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LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
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MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

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CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

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Honolulu, Hawai'i 96813

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BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Lawrence G. MacKnight, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Lawrence G. MacKnight
Mailing Address: 2521 2nd Street, E. Wenatchee, WA 98802
Property Address: 13-910 Malama Street, Pahoia, HI 96778
Email Address: Lmack@Lmack.com
Phone Number: (808) 938-8189


Lawrence G. MacKnight

Dated: 11/17/2021

Sent Via First Class USPS Mail To:

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Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenne N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

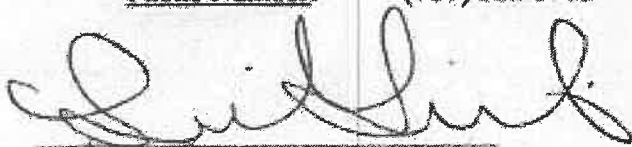
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

To Whom It May Concern:

I, Lisa Gribi, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Lisa Gribi
Mailing Address: P.O. Box 53, Miranda, CA 95553
Property Address: 13-3966 Lauone St., Pahoa, HI 96778
Email Address: lisa.gribi@gmail.com
Phone Number: (707) 223-5953



Lisa Gribi

Dated: 10/06/21

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AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

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WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
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Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's
London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Robert Gribi, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*. The contact information required in the notice is as follows:

<u>Full Name:</u>	Robert Gribi
<u>Mailing Address:</u>	P.O. Box 612, Miranda, CA 95553
<u>Property Address:</u>	13-3966 Lauone St., Pahoa, HI 96778
<u>Email Address:</u>	robertgribi4@gmail.com
<u>Phone Number:</u>	(707) 932-0268

Robert Gribi
Robert Gribi

Dated: 11/20/21

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AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
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1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
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Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

Matthew C. Shamon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Mark Bishop and Jennifer Bishop, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

<u>Full Names:</u>	Mark Bishop and Jennifer Bishop
<u>Mailing Address:</u>	29842 County Rd. 30, P.O. Box 444, Harmony, MN 55939
<u>Property Address:</u>	13-3574 Makamae Street, Paho, HI 96778
<u>Email Address:</u>	mjbbishop85@gmail.com
<u>Phone Numbers:</u>	(507) 951-7185 / (507) 254-5213

Mark Bishop

Jennifer Bishop

Dated: 12/1/2021

Dated: 12/1/2021

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P.O. Box 59479
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SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenne N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

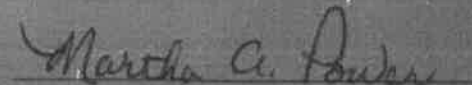
To Whom It May Concern:

We the undersigned, Michael J. Power and Martha A. Power, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Michael J. Power and Martha A. Power
Mailing Address: 2804 Wakonda Drive, Fort Collins, CO 80521
Property Address: 13-633 Kahukai St., Pahoa, HI 96778
Email Addresses: mooniac76q@hotmail.com / mpowerarty@gmail.com
Phone Numbers: (970) 412-2689/ (970) 412-4250



Michael J. Power



Martha A. Power

Dated: 12/2/21

Dated: 12-2-2021

Sent Via First Class USPS Mail To:

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SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
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Gregory W. Kugle
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KUPCHAK HASTERT, Law
Corporation
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Honolulu, Hawai'i 96813

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MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

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DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

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RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Monika Franziska Nauen, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:-

Full Name: Monika Franziska Nauen
Mailing Address: P.O. Box 186, Papaaloo, HI 96780
Property Address: 13-3629 Nohea Street, Pahoa, HI 96778
Email Address: moninauen@gmail.com
Phone Number: (808) 769-2242



Monika Franziska Nauen

Dated: 10/16/21

Sent Via First Class USPS Mail To:

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Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

David E. Walker
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MATOUSEK LLP
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Chicago, Illinois 60606

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama
35238-2434

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Matthew C. Shannon
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Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I the undersigned, Neal White, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Neal White
Mailing Address: 955 N. Duesenberg Drive apt. 3118. Ontario, CA. 91764.
Property Address: 13-3593 Kuponon Street, Paha, HI 96778
Email Address: nmwhite@hotmail.com
Phone Number: (909) 776-6989



Neal White

Dated: 03 December 2021

Sent Via First Class USPS Mail To:

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c/o RG/2 Claims Administration
LLC
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Philadelphia, PA 19102-9479

Gregory W. Kugle
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Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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GOODSILL ANDERSON
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& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
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David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

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WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Matthew C. Shannon
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700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

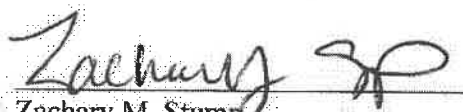
To Whom It May Concern:

We the undersigned, Nicole K. Stallard and Zachary M. Stump, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

<u>Full Names:</u>	Nicole K. Stallard and Zachary M. Stump
<u>Mailing Address:</u>	32616 South Verna Street, Woodburn, OR 97071
<u>Property Address:</u>	13-3358 Hookupu Street, Pahoia, HI 96778
<u>Email Addresses:</u>	nicolestallard@yahoo.com / z.s.808email@gmail.com
<u>Phone Numbers:</u>	(808) 854-6280 / (808) 854-6364



Nicole K. Stallard



Zachary M. Stump

Dated: 9/26/21

Dated: 9-26-21

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Philadelphia, PA 19102-9479

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Corporation
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Honolulu, Hawai'i 96813

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GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

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WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

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WOOD LAW FIRM, LLC
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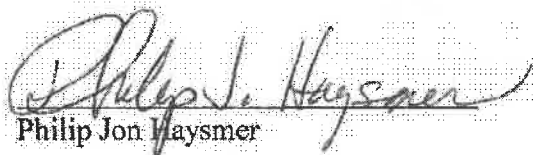
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

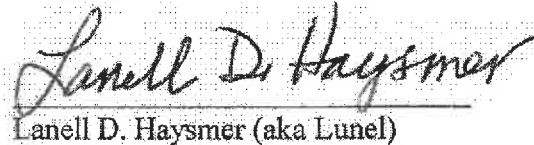
RE: REQUEST FOR EXCLUSION - Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

To Whom It May Concern:

We the undersigned, Philip Jon Haysmer and Lanell D. Haysmer (aka Lunel), hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Philip Jon Haysmer and Lanell D. Haysmer (aka Lunel)
Mailing Address: 11-3949 Nahelenani #582, Volcano, HI 96785
Property Address: 13-3543 Luana St. Pahoa, HI 96778
Email Address: haysmer@sonic.net
Phone Number: (808) 731-6271


Philip Jon Haysmer


Lanell D. Haysmer (aka Lunel)

Dated: 9/21/2021

Dated: 9/21/2021

REQUEST FOR EXCLUSION

September 20, 2021

Lloyd's Lava Settlement
c/o RG/2 Claims Administration LLC
PO BOX 59479
Philadelphia PA 19102-9479
info@rg2claims.com

Joseph P. Guglielmo
Scott+Scott Attorneys at Law
230 Park Avenue 17th Floor
New York, NY 10169
jguglielmo@scott-scott.com

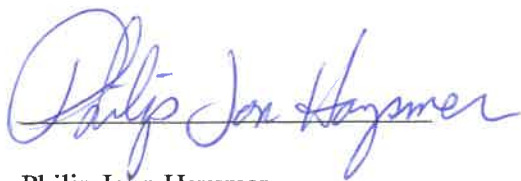
David E. Walker
Walker Wilcox Matousek LLP
One N. Franklin, Suite 3200
Chicago, IL 60606
dwalker@walkerwilcox.com

Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

Philip Jon Haysmer
PO Box 582
11-3949 Nahelenani
Volcano HI 96785
haysmer@sonic.net
808 731 6271

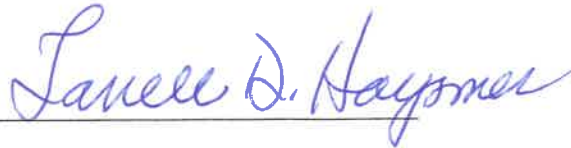
Lanell D. Haysmer (aka Lunel)
PO Box 582
11-3949 Nahelenani
Volcano HI 96785
haysmer@sonic.net
808 731 6271

We have decided to opt-out of the above referenced settlement and are hereby making a request for exclusion.



Philip Jon Haysmer

Date: 9/20/21



Lanell D. Haysmer

Date: 9/20/2021

Cc: Jeff Foster, Kirk Wood Attorneys at Law

Note: Mailed INDIVIDUALLY to each of the above three entities.

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LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
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AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

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DENTONS US LLP
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GOODSILL ANDERSON
QUINN
& STIFEL LLP
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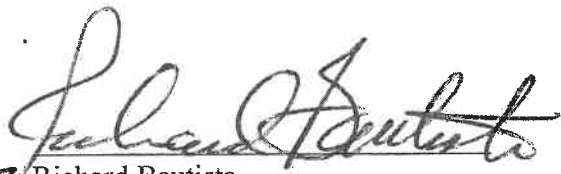
Matthew C. Shannon
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RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Richard Bautista and Diane Bautista, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Richard Bautista and Diane Bautista
Mailing Address: 391 East Bellerive Place, Chandler, AZ 85249
Property Address: 13-3476 Nohea Street, Pahoa, HI 96778
Email Addresses: rbautista07@outlook.com
Phone Number: (602) 828-8840


Richard Bautista


Diane Bautista

Dated: 11/26/21

Dated: 11/26/2021

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c/o RG/2 Claims Administration
LLC
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Philadelphia, PA 19102-9479

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SCOTT+SCOTT ATTORNEYS
AT LAW LLP
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2434

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DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
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Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
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NAKAMURA & GOYA LLLP
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RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Richard Cannon and Kristi Cannon, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Richard Cannon and Kristi Cannon
Mailing Address: HC2 Box 6204 Keaau, HI 96749
Property Address: 13-3503 Nohea St., Pahoa, HI 96778
Email Addresses: rgcannon79@yahoo.com
Phone Number: (808) 212-8199


Richard Cannon


Kristi Cannon

Dated: 11-27-2021

Dated: _____

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Robert Golden and Konrad Kumorkiewicz, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

<u>Full Names:</u>	Robert Golden and Konrad Kumorkiewicz
<u>Mailing Address:</u>	13-872 Malama Street, Pahoā, HI 96778
<u>Property Addresses:</u>	13-860 Malama Street, Pahoā, HI 96778 13-872 Malama Street, Pahoā, HI 96778
<u>Email Addresses:</u>	rgolden46@gmail.com / kkumorkiewicz@gmail.com
<u>Phone Numbers:</u>	(917) 447-3700 / (917) 215-4245


Robert Golden


Konrad Kumorkiewicz

Dated: 9/24/21

Dated: 09/24/21

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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MATOUSEK LLP
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Chicago, Illinois 60606

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Honolulu, Hawai'i 96813

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Matthew C. Shannon
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700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813


RE: REQUEST FOR EXCLUSION - Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)

To Whom It May Concern:

We the undersigned, Ryan William Holder and Terri Lynn Holder, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

<u>Full Names:</u>	Ryan William Holder and Terri Lynn Holder
<u>Mailing Address:</u>	31750 County Road 309, Advance, MO 63730
<u>Property Address:</u>	13-4053 Lauone Street, Pahoa, HI 96778
<u>Email Addresses:</u>	WebHolders@hotmail.com / TerriHolder3@yahoo.com
<u>Phone Numbers:</u>	(253) 224-0216 / (253) 226-8604


Ryan William Holder


Terri Lynn Holder

Dated: 9-29-2021

Dated: 9-29-2021

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama
35238-2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenne N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

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1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

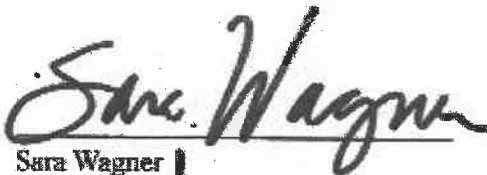
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I the undersigned, Sara Wagner, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*. The contact information required in the notice is as follows:

<u>Full Names:</u>	Sara Wagner
<u>Mailing Address:</u>	13-1032 Kahukai St., Pahoia, HI 96778
<u>Property Address:</u>	13-1032 Kahukai St., Pahoia, HI 96778
<u>Email Addresses:</u>	sara.anslow@gmail.com
<u>Phone Number:</u>	(808) 386-9882


Sara Wagner

Dated: Nov. 26, 2021

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
ATLAWLLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFELLLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
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Honolulu, Hawai'i 96813

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700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

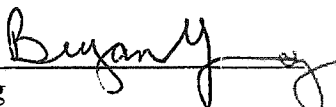
RE: REQUEST FOR EXCLUSION -*Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

JAN 07 2022

I the undersigned, Bryan Young, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Bryan Young
Mailing Address: 109 Briarwood Dr., Clayton, NC 27520
Property Address: 13-1032 Kahukai St., Pahoa, HI 96778
Email Addresses: 2011 vrodmuscle@gmail.com
Phone Number: (919) 750-2251


Bryan Young

Dated: 12-2-21

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813


Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Shana L. Ritsema, hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Shana L. Ritsema
Mailing Address: P.O. Box 1320, Pahoa, HI 96778
Property Address: 13-667 Hinalo Street, Pahoa, HI 96778
Email Address: shanaritsema@yahoo.com
Phone Number: (808) 989-5450


Shana L. Ritsema

Dated: 9.23.21

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

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DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
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NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
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Matthew C. Shannon
BAYS LUNG ROSE VOSS
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Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

We the undersigned, Stephen G. Fisher and Melinda B. Fisher, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Names: Stephen G. Fisher and Melinda B. Fisher
Mailing Address: 16-566 Keaau-Pahoa Rd., Ste. 188-288, Keaau, HI 96749
Property Address: 13-839 Pohoiki Rd., Pahoa, HI 96778
Email Address: stephenfisher60@gmail.com
Phone Number: (214) 673-0509


Stephen G. Fisher


Melinda B. Fisher

Dated: 9/24/21

Dated: 9/24/21

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

I, Susan Leigh Osborne (a/k/a Susan Osborn), hereby convey my intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

Full Name: Susan Leigh Osborne (a/k/a Susan Osborn)
Mailing Address: 171 Halai Street, Hilo, HI 96720
Property Address: 13-3344 Mohala Street, Pahoa, HI 96778
Email Address: halai96720@gmail.com
Phone Number: (808) 640-3439

Susan Leigh Osborne

Susan Leigh Osborne (a/k/a Susan Osborn)

Dated: September 27th, 2021

Sent Via First Class USPS Mail To:

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lenes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
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NAKAMURA & GOYA LLLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

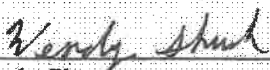
Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813

RE: REQUEST FOR EXCLUSION - *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:

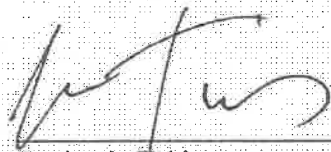
We the undersigned, Wendy Shenk and Benjamin Tabios, as Members with authority to bind Honua Real Estate Group LLC, a Hawai'i Limited Liability Company, hereby convey its intention to be excluded as a class member, and otherwise opt-out, of the case entitled Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.). The contact information required in the notice is as follows:

<u>Policyholder:</u>	Honua Real Estate Group LLC
<u>Full Names of Officers:</u>	Wendy Shenk and Benjamin Tabios
<u>Mailing Address:</u>	12-7134 Waioleka St., Pahoa, HI 96778
<u>Property Address:</u>	13-927 Leilani Ave., Pahoa, HI 96778
<u>Email Address:</u>	alohafromwendy@yahoo.com
<u>Phone Number:</u>	(808) 483-0933



Wendy Shenk
Member/Manager

Dated: 9/24/21



Benjamin Tabios
Member/Manager

Dated: 9/24/21

LAW OFFICES OF
STANLEY H. ROEHRIG
ATTORNEY AT LAW
A Law Corporation
101 AUPUNI STREET, SUITE 124
HILO, HAWAII 96720
TELEPHONE: (808) 969-1441
stan@roehriglaw.com

October 8, 2021

Joseph P. Guglielmo
SCOTT & SCOTT, AAL, LLP
230 Park Avenue, 17th Floor
New York, New York 10169

Paul Alston
DENTONS US, LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai`i 96813

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-2434

Lennes Omuro
GOODSILL ANDERSON QUINN &
STIFEL, LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai`i 96813

Gregory W. Kugle
DAMON KEY LEONG,
KUPCHAK HASTERT, ALC
1003 Bishop Street, Suite 1600
Honolulu, Hawai`i 96813

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CHONG, NISHIMOTO, SIA
NAKAMURA & GOYA, LLP
1003 Bishop Street, Suite 2500
Honolulu, Hawai`i 96813

David E. Walker
WALKER WILCOX MATOUSEK, LLP
One North Franklin, Suite 3200
Chicago, Illinois 60606

Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai`i 96818

Re: *Aguilina, et al v. Certain Underwriters at Lloyd's, London, et al*
No. 18-cv-00496-ACK-KJM (d. Haw.)

Name of Parties **Requesting Exclusion** from Settlement:

1. Michael W. Hale
Mailing Address: c/o Stanley H. Roehrig, ALC
101 Aupuni Street, Suite 124
Hilo, Hawai`i 96720
Property Address: 13-3385 Hookupu Street
Pahoa, Hawaii 96778

STANLEY H. ROEHRIG

October 8, 2021
Page 2

Email: stan@roehriglaw.com
Telephone: (808) 969-1441

2. Michael W. Hale
Mailing Address: c/o Stanley H. Roehrig, ALC
101 Aupuni Street, Suite 124
Hilo, Hawai`i 96720
Property Address: 13-3423 Hookupu Street
Pahoa, Hawaii 96778
Email: stan@roehriglaw.com
Telephone: (808) 969-1441

Counsel:

By this letter, you are hereby notified that the three sets of clients above identified plaintiffs in Third Circuit Civil No. 19-1-0143 (Hale I); Third Circuit Civil No 3CCV-20-0000137 (Hale II), and Third Circuit Civil No. 3CCV-20-0000144 (Dencker), consolidated under Civil No. 19-1-0143, **are electing to opt out of the above-referenced Class Action Settlement, *Aguilina, et al v. Certain Underwriters at Lloyd's, London, et al***, No. 18-cv-00496-ACK-KJM (D. Haw.)

It appears from the face of the policy on the Dencker property at Kapoho Beach Road that the Denckers do not have a lava exclusion. However, there may be a lava exclusion in one or more of their Lloyd's Underwriters policies they were issued between 2012 and 2018.

There are lava exclusions on the Hale properties.

Very truly yours,



Stanley H. Roehrig
Attorney for the
Above-identified Plaintiffs

EXHIBIT B

1. Gabriel Compere and Kumiko Compere – 12-7235 Namohala Street, Pahoia, Hawaii 96778
2. Gregory C. Dencker, Carol K. Dencker, and Champagne Cove, LLC – 14-5035 Kapoho Beach Road, Pahoia Hawaii 96778

Lloyd's Lava Settlement
c/o RG/2 Claims Administration
LLC
P.O. Box 59479
Philadelphia, PA 19102-9479

Joseph P. Guglielmo
SCOTT+SCOTT ATTORNEYS
AT LAW LLP
230 Park Avenue, 17th Floor
New York, New York 10169

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-
2434

Gregory W. Kugle
DAMON KEY LEONG
KUPCHAK HASTERT, Law
Corporation
1003 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

David E. Walker
WALKER WILCOX
MATOUSEK LLP
One North Franklin, Suite 3200,
Chicago, Illinois 60606

Paul Alston
DENTONS US LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai'i 96813

Lennes N. Omuro
GOODSILL ANDERSON
QUINN
& STIFEL LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai'i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA,
NAKAMURA & GOYA LLP
1003 Bishop Street, Ste 2500
Honolulu, Hawai'i 96813

Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai'i 96813


RE: **REQUEST FOR EXCLUSION** - *Aquilina, et al. v. Certain Underwriters at Lloyd's
London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*

To Whom It May Concern:


JAN 07 2022

We the undersigned, Gabriel Compere and Kumiko Compere, hereby convey our intention to be excluded as class members, and otherwise opt-out, of the case entitled *Aquilina, et al. v. Certain Underwriters at Lloyd's London, et al., No. 18-cv-00496-ACK-KJM (D. Haw.)*. The contact information required in the notice is as follows:

Full Names: Gabriel Compere and Kumiko Compere
Mailing Address: 12-7235 Namohala Street, Pahoa, HI 96778
Property Address: 12-7235 Namohala Street, Pahoa, HI 96778
Email Addresses: gabrielcompere@aol.com / kumi0107@hotmail.com
Phone Number: (718) 688-4511



Gabriel Compere



Kumiko Compere

Dated: 12/3/2021

Dated: 12/13/2021

LAW OFFICES OF
STANLEY H. ROEHRIG
ATTORNEY AT LAW
A Law Corporation
101 AUPUNI STREET, SUITE 124
HILO, HAWAII 96720
TELEPHONE: (808) 969-1441
stan@roehriglaw.com

October 8, 2021

Joseph P. Guglielmo
SCOTT & SCOTT, AAL, LLP
230 Park Avenue, 17th Floor
New York, New York 10169

Paul Alston
DENTONS US, LLP
1001 Bishop Street, Suite 1800
Honolulu, Hawai`i 96813

E. Kirk Wood
WOOD LAW FIRM, LLC
P. O. Box 382434
Birmingham, Alabama 35238-2434

Lennes Omuro
GOODSILL ANDERSON QUINN &
STIFEL, LLP
999 Bishop Street, Suite 1600
Honolulu, Hawai`i 96813

Gregory W. Kugle
DAMON KEY LEONG,
KUPCHAK HASTERT, ALC
1003 Bishop Street, Suite 1600
Honolulu, Hawai`i 96813

Steven L. Goto
CHONG, NISHIMOTO, SIA
NAKAMURA & GOYA, LLP
1003 Bishop Street, Suite 2500
Honolulu, Hawai`i 96813

David E. Walker
WALKER WILCOX MATOUSEK, LLP
One North Franklin, Suite 3200
Chicago, Illinois 60606

Matthew C. Shannon
BAYS LUNG ROSE VOSS
700 Bishop Street, Suite 900
Honolulu, Hawai`i 96818

Re: *Aguilina, et al v. Certain Underwriters at Lloyd's, London, et al*
No. 18-cv-00496-ACK-KJM (d. Haw.)

Name of Parties **Requesting Exclusion** from Settlement:

1.

STANLEY H. ROEHRIG

October 8, 2021

Page 2

2.

3. Gregory C. Dencker, Carol K. Dencker, and Champagne Cove, LLC

Mailing Address: c/o Stanley H. Roehrig, LLC
101 Aupuni Street, Suite 124
Hilo, Hawai`i 96720

Property Address: 14-5035 Kapoho Beach Road
Pahoa, Hawai`i 96778

Email: stan@roehriglaw.com

Telephone: (808) 969-1441

Counsel:

By this letter, you are hereby notified that the three sets of clients above identified plaintiffs in Third Circuit Civil No. 19-1-0143 (Hale I); Third Circuit Civil No 3CCV-20-0000137 (Hale II), and Third Circuit Civil No. 3CCV-20-0000144 (Dencker), consolidated under Civil No. 19-1-0143, **are electing to opt out of the above-referenced Class Action Settlement, *Aguilina, et al v. Certain Underwriters at Lloyd's, London, et al***, No. 18-cv-00496-ACK-KJM (D. Haw.)

It appears from the face of the policy on the Dencker property at Kapoho Beach Road that the Denckers do not have a lava exclusion. However, there may be a lava exclusion in one or more of their Lloyd's Underwriters policies they were issued between 2012 and 2018.

There are lava exclusions on the Hale properties.

Very truly yours,



Stanley H. Roehrig
Attorney for the
Above-identified Plaintiffs