Electronically Filed Supreme Court SCWC-11-0000705 25-SEP-2013 11:16 AM

SCWC-11-0000705

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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

VS.

BARABBAS DIETRICH, Petitioner/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CAAP-11-0000705; CR. NO. 10-1-2075)

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

Petitioner/Defendant-Appellant Barabbas Dietrich's application for writ of certiorari filed on August 9, 2013, is hereby rejected.

DATED: Honolulu, Hawai'i, September 25, 2013.

Stephen M. Shaw for petitioner

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

