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Supreme Court
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SCPW-20-0000699

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

CHRIS SLAVICK, Petitioner,

vs.

STATE OF HAWAI‘I, Respondent.

ORIGINAL PROCEEDING

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

(By: Recktenwald, C.J., Nakayama, J., and
Circuit Judge Ashford, assigned by reason of vacancy,
with Wilson, J., dissenting, with whom McKenna, J., joins)

Upon consideration of petitioner Chris Slavick’s
petition for writ of mandamus, filed on November 6, 2020, the
documents attached thereto and submitted in support thereof, and
the record, it appears that 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 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). Accordingly,

IT IS HEREBY ORDERED that the petition for writ of mandamus is denied.

IT IS HEREBY FURTHER ORDERED that the clerk of the appellate court shall process the petition for writ of mandamus without payment of the filing fee.

DATED: Honolulu, Hawai'i, December 4, 2020.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ James H. Ashford



DISSENT

I dissent in that I would require an answer pursuant to Hawai'i Rules of Appellate Procedure Rule 21(c).

/s/ Sabrina S. McKenna

/s/ Michael D. Wilson