Electronically Filed Supreme Court 29790 25-OCT-2010 04:36 PM

NO. 29790

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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

VS.

TIMOTHY A. WALSH, Respondent/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 08-1-0418(3))

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

Petitioner State of Hawaii's application for writ of certiorari, filed on September 9, 2010, is hereby accepted and will be scheduled for oral argument. The parties will be notified by the appellate clerk regarding scheduling.

DATED: Honolulu, Hawaiʻi, October 25, 2010.

FOR THE COURT:

Marl E. Rechtenand

Chief Justice

Benjamin M. Acob, Prosecuting Attorney, and Peter A. Hanano, First Deputy Prosecuting Attorney, on the application for petitioner/plaintiffappellee.

 $<sup>^{1}</sup>$  Considered by: Recktenwald, C.J., Nakayama, J., Acoba, J., Duffy, J., and Circuit Judge Sakamoto, assigned by reason of vacancy.