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Supreme Court
SCWC-30460
02-DEC-2011
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NO. SCWC-30460

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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

vs.

JOHN APELE KALUAU, III, Petitioner/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(ICA NO. 30460; CR. NO. 09-1-0262K)

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

Petitioner/Defendant-Appellant John Apele Kaluau, III's
application for writ of certiorari filed on October 24, 2011, is
hereby rejected.

DATED: Honolulu, Hawai'i, December 2, 2011.

Jeffrey A. Hawk
on the application for
petitioner/defendant-
appellant.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

Linda L. Walton on the
response for respondent/
plaintiff-appellee.

/s/ James E. Duffy, Jr.

