**Electronically Filed Supreme Court SCWC-29670** 23-FEB-2011 03:25 PM

## SCWC-29670

## IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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

FRANKO CHOSA, aka Roy Joseph, Respondent-Defendant-Appellee,

and

FREEDOM BAIL BONDS, Petitioner-Surety/Movant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 08-1-1254)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI (By: Nakayama, J., for the court1)

Petitioner's application for writ of certiorari filed on January 13, 2011, is hereby rejected.

DATED: Honolulu, Hawai'i, February 23, 2011.

FOR THE COURT:

/s/ Paula A. Nakayama

Associate Justice

Richard D. Gronna for petitioner on the application

Delanie D. Prescott-Tate, Deputy Prosecuting Attorney, for respondent on the response

 $<sup>^{1}</sup>$ Considered by: Recktenwald, C.J., Nakayama, Acoba, and Duffy, JJ., and Circuit Judge Trader, assigned by reason of vacancy.