

INTERMEDIATE COURT OF APPEALS OF THE STATE OF HAWAI‘I

Jerre Psak v. Keith Kardash

Psak v. Kardash · No. CAAP-XX-XXXXXXX · Decided March 31, 2026

SUMMARY

The Hawai‘i Intermediate Court of Appeals affirmed the District Court of the First Circuit's denial of Keith Kardash's post-judgment motion to stay enforcement of an injunction against harassment. The court held that Kardash's opening brief presented no discernible argument showing an abuse of discretion and noted that the underlying injunction was not properly before the court for review.

CASE DETAILS

|                       |                                                                                                                                                                                                                                                                                                                                       |
|-----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| COURT                 | Intermediate Court of Appeals of the State of Hawai‘i                                                                                                                                                                                                                                                                                 |
| WRITING FOR THE COURT | Katherine G. Leonard, Presiding Judge; Keith K. Hiraoka, Associate Judge; Sonja M.P. McCullen, Associate Judge                                                                                                                                                                                                                        |
| JURISDICTION          | Hawai‘i Intermediate Court of Appeals                                                                                                                                                                                                                                                                                                 |
| DECIDED               | March 31, 2026                                                                                                                                                                                                                                                                                                                        |
| DOCKET                | CAAP-XX-XXXXXXX                                                                                                                                                                                                                                                                                                                       |
| DISPOSITION           | affirmed                                                                                                                                                                                                                                                                                                                              |
| PROCEDURAL POSTURE    | Respondent-appellant appealed the district court's summary denial of a post-judgment motion seeking to stay enforcement of an injunction against harassment, clarify special conditions, and obtain permission to play the violin. He also sought reversal of other orders, vacatur of the injunction, and attorney's fees and costs. |
| STANDARD OF REVIEW    | The court reviewed the denial of the motion to stay for abuse of discretion. It also applied liberal construction to the self-represented appellant's filings, provided that the appellant's argument could reasonably be discerned.                                                                                                  |
| PRECEDENTIAL VALUE    | Unpublished and not for publication in the West's Hawai‘i Reports and Pacific Reporter; precedential effect is not established by the source.                                                                                                                                                                                         |
| PARTIES               | Keith Kardash v. Jerre Psak                                                                                                                                                                                                                                                                                                           |

TOPICS

- appellate jurisdiction
- appellate procedure
- injunctions
- standard of review
- civil procedure

## PRACTICE AREAS

appellate procedure

civil procedure

injunctions

remedies

## QUESTIONS PRESENTED

1. Whether the Intermediate Court of Appeals had jurisdiction to review the First Amended Injunction Against Harassment when no appeal had been taken from that injunction.
2. Whether the district court abused its discretion by summarily denying Kardash's post-judgment motion to stay enforcement of the injunction.
3. Whether Kardash was entitled to reversal of the challenged orders, vacatur of the injunction, or an award of attorney's fees and costs based on his opening brief.

## HOLDINGS

1. The court lacked jurisdiction to review the First Amended Injunction Against Harassment because no appeal had been taken from that injunction.
2. The court affirmed the district court's November 26, 2024 Order Denying Motion to Stay because Kardash presented no discernible argument establishing that the district court abused its discretion.

## KEY QUOTATIONS

“Thus, we have no jurisdiction to review the First Amended Injunction Against Harassment.” (at 2)

“Based on the foregoing, we affirm the district court's November 26, 2024 Order Denying Motion to Stay.”  
(at 3)

## FACTUAL BACKGROUND

The district court entered a First Amended Injunction Against Harassment in favor of Psak, Kardash's neighbor, on November 1, 2023. Kardash later sought to stay enforcement of the injunction, clarify two allegedly vague or ambiguous special conditions, and obtain permission to play the violin. The district court summarily denied that post-judgment motion on November 26, 2024, and Kardash appealed.

## PROCEDURAL HISTORY

The District Court of the First Circuit entered a First Amended Injunction Against Harassment in favor of Jerre Psak on November 1, 2023, under Hawai‘i Revised Statutes § 604-10.5. Keith Kardash filed post-judgment motions, including a motion to stay enforcement, which the district court summarily denied on November 26, 2024. Kardash appealed that denial, but the Intermediate Court of Appeals held that the injunction itself was not before it because no appeal had been taken from the injunction, and affirmed the order denying the stay.

## DISPOSITION

affirmed

## CASES CITED

- *Erum v. Llego*, 147 Hawai‘i 368, 380, 465 P.3d 815, 827 (2020)

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