

NO. CAAP-14-0001186

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee, v.  
DAN MEZURASHI, Defendant-Appellee, and  
EXODUS BAIL BOND, Real Party-In-Interest Appellant

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CRIMINAL NO. 07-1-0336)

SUMMARY DISPOSITION ORDER

(By: Foley, Presiding Judge, Leonard and Reifurth, JJ.)

Real-Party-in-Interest/Appellant Exodus Bail Bond (**Exodus**) appeals from the Order Denying Motion to Reconsider Denial of Motion to Set Aside Bail Forfeiture (**Order Denying Reconsideration**), which was entered on September 17, 2014, in the Circuit Court of the First Circuit (**Circuit Court**).<sup>1</sup>

On appeal, Exodus asserts that: (1) the Circuit Court erred when it allowed the Department of the Prosecuting Attorney (**Prosecutor**) to represent the State of Hawaii (**State**) in a bail forfeiture proceeding; (2) the Circuit Court erred when it allowed the Prosecutor to enforce the Circuit Court's August 6, 2007 Judgment and Order of Forfeiture of Bail Bond (**Forfeiture Judgment**); (3) the Forfeiture Judgment is void; and (4) the Circuit Court gravely erred in summarily denying reconsideration.

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The Honorable Dexter D. Del Rosario presided.

Upon careful review of the record and the briefs submitted by the parties and having given due consideration to the arguments advanced and the issues raised by the parties, we conclude that Exodus's arguments are without merit. This court has previously considered and rejected Exodus's contention that the Prosecutor is not authorized to represent the State in bail forfeiture proceedings. See State v. Miles, 135 Hawai'i 525, \_\_ P.3d \_\_, (App. 2015); State v. Allen, No. 14-0000838 (App. June 24, 2015).

Accordingly, the Circuit Court's September 17, 2014 Order Denying Reconsideration is affirmed.

DATED: Honolulu, Hawai'i, October 6, 2015.

On the briefs:

Anthony T. Fujii  
for Real Party-In-Interest  
Appellant

Presiding Judge

Loren J. Thomas  
Deputy Prosecuting Attorney  
City and County of Honolulu  
for Plaintiff-Appellee

Associate Judge

Associate Judge