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Supreme Court  
SCWC-12-0000865  
14-MAY-2014  
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SCWC-12-0000865

IN THE SUPREME COURT OF THE STATE OF HAWAII

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THE BANK OF NEW YORK MELLON TRUST COMPANY,  
NATIONAL ASSOCIATION, FKA THE BANK OF NEW YORK TRUST COMPANY,  
N.A. AS SUCCESSOR TO JPMORGAN CHASE  
N.A. AS TRUSTEE FOR RAMP 2005RS9,  
Respondent/Plaintiff-Appellee,

vs.

ALBERTO C. TIMOSAN, SIMPLICIA C. TIMOSAN, ARIEL TIMOSAN,  
ARCHANGEL TIMOSAN and AILYN T. OUNYOUNG,  
Petitioners/Defendants-Appellants,

and

YVONNE CAPLENER, MARIO POSTRANO and LEONILA POSTRANO,  
Defendants.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-12-0000865; CIV. NO. 3RC 11-1-810K)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI  
(By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

Petitioner/Defendant-Appellant's Application for Writ  
of Certiorari, filed on April 4, 2014, is hereby rejected.

DATED: Honolulu, Hawaii, May 14, 2014.

Gary Victor Dubin and  
Frederick J. Arensmeyer  
for petitioner

Charles R. Prather and  
Sofia Hirosane McGuire  
for respondent

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

