

IN THE SUPREME COURT OF THE STATE OF HAWAII

2006 APR 17 PM 2:53

FILED

EMERIMANDO
CLERK, APPELLATE COURTS
STATE OF HAWAII

In the Matter of the Amendment
of the
DISTRICT COURT RULES OF CIVIL PROCEDURE

AMENDED

ORDER AMENDING RULE 24 OF THE
DISTRICT COURT RULES OF CIVIL PROCEDURE

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

Upon review of the March 3, 2006 "Order Amending Rule 24 of the District Court Rules of Civil Procedure," it appears the Rule 24(d) subtitle inadvertently included the phrase "and Intervention by the State." Therefore,

IT IS HEREBY ORDERED that Rule 24 of the District Court Rules of Civil Procedure is amended, effective July 1, 2006, by adding new subparagraph (d) as follows:

(d) Notice of Claim of Unconstitutionality. A party who draws into question the constitutionality of a Hawai'i statute, in any proceeding to which the State of Hawai'i, or any agency thereof, or any officer or employee thereof in an official capacity is not a party, shall provide immediate written notice of the constitutional issue to the Attorney General of the State of Hawai'i.

DATED: Honolulu, Hawai'i, April 17, 2006.

[Handwritten signatures of Moon, Levinson, Nakayama, Acoba, and Duffy]
Kama E. Duffy, Jr.

