

**Electronically Filed
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SCWC-19-0000439

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

STATE OF HAWAI‘I,
Respondent/Plaintiff-Appellee,

vs.

THEO PEDRO,
Petitioner/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CAAP-19-0000439; CASE NO. 2FFC-18-0000252(4))

DISSENT FROM ORDER DENYING MOTION FOR RECONSIDERATION
(By: Recktenwald, C.J., with whom Nakayama, J., joins)

For the reasons set forth in my concurrence in part and dissent in part from this court’s June 4, 2021 opinion, I respectfully dissent from the Order Denying Motion for Reconsideration, and would grant the motion.

DATED: Honolulu, Hawai‘i, June 22, 2021.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

