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Supreme Court
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SCPW-19-0000458

IN THE SUPREME COURT OF THE STATE OF HAWAII

MICHAEL NOGHREY, Petitioner,

vs.

THE HONORABLE JOHN C. BRYANT, JR., Judge of the Family Court of
the First Circuit, State of Hawai'i, Respondent Judge,

and

ZANETA NOGHREY, Respondent.

ORIGINAL PROCEEDING
(FC-D NO. 16-1-1290)

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

(By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

Upon consideration of petitioner Michael Noghrey's petition for writ of mandamus, filed on June 24, 2019, the documents attached, and the record, it appears that, in light of the documents submitted to this court in support of the petition, petitioner fails to demonstrate that he has a clear and indisputable right to relief and that he lacks alternative means to seek relief. Petitioner, therefore, is not entitled to the requested extraordinary writ. See HRS § 601-7; Kema v. Gaddis,

91 Hawai'i 200, 204, 982 P.2d 334, 338 (1999) (a writ of mandamus is an extraordinary remedy that will not issue unless the petitioner demonstrates a clear and indisputable right to relief and a lack of alternative means to redress adequately the alleged wrong or obtain the requested action; it is meant to restrain a judge of an inferior court from acting beyond or in excess of his or her jurisdiction). Accordingly,

IT IS HEREBY ORDERED that the petition is denied.

DATED: Honolulu, Hawai'i, July 15, 2019.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

