Electronically Filed Supreme Court SCWC-29630 12-DEC-2011 09:59 AM

NO. SCWC-29630

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

ALOHACARE, Petitioner/Plaintiff-Appellant,

vs.

DEPARTMENT OF HUMAN SERVICES, STATE OF HAWAI'I, DOES 1-10, Respondents/Defendants-Appellees and DOES 1-10, Defendants.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (ICA NO. 29630; CIV NO. 08-1-1531)

ORDER ACCEPTING APPLICATION FOR WRIT OF CERTIORARI (By: Recktenwald, C.J., Nakayama, Acoba, Duffy, and McKenna, JJ.)

The Application for Writ of Certiorari filed on October 27, 2011 by Petitioner/Plaintiff-Appellant, AlohaCare is hereby accepted.

IT IS FURTHER ORDERED that no oral argument will be heard in this case. Any party may, within ten days and pursuant to Rule 34 (c) of the Hawai'i Rules of Appellate Procedure, move for retention of oral argument.

DATED: Honolulu, Hawaiʻi, December 12, 2011.

Edward C. Kemper for petitioner/ plaintiff-appellant, on the application.

Heidi M. Rian and Lee-Ann N.M. Brewer, respondent/ defendant-appellee on the response. /s/ Mark E. Recktenwald

/s/ Simeon R. Acoba, Jr.

/s/ Paula A. Nakayama

- /s/ James E. Duffy, Jr.
  - /s/ Sabrina S. McKenna

