BEVERLY JEAN PERRY, on behalf of herself and all others similarly situated, Petitioner-Plaintiff-Appellant,

vs.

THE AES CORPORATION; AES HAWAII, INC.; HAWAIIAN ELECTRIC INDUSTRIES, TO Respondents-Defendants-Appellees.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CIV. NO. 06-1-2122)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI (By: Nakayama, J., for the court1)

Petitioner's application for writ of certiorari filed on July 15, 2010, is hereby rejected.

DATED: Honolulu, Hawai'i, August 26, 2010.

FOR THE COURT:

Funa a neweyana

Associate Justice

Lloyd Y. Asato for petitioner on the application

James Kawashima and Brian Y. Hiyane of Kawashima Lorusso & Harada for respondents HECO/HEI

Peter W. Olson of Cades Schutte and Rick Richmond, pro hac vice, for respondents The AES Corporation and AES Hawaii, Inc.

¹Considered by: Nakayama, Acting C.J., Acoba and Duffy, JJ., Circuit Judge Chang in place of Moon, C.J, recused, and Circuit Judge Kim, in place of Recktenwald, J., recused.