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SCWC-12-0001072

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I,  
Respondent/Plaintiff-Appellee,

vs.

KEVIN K.T. GUARD,  
Petitioner/Defendant-Appellant.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-12-0001072; CASE NO. 1DTA-11-05472)

CONCURRENCE  
(By: Wilson, J.)

I concur. For the reasons stated in the concurring opinion in State v. Won, 136 Hawai'i 292, 361 P.3d 1195 (2015) (Wilson, J., concurring), I also find HRS § 291E-68 (Supp. 2010) unconstitutional on its face.

DATED: Honolulu, Hawai'i, April 1, 2016.

/s/ Michael D. Wilson

