## NO. 29118

## IN THE SUPREME COURT OF THE STATE OF HAWAI'I

CASTLE FAMILY, LLC, a Hawaii Limited Liability Company, Respondent/Plaintiff-Appellee,

vs.

THE KAILUAN, INC., a Hawaii Corporation, Petitioner/Defendant-Appellant.

110 SEP -8 PM 3: 07

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CIV. NO. 08-1-0012)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI
(By: Duffy, J., for the court<sup>1</sup>)

Petitioner/Defendant-Appellant The Kailuan, Inc.'s application for writ of certiorari, filed on August 9, 2010, is hereby rejected.

DATED: Honolulu, Hawai'i, September 8, 2010.

FOR THE COURT:

Rame E. Dugge &.

Associate Justice



Gerard A. Jervis, and Joseph A. Gomes, for petitioner/defendantappellant on the application

Rosemary T. Fazio, Francis P. Hogan, and Connie C. Chow, for respondent/plaintiffappellee on the response

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