

NO. 28583

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I,  
Respondent and Petitioner/Plaintiff-Appellee,

vs.

JENARO TORRES,  
Petitioner and Respondent/Defendant-Appellant.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CR. NO. 05-1-2556)

ORDER RE: APPLICATIONS FOR WRIT OF CERTIORARI  
(By: Acoba, J., for the court<sup>1</sup>)

Petitioner and Respondent/Defendant-Appellant Jenaro Torres' application for writ of certiorari filed on April 7, 2010, is hereby accepted; and Respondent and Petitioner/Plaintiff-Appellee State of Hawaii's application for writ of certiorari filed on April 7, 2010, is hereby rejected.

DATED: Honolulu, Hawai'i, May 24, 2010.

FOR THE COURT:

Associate Justice

Cynthia A. Kagiwada for  
petitioner and respondent  
Jenaro Torres on the  
application.

Dierdre Marie-Iha, Deputy  
Solicitor General and  
Susan Y.N. Won, Deputy  
Attorney General, for  
respondent and petitioner  
State of Hawai'i on the  
application.

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<sup>1</sup>Considered by: Moon, C.J., Nakayama, Acoba, and Duffy, JJ.,  
and Circuit Judge Pollack, in place of Recktenwald, J., recused.