## NO. 29446

DIONICIO TANGONAN, Petitioner/Petitioner-Appellant,
vs.

STATE OF HAWAI'I, Respondent/Respondent-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (SPP NO. 07-1-0040; CR. NO. 99-1226)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI (By: Recktenwald, J., for the court<sup>1</sup>)

Petitioner/Petitioner-Appellant Dionicio Tangonan's application for writ of certiorari filed on March 22, 2010, is hereby rejected.

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

FOR THE COURT:

Mur E. Rechten

Associate Justice

Samuel P. King, Jr., on the application for petitioner/petitioner-appellant.

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