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## SCRU-10-000012

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

In the Matter of the Amendment

of the

HAWAI'I RULES OF APPELLATE PROCEDURE

ORDER AMENDING RULE 10 (a) OF THE HAWAI'I RULES OF APPELLATE PROCEDURE

(By: Recktenwald, C.J., Nakayama, Acoba, and Duffy, JJ., and Intermediate Court of Appeals Chief Judge Nakamura, assigned by reason of vacancy)

IT IS HEREBY ORDERED that Rule 10(a) of the Hawai'i Rules of Appellate Procedure is amended, effective immediately upon the filing of this order, as follows (deleted material is bracketed and stricken; new material is underscored):

Rule 10.THE RECORD ON APPEAL.(a)Composition of the record on appeal. The record on appeal shallconsist of the trial court or ADLRO record, as set out in Rule [2.19] 2.20 andRule 4 of the Hawai'i Court Records Rules, or the agency record as defined bystatutes or rules governing agency proceedings.

DATED: Honolulu, Hawaiʻi, November 8, 2010. /s/ Mark E. Recktenwald /s/ Paula A. Nakayama /s/ Simeon R. Acoba, Jr. /s/ James E. Duffy, Jr. /s/ Craig H. Nakamura

