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Supreme Court
SCWC-30460
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NO. SCWC-30460

IN THE SUPREME COURT OF THE STATE OF HAWAII

STATE OF HAWAII, Respondent/Plaintiff-Appellee,

vs.

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

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(ICA NO. 30460; CR. NO. 09-1-262K)

DISSENT BY McKENNA, J.

I respectfully dissent and would accept certiorari because, although harmless beyond a reasonable doubt, Petitioner's two prior convictions were erroneously admitted in evidence.

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

/s/ Sabrina S. McKenna

