

**Electronically Filed  
Supreme Court  
SCWC-29454  
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SCWC-29454

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

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THOMAS FRANK SCHMIDT and LORINNA JHINCIL SCHMIDT,  
Petitioners/Plaintiffs-Appellants, Cross-Appellees,

vs.

HSC, INC., a Hawai‘i corporation,  
RICHARD HENDERSON, SR., and ELEANOR R.J. HENDERSON,  
Respondents/Defendants-Appellees, Cross Appellants.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(ICA NOS. 29454 and 29589; CIV. NO. 06-1-0228)

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

The Application for Writ of Certiorari filed on October  
16, 2013 by Petitioners/Plaintiffs-Appellants, Cross-Appellees  
Thomas Frank Schmidt and Lorinna Jhincil Schmidt is hereby  
accepted.

IT IS FURTHER ORDERED, that no oral argument will be  
held 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, November 26, 2013.

R. Steven Geshell,  
for petitioner

Paul Alston,  
for respondent

/s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Colette Y. Garibaldi

