

CAAP-12-0000115

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee,  
vs.  
JOSEPH VAIMILI, Defendant-Appellant.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CR NO. 09-1-0410)

ORDER OF CORRECTION

(By: Nakamura, Chief Judge, for the court<sup>1</sup>)

The Opinion of the court, filed on November 12, 2014,  
is hereby corrected as follows:

1. On page 6, at the end of the eleventh line, the  
word "be" should be inserted between "to" and "present" so that  
as corrected, the text reads: " . . . jurors to be present in the  
courthouse . . . ."

2. On page 8, in the third line from the bottom of  
the page, the word "with" should be inserted between "continuing"  
and "the" so that as corrected, the text reads: ". . . continuing  
with the trial . . . ."

3. On page 11, in the fifteenth line, the word "your"  
should be replaced with "you" so that as corrected, the text  
reads: "I thought you learned last time."

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<sup>1</sup>Nakamura, Chief Judge, and Leonard and Reifurth, JJ.

4. On page 11, at the end of the ninth line from the bottom of the page, the word "a" should be replaced with "an" so that as corrected, the text reads: ". . . in an SUV."

5. On page 18, in the last line of the page, the words "or herself" should be inserted between "himself" and "during" so that as corrected, the text reads: ". . . absents himself or herself during . . . ."

6. On page 26, in the sixth line under Section 2., the case reference to "Okamura" should be changed to "Okumura" so that as corrected, the text reads: ". . . the balancing test in Okumura, did not . . . ."

7. On page 26, in the ninth line under Section 2., the citation page reference should be changed from "321, 323" to "321-23" so that as corrected, the citation reads: "See Caraballo, 62 Haw. at 321-23, 615 P.2d at 99-100."

8. On page 28, in the third line from the bottom of the page, the word "in" should be replaced with "is" so that as corrected, the text reads: ". . . significant delay is unlikely, . . . ."

The clerk of the court is directed to take all necessary steps to notify the publishing agencies of these changes.

DATED: Honolulu, Hawai'i, December 24, 2014.

FOR THE COURT:

Chief Judge