

NO. CAAP-13-0004085

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee, v.  
BENJAMIN M. QUIDAY, Defendant-Appellant

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CRIMINAL NO. 12-1-1644)

ORDER RESCINDING  
AND  
ENTERING AN AMENDED DISSENTING AND CONCURRING OPINION  
(By: Fujise, J.)

IT IS HEREBY ORDERED that the Dissenting and Concurring Opinion appended to the majority opinion filed on June 21, 2016 is rescinded. An Amended Dissenting and Concurring Opinion is attached and entered in lieu thereof.

The clerk of the court is directed to take all necessary steps to notify the publishing agencies of this change.

DATED: Honolulu, Hawai'i, June 22, 2016.

Associate Judge