Electronically Filed Supreme Court SCPW-12-0000432 30-MAY-2012 12:53 PM

NO. SCPW-12-0000432

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

MICHAEL TIERNEY, Petitioner,

vs.

INTERMEDIATE COURT OF APPEALS OF THE STATE OF HAWAI'I, Respondent.

ORIGINAL PROCEEDING (ICA No. 29993)

ORDER (By: Recktenwald, C.J., Nakayama, Acoba, Duffy, and McKenna, JJ.) Upon consideration of the motion for reconsideration of the May 17, 2012 order denying the petition for a writ of mandamus,

IT IS HEREBY ORDERED that the motion for

reconsideration is denied.

DATED: Honolulu, Hawaiʻi, May 30, 2012.

/s/ Mark E. Recktenwald

- /s/ Paula A. Nakayama
- /s/ Simeon R. Acoba, Jr.
- /s/ James E. Duffy, Jr.
- /s/ Sabrina S. McKenna