IN THE SUPREME COURT OF THE STATE OF HAWAI'I

RICHARD E. PALM, Petitioner,

vs.

THE HONORABLE PATRICK W. BORDER, JUDGE OF THE CIRCUIT COURT OF THE FIRST CIRCUIT, STATE OF HAWAI'I, Respondent.

ORIGINAL PROCEEDING (S.P. No. 10-1-0098)

ORDER

(By: Moon, C.J., Nakayama, Acoba, Duffy, and Recktenwald, JJ.)

Pursuant to petitioner's August 18, 2010 "Notice of Petitioner's Release from Leahi Hospital" and the respondent judge's August 18, 2010 supplemental answer,

IT IS HEREBY ORDERED that the petition for a writ of mandamus is dismissed as moot.

DATED: Honolulu, Hawai'i, August 23, 2010.