

**Electronically Filed  
Supreme Court  
SCWC-12-0000711  
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SCWC-12-0000711

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

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TITLE GUARANTY ESCROW SERVICES, INC.,  
a Hawai‘i corporation, Respondent/Plaintiff-Appellee,

v.

WAILEA RESORT COMPANY, LTD., a Hawai‘i corporation,  
Respondent/Defendant, Cross-Claim Defendant, Cross-Claim  
Plaintiff-Appellee,

and

MICHAEL J. SZYMANSKI, Petitioner/Defendant, Cross-Claim  
Plaintiff, Cross-Claim Defendant, Third-Party Plaintiff, Third-  
Party Counterclaim Defendant-Appellant,

and

ADOA-SHINWA DEVELOPMENT CORPORATION, a Hawai‘i corporation, and  
SHINWA GOLF HAWAI‘I CO., LTD., a Hawai‘i corporation,  
Respondents/Third-Party Defendants, Third-Party  
Counterclaimants-Appellees.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-12-0000711; CIVIL NO. 02-1-0352(2))

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

Petitioner/Defendant, Cross-Claimant, Third-Party  
Plaintiff, Third-Party Counterclaim Defendant-Appellant Michael

J. Szymanski's Application for Writ of Certiorari, filed  
December 2, 2016, is hereby rejected.

DATED: Honolulu, Hawai'i, January 12, 2017.

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

/s/ Jeannette H. Castagnetti

