

**Electronically Filed  
Supreme Court  
SCWC-30644  
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SCWC-30644

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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LAHAINA FASHIONS, INC., a Hawai'i corporation,  
Petitioner/Plaintiff-Appellant/Cross-Appellee,

vs.

BANK OF HAWAI'I, a Hawai'i corporation; HAWAIIAN TRUST COMPANY,  
LTD., as Trustee for Hawai'i Real Estate Equity Fund; HAWAI'I REAL  
ESTATE EQUITY FUND; PACIFIC CENTURY TRUST, a division of Bank of  
Hawai'i as Trustee of the Hawai'i Real Estate Equity Fund,  
Respondents/Defendants-Appellees/Cross-Appellants.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(ICA NO. 30644; CIV. NO. 07-1-0506)

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Nakayama, Acting C.J., Acoba, McKenna, and Pollack, JJ., and  
Circuit Judge Kim, in place of Recktenwald, C.J., recused)

Upon consideration of Petitioner/Plaintiff-Appellant/  
Cross-Appellee Lahaina Fashions, Inc.'s motion for  
reconsideration filed on January 17, 2014, requesting that this  
court review its opinion filed on January 7, 2014, affirming in  
part and vacating in part the April 12, 2013 Judgment of the  
Intermediate Court of Appeals and affirming the July 8, 2010

final judgment of the Circuit Court of the Second Circuit,

IT IS HEREBY ORDERED that the motion is denied.

DATED: Honolulu, Hawai'i, January 24, 2014.

Philip H. Lowenthal,  
Benjamin Lowenthal,  
Joseph M. Alioto,  
and James Dombroski,  
for petitioner

/s/ Paula A. Nakayama

/s/ Simeon R. Acoba, Jr.

/s/ Sabrina S. McKenna

Terrence J. O'Toole,  
Judith A. Pavey,  
and Andrew J. Lautenbach,  
for respondents

/s/ Richard W. Pollack

/s/ Glenn J. Kim

