

**Electronically Filed  
Supreme Court  
SCWC-14-0000426  
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SCWC-14-0000426

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK,  
NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE FOR  
THE BENEFIT OF THE CERTIFICATE HOLDERS OF THE CWMBS 2006-10  
TRUST, MORTGAGE PASS THROUGH CERTIFICATES, SERIES 2006-10,  
Respondent/Plaintiff-Appellee,

vs.

R. ONAGA, INC., a Hawai'i corporation,  
Respondent/Defendant-Appellant,

and

ROBERT NISPEROS MARQUEZ; MARLYN MIRANDA MARQUEZ; MORTGAGE  
ELECTRONIC REGISTRATIONS SYSTEMS, INC., solely as nominee for  
CASTLE & COOKE MORTGAGE, LLC, a Hawai'i corporation; DEPARTMENT  
OF TAXATION, STATE OF HAWAI'I; UNITED STATES OF AMERICA,  
DEPARTMENT OF THE TREASURY, INTERNAL REVENUE SERVICE,  
Respondents/Defendants-Appellees,

and

LYLE ANTHONY FERRARA and LINDA SUSAN FERRARA,  
Petitioners/Intervenors.  
(CIVIL NO. 11-1-2095)

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R. ONAGA, INC., a Hawai'i corporation,  
Respondent/Defendant-Appellant,

vs.

ROBERT NISPEROS MARQUEZ; MARLYN MIRANDA MARQUEZ; BANK OF  
NEW YORK MELLON, TRUSTEE; MORTGAGE ELECTRONIC REGISTRATIONS

SYSTEMS, INC.; DEPARTMENT OF TAXATION, STATE OF HAWAI'I;  
INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY, U.S.A.,  
Respondents/Defendants-Appellees.,

and

LYLE ANTHONY FERRARA and LINDA SUSAN FERRARA,  
Petitioners/Intervenors.  
(CIVIL NO. 12-1-1758)

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-14-0000426)

ORDER ACCEPTING APPLICATION FOR WRIT OF CERTIORARI  
(By: Recktenwald, C.J., Nakayama, Pollack, and Wilson, JJ.,  
and Circuit Judge Kim, in place of McKenna, J., recused)

Petitioners/Intervenors' application for writ of  
certiorari filed on September 21, 2016, is hereby accepted, and  
will be scheduled for oral argument. The parties will be  
notified by the appellate clerk regarding scheduling.

DATED: Honolulu, Hawai'i, November 3, 2016.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Richard W. Pollack

/s/ Michael D. Wilson

/s/ Glenn J. Kim

