

Electronically Filed
Supreme Court
SCAP-16-0000830
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SCAP-16-0000830

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

STATE OF HAWAI‘I,
Plaintiff-Appellee,

vs.

JOSEPH PITTS,
Defendant-Appellant.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CAAP-16-0000830; CR. NO. 09-1-0097)

ORDER OF CORRECTION
(By: Pollack, J.)

IT IS HEREBY ORDERED that the Opinion of the Court,
filed December 17, 2019, is corrected as follows:

On page 35, footnote 14, at the end of the text of
footnote 14, add the following sentence and citation:

In remanding the case, we have concluded that the asserted
prosecutorial misconduct in this case was not individually
or cumulatively "so egregious" as to bar retrial.
Underwood, 142 Hawai‘i at 329, 418 P.3d at 670.

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

DATED: Honolulu, Hawai‘i, January 8, 2020.

/s/ Richard W. Pollack
Associate Justice

