

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

In the Matter of the Amendment
of the
HAWAI'I PROBATE RULES

CLERK
STATE OF HAWAII
APPELLATE COURTS

2006 MAY 30 AM 9:12

FILED

ORDER AMENDING HAWAI'I PROBATE RULES

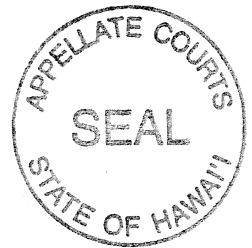
(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

IT IS HEREBY ORDERED that Rule 36(a) of the Hawai'i Probate Rules, is amended, effective July 1, 2006, as follows (deleted material is bracketed and stricken; new material is underscored):

Rule 36. RELIEF FROM ORDER.

(a) **Clerical Mistakes.** The court may correct clerical mistakes in orders or other parts of the record and errors arising from oversight or omission at any time of its own initiative or on the petition of any interested person and after such notice, if any, as the court orders. During the pendency of an appeal, such mistakes may be corrected before the appeal is docketed [~~in the supreme court~~], and thereafter while the appeal is pending may be corrected with leave of the [~~supreme~~] appellate court.

DATED: Honolulu, Hawai'i, May 30, 2006.



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Dennis E. Duffy, Jr.