Electronically Filed Supreme Court SCWC-30082 30-OCT-2012 08:41 AM

NO. SCWC-30082

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

RICK RALSTON, Respondent/Plaintiff-Appellant, vs.

ERROL Y. W. YIM, D.D.S., Petitioner/Defendant-Appellee.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (ICA NO. 30082; CIV. NO. 08-1-0934)

ORDER ACCEPTING APPLICATION FOR WRIT OF CERTIORARI (By: Recktenwald, C.J., Nakayama, Acoba, McKenna, JJ., and Circuit Judge Ahn, in place of Pollack, J., recused)

Petitioner/Defendant-Appellee Errol Y. W. Yim, D.D.S.'s application for writ of certiorari filed on September 21, 2012, is hereby accepted.

IT IS FURTHER ORDERED that no oral argument will be heard in this case. Any party may, within ten days and pursuant to Rule 34(c) of the Hawai'i Rules of Appellate Procedure, move for retention of oral argument.

DATED: Honolulu, Hawai'i, October 30, 2012.

John Reyes-Burke for petitioner

Sue V. Hansen for respondent

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ Sabrina S. McKenna

/s/ Karen S. S. Ahn

