

**Electronically Filed  
Supreme Court  
SCWC-29742  
28-OCT-2011  
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NO. SCWC-29742

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

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ALAKA‘I NA KEIKI, INC., Petitioner/Plaintiff-Appellant,

vs.

KATHRYN MATAYOSHI,<sup>1</sup> in her official capacity as  
Superintendent of Education, Respondent/Defendant-Appellee.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(ICA NO. 29742; CIV. NO. 05-1-1658)

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  
September 14, 2011 by Petitioner/Plaintiff-Appellant Alaka‘i Na  
Keiki, Inc. is hereby accepted and will be scheduled for oral

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<sup>1</sup> Pursuant to Hawai‘i Rules of Appellate Procedure Rule 43(c)(1),  
Kathryn Matayoshi, the current Superintendent of Education, has been  
substituted for Patricia Hamamoto, the Superintendent of Education at the time  
this case was decided by the first circuit court.

argument. The parties will be notified by the appellate clerk regarding scheduling.

DATED: Honolulu, Hawai'i, October 28, 2011.

Perry Confalone and  
Steven M. Egesdal  
(Carlsmith Ball LLP), for  
petitioner/plaintiff-  
appellant, on the  
application.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ James E. Duffy, Jr.

/s/ Sabrina S. McKenna

