Electronically Filed Supreme Court SCWC-14-0000987 16-JUL-2018 01:50 PM

## SCWC-14-0000987

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

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

VS.

DAVID T. FLEMING, Petitioner/Defendant-Appellant.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CAAP-14-0000987; 2PC061000570)

## ORDER DENYING MOTION FOR RECONSIDERATION (By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

Upon consideration of Petitioner/Defendant-Appellant's motion for reconsideration, filed June 22, 2018,

IT IS HEREBY ORDERED that the motion is deemed rejected. <u>See</u> Hawai'i Rules of Appellate Procedure Rule 40(d).

DATED: Honolulu, Hawai'i, July 16, 2018.

- /s/ Mark E. Recktenwald
- /s/ Paula A. Nakayama
- /s/ Sabrina S. McKenna
- /s/ Richard W. Pollack
- /s/ Michael D. Wilson

