IN THE SUPREME COURT OF THE STATE OF HAWAI'I

ROBERT LEE TEW, JR., Petitioner/Petitioner-Appellant,

vs.

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

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (S.P.P. NO. 07-1-0035; CR. NO. 06-1-0664)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI (By: Recktenwald, J., for the court¹)

Petitioner/Petitioner-Appellant Robert Lee Tew, Jr.'s application for writ of certiorari filed on June 28, 2010, is hereby rejected.

DATED: Honolulu, Hawai'i, August 10, 2010.

FOR THE COURT:

Associate Justice

Shawn Anthony Luiz on the application for petitioner/petitioner-appellant.

¹ Considered by: Nakayama, Acting C.J., Duffy, and Recktenwald, JJ., and Circuit Judge McKenna in place of Moon, C.J., recused, and Circuit Judge Crandall in place of Acoba, J., recused.