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IN THE CIRCUIT COURT OF THE SECOND CIRCUIT

STATE OF HAWAII

JAMES GREGORY KAHLSTORF,)	CIVIL NO. _____
WILLIAM GOSHORN, KAHEALANI)	[Assault & Battery]
GINE REINHARDT, and FRANK)	
FORD .)	COMPLAINT FOR DAMAGES;
)	SUMMONS
)	
Plaintiffs,)	
v.)	
)	
WACKENHUT CORP., a foreign)	
corporation; ROBERT "BUTCH" TAM)	
HO, an individual, JOHN DOES 1-5,)	
JOHN DOE CORPORATIONS 1-5,)	
JOHN DOE PARTNERSHIPS 1-5,)	
ROE GOVERNMENTAL AGENCIES 1-)	
5,)	
)	
)	
Defendants.)	
_____)	

COMPLAINT FOR DAMAGES

COMES NOW Plaintiffs, through undersigned counsel, and for a complaint against Defendants above-named allege as follows:

PARTIES AND JURISDICTIONAL ALLEGATIONS

1. Plaintiff JAMES GREGORY KAHLSTORF is a resident of Makawao, Hawai'i, and was at all relevant times, a resident of the County of Maui, State of Hawai'i.

2. Plaintiff WILLIAM GOSHORN is a non-resident of Hawai'i, and was at all relevant times, a resident of the County of Maui, State of Hawai'i.

3. Plaintiff KAHEALANI GINE REINHARDT is a non-resident of Hawai'i, and was at all relevant times, a resident of the County of Maui, State of Hawai'i.

4. Plaintiff FRANK FORD is a resident of Makawao, Hawai'i, and was at all relevant times, a resident of the County of Maui, State of Hawai'i.

5. Defendant WACKENHUT CORP (WACKENHUT) is, and was at all relevant times, a for-profit foreign corporation headquartered in the state of Florida, authorized to and at relevant times was doing business in the County of Maui, State of Hawai'i.

6. Defendant WACKENHUT was the employer of Defendant ROBERT "BUTCH" TAM HO.

7. Defendant ROBERT "BUTCH" TAM HO is, and was at all relevant times, a resident of the County of Maui, State of Hawai'i.

8. Unidentified defendants are sued herein under fictitious names for the reason that, after reasonable investigation and inquiry, their true names and identities are presently unknown to Plaintiffs, except that they are persons or entities who were the agents, masters, servants, employees, employers, representatives, co-venturers, associates, suppliers, vendors, manufacturers, subcontractors, owners, and/or contractors of the named Defendant; and/or were in some manner presently unknown to Plaintiffs engaged in the activities alleged herein; and/or conducted some activity in a negligent, dangerous or otherwise tortious manner, said negligent, dangerous or otherwise tortious conduct being a legal cause of the injuries and damages described herein. Reference hereinafter to a named Defendant or any person or entity other than

Plaintiffs is also an allegation against all DOE Defendants. Plaintiffs pray for leave to amend this Complaint to allege the true names, identities, capacities, activities and/or responsibilities of the DOE Defendants described in this paragraph when the same are ascertained.

9. Jurisdiction of this Court over Defendants is sought under Hawaii Revised Statutes § 634-33.

FACTUAL ALLEGATIONS

10. Prior to October 20, 2005, Plaintiffs were employed in the operation and management of a commercial inter-island airline based at Kahului Airport, Maui, Hawai'i.

11. On or about October 20, 2005 at the Kahului Airport, Maui, Hawai'i, Plaintiffs were attending a meeting in the administrative offices of the Kahului Airport.

12. In the course of that meeting, Defendant ROBERT "BUTCH" TAM HO and his subordinates employed by Defendant WACKENHUT assaulted, battered, kidnapped, unlawfully restrained, intentionally inflicted emotional distress upon and terrorized Plaintiffs KAHLSTORF and GOSHORN.

13. In the course of that meeting, Defendant ROBERT "BUTCH" TAM HO and his subordinates employed by Defendant WACKENHUT assaulted, unlawfully restrained, and intentionally inflicted emotional distress upon Plaintiffs RHEINHARDT and FORD.

14. At that meeting Defendant ROBERT "BUTCH" TAM HO and his subordinates were employees of Defendant WACKENHUT, acting within the scope and course of his employment.

15. Plaintiffs were injured by Defendant ROBERT "BUTCH" TAM HO and other employees of Defendant WACKENHUT.

16. Defendant WACKENHUT negligently failed to train, supervise, manage and control Defendant ROBERT "BUTCH" TAM HO and the other employees.

17. The negligence of each Defendant was a substantial factor in causing the injuries and losses sustained by Plaintiffs.

18. The negligence of each Defendant, when viewed in the light of the special duty that is imposed upon those who undertake the responsibility to provide security for profit, was so willful, wanton, and extreme as to incur liability for punitive damages.

WHEREFORE, upon a trial hereon Plaintiffs requests a judgment against all Defendants, jointly and severally, for special damages, general damages and punitive damages as shall be proven, together with prejudgment interest, attorneys fees and costs and for such other relief as may be deemed appropriate pursuant to Rule 54 of the Hawaii Rules of Civil Procedure.

DATED: Wailuku, Hawaii, _____.

BENJAMIN LOWENTHAL
Attorney for Plaintiffs

Pursuant to Rule 4(b) of the Hawai'i Rules of Civil Procedure, this summons shall not be delivered between 10:00 p.m. and 6:00 a.m. on premises not open to the public, unless a judge of the District or Circuit courts permits, in writing, on the summons, personal delivery during those hours.

DATED: Wailuku, Hawaii, _____.

Clerk of Court