

NOS. CAAP-11-0000755 and CAAP-12-0000004

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

GAIL KONO, and WRAY JOSE, each individually and on behalf of those persons similarly situated, and TERRIE SIMPSON, LIANE AUYONG-IMAMURA, PETER NAKASHIMA, CATHERINE KALEHUAWHEHE, JOAN LEWIS, BEVERLEE CHIP, JUSTIN WONG, ROBERT GILMORE and GAYLE ENRIQUEZ, each in his or her official capacity as TRUSTEE of the HAWAI'I STATE TEACHERS ASSOCIATION VOLUNTARY EMPLOYEES' BENEFICIARY TRUST, Plaintiffs-Appellees/Cross-Appellants,

v.

NEIL ABERCROMBIE, Governor, State of Hawai'i, in his official capacity, STATE OF HAWAI'I, DOES 1-10, Defendants-Appellants/Cross-Appellees

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CIVIL NO. 10-1-1966)

ORDER DENYING DEFENDANTS-APPELLANTS/CROSS-APPELLEES'
MOTION FOR RECONSIDERATION
(By: Foley, Presiding J., Fujise and Leonard, JJ.)

Upon consideration of "Defendants-Appellants/Cross-Appellees Neil Abercrombie and State of Hawai'i's Motion for Reconsideration" filed May 3, 2013, the memorandum/papers in support of the motion, and the records and files in this case,

NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

IT IS HEREBY ORDERED that the motion is denied.

DATED: Honolulu, Hawaii, May 9, 2013.

Presiding Judge

Associate Judge

Associate Judge