

**Electronically Filed  
Supreme Court  
SCWC-28792  
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NO. SCWC-28792

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

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WILLIAM RONALD DOLAN, CPA, Special Administrator for  
the Estate of ROSALINA ITURRALDE, and MIGUEL FUNES ITURRALDE,  
aka MIKE I. FUNES, Successor Personal Representative  
for the Estate of ARTURO C. ITURRALDE, Respondents and  
Petitioners/Plaintiffs-Appellants-Cross-Appellees,

vs.

HILO MEDICAL CENTER, a Hawai‘i Non-Profit Corporation,  
HAWAI‘I HEALTH SYSTEMS CORPORATION, a Public Benefit Corporation,  
STATE OF HAWAI‘I,  
Respondents/Defendants-Appellees-Cross-Appellants,

and

MEDTRONIC SOFAMOR DANEK, USA, a Tennessee Corporation  
Licensed to do Business in Hawai‘i,  
Petitioner/Defendant-Appellee,

and

ROBERT RICKETSON, M.D., Defendant-Appellee.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CIVIL NO. 03-1-0017)

ORDER REJECTING MEDTRONIC’S APPLICATION FOR WRIT OF CERTIORARI

(By: Nakayama, Acting C.J., Acoba, and McKenna, JJ.,  
Circuit Judge Nacino, in place of Recktenwald, C.J., recused,  
and Circuit Judge Kubo Jr., assigned by reason of vacancy)

Petitioner/Defendant-Appellee Medtronic Sofamor Danek  
USA, Inc.'s application for writ of certiorari, filed on June  
22, 2012, is hereby rejected.

DATED: Honolulu, Hawai'i, August 6, 2012.

Edmund Burke, John Reyes-Burke,  
David Y. Suzuki, and Murray Levin  
on the Application for Medtronic.

Mark S. Davis, Michael K.  
Livingston, and Robert P. Marx  
on the Response.

/s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ Sabrina S. McKenna

/s/ Edwin C. Nacino

/s/ Edward H. Kubo, Jr.

