

FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I, Plaintiff-Appellee, v.
TIMOTHY A. WALSH, Defendant-Appellant

NO. 29790

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CRIMINAL NO. 08-1-0418(3))

ORDER OF AMENDMENT

(By: Foley, Presiding Judge, Fujise and Reifurth, JJ.)

IT IS HEREBY ORDERED that the Published Opinion of the Court filed on May 26, 2010, is amended as follows:

In the third paragraph on page 1, line 1, the word "reverse" should be deleted and replaced with the word "vacate" so that the sentence reads:

For the reasons discussed below, we vacate the

In the first full paragraph on page 10, line 14, the word "reverse" should be deleted and replaced with the word "vacate" so that the sentence reads:

therefore vacate and remand to the circuit court for a new

The Clerk of the Court is directed to incorporate the foregoing change in the original opinion and take all necessary steps to notify the publishing agency of this change.

DATED: Honolulu, Hawai'i, May 27, 2010.

Daniel R. Foley
Presiding Judge

Anna O. Fujise
Associate Judge

Lawrence M. Reifurth
Associate Judge

K. HAMAKAKO
CLERK, APPELLATE COURTS
STATE OF HAWAII

2010 MAY 27 AM 10:55

FILED