

NO. CAAP-14-0001018

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

U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, ON BEHALF
OF THE HOLDERS OF THE CREDIT SUISSE FIRST BOSTON MORTGAGE
SECURITIES CORP HOME EQUITY PASS THROUGH CERTIFICATES,
SERIES 2006-8, Plaintiff-Appellee,

v.

DANIEL SMITH, TAMMY SMITH, Defendants-Appellants
and
JOHN AND MARY DOES 1-10, Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CIVIL NO. 09-1-2444)

ORDER GRANTING MOTION FOR PUBLICATION
AND

RESCINDING MEMORANDUM OPINION FILED DECEMBER 28, 2015
(By: Nakamura, C.J., Foley and Reifurth, JJ.)

On December 28, 2015, this court issued a Memorandum Opinion in this appeal. On December 28, 2015, Defendants-Appellants Daniel Smith and Tammy Smith (**Smiths**) filed "Appellants' Motion for Publication of the Court's December 28, 2015 Memorandum Opinion" (**Motion for Publication**), seeking to have this court's Memorandum Opinion issued as a Published Opinion.

Upon consideration of the Smiths' Motion for Publication and having no opposition being filed,

IT IS HEREBY ORDERED that the Smiths' Motion for Publication is granted.

IT IS FURTHER ORDERED that the December 28, 2015

Memorandum Opinion of this court is rescinded and an opinion for publication will follow.

DATED: Honolulu, Hawai'i, January 11, 2016.

Gary Victor Dubin
Frederick J. Arensmeyer
(Dubin Law Offices)
on the motion.

Chief Judge

Associate Judge

Associate Judge