

NO. 29496

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I, Respondent/Plaintiff-Appellee,

vs.

MICHAEL MAKANA HOE, Petitioner/Defendant-Appellant.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CASE NO. 2P108-01809)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI

(By: Duffy, J., for the court<sup>1</sup>, and Circuit  
Judge Pollack, in place of Moon, C.J., recused,  
dissenting, with whom Acoba, J., joins)

Petitioner/Defendant-Appellant Michael Makana Hoe's  
application for writ of certiorari, filed on June 23, 2010, is  
hereby rejected.

DATED: Honolulu, Hawai'i, August 4, 2010.

FOR THE COURT:

Associate Justice

Karen T. Nakasone,  
Deputy Public Defender,  
for petitioner/defendant-  
appellant on the application

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<sup>1</sup> Considered by: Nakayama, Acting C.J., Acoba, Duffy, and Recktenwald,  
JJ. and Circuit Judge Pollack, in place of Moon, C.J., recused.