Electronically Filed Supreme Court 29555 05-OCT-2010 09:56 AM

NO. 29555

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

STATE OF HAWAI'I, Respondent/Plaintiff-Appellee

VS.

DIONE K. KAEO-TOMASELI, Petitioner/Defendant-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 07-1-2163)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI

(By: Acoba, J., for the court<sup>1</sup>)

The Application for Writ of Certiorari filed on August 23, 2010 by Petitioner/Defendant-Appellant Dione K. Kaeo-Tomaseli is hereby rejected.

DATED: Honolulu, Hawai'i, October 5, 2010.

FOR THE COURT:

/s/ Simeon R. Acoba, Jr.

Associate Justice

Jon N. Ikenaga, Deputy Public Defender, on the application for petitioner/ defendant-appellant.

Considered by: Recktenwald, C.J., Nakayama, Acoba, and Duffy, JJ., and Circuit Judge Ahn in place of Moon, C.J., recused and retired.

Donn Fudo, Deputy Prosecuting Attorney, City and County of Honolulu, on the response for respondent/plaintiff-appellee.