Electronically Filed Supreme Court SCWC-30206 06-APR-2011 03:20 PM

SCWC-30206

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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

vs.

CHAN FUNG, Petitioner/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (ICA NO. 30206; CR. NO. 09-1-0564)

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

Petitioner-Defendant-Appellant's application for writ

of certiorari filed on February 18, 2011, is hereby rejected.

DATED: Honolulu, Hawaiʻi, April 6, 2011.

FOR THE COURT:

/s/ Paula A. Nakayama

Associate Justice



Taryn R. Tomasa, Deputy Public Defender, for petitioner-defendant-appellant on the application

 $<sup>^{\</sup>rm 1}{\rm Considered}$  by: Recktenwald, C.J., Nakayama, Acoba, and Duffy, JJ., and Circuit Judge Browning, assigned by reason of vacancy.