

Electronically Filed
Supreme Court
SCWC-29993
18-MAR-2011
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NO. SCWC-29993

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

MICHAEL C. TIERNEY, Petitioner/Defendant-Appellant,

vs.

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

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CR. NO. 08-1-0869)

ORDER

(By: Nakayama, J. for the court¹)

It appearing that the application for a writ of certiorari, filed on January 27, 2011, was rejected on March 7, 2011,

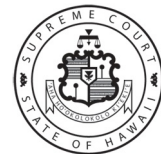
IT IS HEREBY ORDERED that the "Motion to Strike Prosecutor Delanie Prescott-Tate's Responses from the Record," filed on March 9, 2011, is dismissed.

DATED: Honolulu, Hawai'i, March 18, 2011.

FOR THE COURT:

/s/ Paula A. Nakayama

Associate Justice



¹ Considered by: Recktenwald, C.J., Nakayama, Acoba, and Duffy, JJ. and Circuit Judge Pollack, assigned by reason of vacancy.