

**Electronically Filed  
Supreme Court  
SCWC-12-0000036  
25-SEP-2014  
08:16 AM**

SCWC-12-0000036

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

---

U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR  
STRUCTURED ASSET SECURITIES CORPORATION TRUST 2006-WF1,  
Petitioner/Plaintiff-Appellee,

vs.

ASSOCIATION OF APARTMENT OWNERS OF MAKAHA VALLEY PLANTATION,  
Respondent/Defendant-Appellant,

and

JOHN ROBERT BAUTISTA; MAUREEN PALANGGOY BAUTISTA; MORTGAGE  
ELECTRONIC REGISTRATION SYSTEMS, INC.,  
Respondents/Defendants-Appellees.

---

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-12-0000036; CIV. NO. 09-1-2489)

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

It appearing that the judgment on appeal in the above-referenced matter not having been filed by the Intermediate Court of Appeals at the time the application for certiorari was filed, see Hawai'i Revised Statutes § 602-59(a) (Supp. 2013); see also Hawai'i Rules of Appellate Procedure (HRAP) Rule 36(b)(1) (2012),

IT IS HEREBY ORDERED that Petitioner's application for writ of certiorari, filed September 22, 2014, is dismissed without prejudice to re-filing the application pursuant to HRAP

Rule 40.1(a) (2014) ("The application shall be filed within thirty days after the filing of the intermediate court of appeals' judgment on appeal or dismissal order, unless the time for filing the application is extended in accordance with this rule.").

DATED: Honolulu, Hawai'i, September 25, 2014.

Robert E. Chapman  
and Mary Martin  
for petitioner

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

