Electronically Filed Supreme Court SCAP-16-0000337 17-JUL-2018 04:23 PM

SCAP-16-0000337

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

DONALD B. MARKS, Petitioner/Petitioner-Appellant,

vs.

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

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT (CAAP-16-0000337; S.P.P. NO. 14-1-0008; CR. NO. 02-1-2410)

ORDER DENYING MOTION FOR RECONSIDERATION (By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.) Upon consideration of Petitioner/Petitioner-Appellant Donald B. Marks' motion for reconsideration (motion) filed on July 9, 2018, and the record herein,

IT IS HEREBY ORDERED that the motion is denied.

DATED: Honolulu, Hawai'i, July 17, 2018.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Michael D. Wilson



/s/ Richard W. Pollack