

COMPLAINT (ASSUMPSIT, SUMMARY POSSESSION/LANDLORD-TENANT, DAMAGES); DECLARATION; EXHIBIT(S); SUMMONS
(Non-Act 278, SLH 2025 Cases; Eff. Feb. 5, 2026 through Feb. 4, 2028)

<p>IN THE DISTRICT COURT OF THE THIRD CIRCUIT <hr style="width: 20%; margin: auto;"/> DIVISION STATE OF HAWAI‘I</p>	
Plaintiff(s)	Reserved for Court Use
	Civil No.
Defendant(s)	Filing Party/Attorney Name, Attorney Number, Firm Name (if applicable), Address, Telephone and Facsimile Numbers
Premises Address:	

COMPLAINT

1. This Court has jurisdiction over this matter and venue is proper.
2. Plaintiff is the landlord or the agent for the landlord of the premises.
3. The premises are located in this division of this Court.
4. Defendant rents and/or is in possession of the premises and/or is a personal guarantor under the rental agreement of the premises.
5. There is a written rental agreement for the premises. **A COPY OF THE WRITTEN RENTAL AGREEMENT FOR THE PREMISES (AND ANY AMENDMENTS TO THE RENTAL AGREEMENT) IS ATTACHED.**
 There is no written rental agreement for the premises, only an oral agreement.
 There is an expired written rental agreement for the premises. A copy of the written rental agreement (**AND ANY ATTACHMENTS TO THE RENTAL AGREEMENT**) IS ATTACHED.
 Defendant is a month-to-month tenant.
6. Defendant has broken the rental agreement because:
 Unpaid rent \$ _____
 Other: _____
7. Written notice was given to Defendant on (date): _____ to correct this situation as follows: 10-day non-monetary default 45-day termination of month-to-month tenancy or
 as specified in the rental agreement or statute(s). **A COPY OF THE WRITTEN NOTICE IS ATTACHED.**
8. Despite the notice, Defendant has failed to correct this situation and is still in possession of the premises.

I certify that this is a full, true, and correct copy of the original on file in this office.

Clerk, District Court of the above Circuit, State of Hawai‘i

COMPLAINT (continued)

9. The Servicemembers Civil Relief Act, 50 U.S.C. App §501 may apply to a Defendant who is classified active duty as defined in the Act. Please check all that apply.

- To the best of my knowledge, the Defendant is not a member of the Military.
- The following Defendant is an active-duty member of the Military. Name _____.
- I am unable to determine whether the Defendant is an active-duty member of the Military. Please attach separate sheet indicating what attempt was made to determine Defendant's military status.

10. As of (date) _____ Defendant(s) owed Plaintiff(s) \$ _____ for:

- Rent itemized as follows: _____
- Other: _____

Plaintiff is asking the Court for the following:

- A. A Judgment giving Plaintiff possession of the premises.
- B. A Writ of Possession directing the Sheriff or Police Officer to:
 - 1. Remove Defendant from the premises and all persons possessing the premises through Defendant.
 - 2. Remove from the premises all personal belongings of Defendant and of any other person; and
 - 3. Put Plaintiff in possession of the premises.
- C. Judgment against Defendant for \$ _____

In addition, the Court may award any rent and other charges owed under the rental agreement, additional damages, court costs, interest and reasonable attorney fees.

Date:	Signature of Plaintiff/Attorney: Print/Type Name:
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DECLARATION

I DECLARE UNDER PENALTY OF LAW THAT WHAT IS STATED IN THE COMPLAINT IS TRUE AND CORRECT.

Date:	Signature of Plaintiff/Attorney: Print/Type Name:
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For Civil related matters, please call or visit the District Court Civil Section at the Hilo Division, 777 Kīlauea Avenue, Hilo, Phone: (808) 961-7515 or Kohala Division, 67-5187 Kamāmalu Street, Kamuela, Phone: (808) 443-2030, or Kona Division, 74-5451 Kamaka 'eha Avenue, Kailua-Kona, Phone: (808) 322-8703.



If you need accommodation for a disability when participating in a court program, service, or activity, please contact the ADA Coordinator as far in advance as possible to allow time to provide accommodation.

- Call (808) 961-7629, FAX (808) 961-7577; or
- Send an e-mail to adarequest@courts.hawaii.gov.

The court will provide, but cannot guarantee, the requested auxiliary aid, service, or accommodation.