## CERTIFICATE OF SERVICE

I hereby certify that on March 12, 2009, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

DATED: Honolulu, Hawaii, March 12, 2009.

<u>/s/ H. William Burgess</u> H. William Burgess Attorney for Plaintiffs–Appellants KUROIWA, et al and Appellant Plaintiff-intervenor MARUMOTO