Electronically Filed Supreme Court SCWC-29597 28-DEC-2010 10:51 AM

NO. SCWC-29597

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

COMPUSA STORES, L.P., Respondent/Appellant-Appellant,

VS.

STATE OF HAWAI'I, DEPARTMENT OF TAXATION, Petitioner/Appellee-Appellee.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (ICA NO. 29597; TAX APPEAL CASE NO. 05-0065)

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

Petitioner/Appellee-Appellee State of Hawai'i, Department of Taxation's application for writ of certiorari filed on November 22, 2010, is hereby accepted.

DATED: Honolulu, Hawai'i, December 28, 2010.

FOR THE COURT:

Associate Justice

Mail E. Rechtenude

Hugh R. Jones and Damien A. Elefante, Deputy Attorneys General, on the application for petitioner/appellee-appellee.

Ray K. Kamikawa and Leroy E. Colombe (Chun, Kerr, Dodd, Beaman & Wong) on the response for respondent/appellant-appellant.

 $^{^{1}}$ Considered by: Recktenwald, C.J., Nakayama, Acoba, and Duffy, JJ., and Circuit Judge Lee, assigned due to a vacancy.