

**Electronically Filed  
Supreme Court  
SCWC-11-0001093  
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SCWC-11-0001093

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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BG INCORPORATED, a Hawai'i corporation,  
BRYAN FUNAI AND CYNTHIA J. FUNAI,  
Respondents/Plaintiffs-Appellees,

vs.

WILLIAM S. ELLIS, JR.,  
Petitioner/Defendant-Appellant,

and

P.F. THREE PARTNERS, a Hawai'i limited partnership,  
BARBARA A. SUMIDA, SUCCESSOR TRUSTEE OF THE MASARU  
SUMIDA TRUST; STANLEY UNTEN, TRUSTEE AND SHAREHOLDER OF  
BANANA GROWERS OF HAWAI'I, INC. a dissolved Hawai'i  
corporation; TAMAE M. SHIRAISHI AND DEBRA J. SHIRAISHI-PRATT,  
SUCCESSOR CO-TRUSTEES TO CHARLEY T. SHIRAISHI,  
TRUSTEE OF THE CHARLEY T. SHIRAISHI REVOCABLE TRUST.  
Respondents/Defendants-Appellees.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-11-0001093; CIV. NO. 05-1-0232(2))

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI  
(By: Recktenwald, C.J., Nakayama, Acoba, McKenna, and Pollack, JJ.)

Petitioner/Defendant-Appellant William S. Ellis, Jr.'s application for writ of certiorari, filed on August 28, 2013, is hereby rejected.

DATED: Honolulu, Hawai'i, October 9, 2013.

William S. Ellis, Jr.,  
Petitioner/Defendant-  
Appellant pro se

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

