

NO. CAAP-11-0000166

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

KARPELES MANUSCRIPT LIBRARY, Plaintiff-Appellee, v.
STELLA FAYE DUARTE; MORYLEE FERNANDEZ, and JOHN and
MARY DOES 1-10, Defendants-Appellants

APPEAL FROM THE CIRCUIT COURT OF THE FIFTH CIRCUIT
(CIVIL NO. 09-1-0232)

ORDER GRANTING APPELLANTS' MOTION FOR PUBLICATION
OF THE COURT'S DECEMBER 20, 2012 MEMORANDUM OPINION
(By: Foley, Presiding Judge, Fujise and Leonard, JJ.)

Upon consideration of "Appellants' Motion for
Publication of the Court's December 20, 2012 Memorandum Opinion"
(Motion) filed on December 21, 2012, and no opposition being
filed,

IT IS HEREBY ORDERED that the Motion is granted.

IT IS FURTHER ORDERED that (1) the Memorandum Opinion
of this court entered on December 20, 2012 is withdrawn and
vacated; and (2) Minute Order No. 12-73, entered on December 7,

2012, is continued in effect. A new opinion will be issued shortly.

DATED: Honolulu, Hawai'i, January 28, 2013.

Gary Victor Dubin and
Frederick J. Arensmeyer
for Defendants-Appellants on
the motion.

Presiding Judge

Associate Judge

Associate Judge