## NO. SCWC-30369

## IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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

VS.

JAMES H. PFLUEGER, Petitioner/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (ICA NOS. 30369 and 30419; CR. NO. 08-1-0280)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI
(By: Nakayama, Acting C.J., Acoba, Duffy, and McKenna, JJ., and Circuit Judge Chan, in place of Recktenwald, C.J., recused)

Petitioner/Defendant-Appellant James H. Pflueger's application for writ of certiorari, filed on October 12, 2011, is hereby rejected.

DATED: Honolulu, Hawai'i, November 22, 2011.

William C. McCorriston,
David J. Minkin, and
Becky T. Chestnut
(McCorriston Miller Mukai
MacKinnon LLP) for
petitioner/defendantappellant on the
application

Kimberly Tsumoto Guidry, First Deputy Solicitor General, for respondent/ plaintiff-appellee on the response /s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ James E. Duffy, Jr.

/s/ Sabrina S. McKenna

/s/ Derrick H.M. Chan

