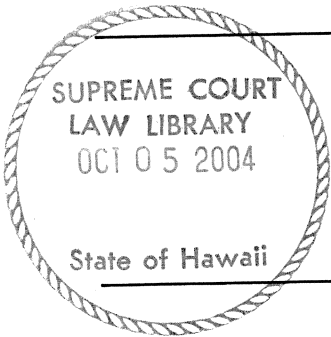


IN THE SUPREME COURT OF THE STATE OF HAWAI'I



In the Matter of the Amendment
of the
Hawai'i Civil Traffic Rules

CLARENCE
DENNY / JUDGE
STATE OF HAWAII

2004 OCT -4 PM 2:32

FILED

ORDER AMENDING

RULE 19(a) OF THE HAWAI'I CIVIL TRAFFIC RULES

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

IT IS HEREBY ORDERED that Rule 19(a) of the Hawai'i Civil Traffic Rules is amended as follows, effective January 1, 2005 (new material is underlined):

RULE 19. TRIAL

(a) For Contested Hearings. A defendant's request for trial must be made within thirty days after a contested hearing judgment is entered. If the request is made at the contested hearing, the court shall set a trial date forthwith. If the request is made within thirty (30) days after entry of judgment, the court shall set a trial date as soon as is practicable. If a trial is requested and the defendant appears at the scheduled trial, the court shall vacate the judgment entered as a result of the contested hearing. There is no right to a trial after a mitigation hearing. If the defendant fails to appear at the requested trial, the judgment shall stand.

DATED: Honolulu, Hawai'i, October 4, 2004.

Steven H. Levinson

Diana W. Nakayama

James E. Duffy, Jr.