

# ORIGINAL

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**FIRST CIRCUIT**  
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## IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

### STATE OF HAWAII

STATE OF HAWAII,	)	CR. NO. _____
	)	(AG. Rpt. No. 16-5636)
vs.	)	
	)	FORGERY IN THE SECOND DEGREE
DONALD J. ISEKE,	)	(§708-852, HRS)
	)	
Defendant.	)	
	)	
	)	FELONY INFORMATION; EXHIBIT A
	)	
	)	

### FELONY INFORMATION

The Department of the Attorney General charges:

On or about the 2nd day of June, 2016, through and including the 1<sup>st</sup> day of August, 2016, in the City and County of Honolulu, State of Hawaii, DONALD J. ISEKE did, with intent to defraud, falsely make or alter a written instrument or utter a forged instrument, to wit, a Portner Orthopedic Rehabilitation Medical Certificate Order Form dated June 30, 2016, which is or purports to be, or which is calculated to become or to represent if completed, an instrument which does or may evidence, create, transfer, terminate or otherwise affect a legal right, interest,

obligation or status, thereby committing the offense of Forgery in the Second Degree in violation of Section 708-852 of the Hawaii Revised Statutes.

“Intent to defraud” means:

- (1) An intent to use deception to injure another's interest which has value; or
- (2) Knowledge by the defendant that the defendant is facilitating an injury to another's interest which has value.

“Falsely make”, in relation to a written instrument, means to make or draw a complete written instrument, or an incomplete written instrument, which purports to be an authentic creation of its ostensible maker or issuing commercial establishment, but which is not either because the ostensible maker, or issuing commercial establishment is fictitious or because, if real, the same did not authorize the making or drawing thereof.

“Falsely alter”, in relation to a written instrument, means to change, without the authority of the ostensible maker, drawer, or issuing commercial establishment, a written instrument, whether complete or incomplete, by means of erasure, obliteration, deletion, insertion of new matter, transposition of matter, or in any other manner, so that the instrument so altered falsely appears or purports to be in all respects an authentic creation of its ostensible maker, authorized by the maker, or issuing commercial establishment.

“Written instrument” means any paper, document, or other instrument containing written or printed matter or its equivalent.

“Complete written instrument” means a written instrument which purports to be genuine and fully drawn with respect to every essential feature thereof.

“Incomplete written instrument” means a written instrument which contains some matter by way of content or authentication but which requires additional matter in order to render it a complete written instrument.

“Utter,” in relation to a forged instrument, means to offer, whether accepted or not, a forged instrument with representation by acts or words, oral or in writing, that the instrument is genuine.

“Forged instrument” means a written instrument which has been falsely made, completed, endorsed, or altered.

DATED: JUL 20 2017, Honolulu, Hawaii.

DOUGLAS S. CHIN  
Attorney General



By: LANDON M. M. MURATA  
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