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SCAP-21-0000576

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I,
Plaintiff-Appellee,

vs.

RICHARD OBRERO,
Defendant-Appellant.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CAAP-21-0000576; CASE NO. 1CPC-19-0001669)

DISSENT TO ORDER DENYING MOTION FOR RECONSIDERATION
(By Recktenwald, C.J., in which Nakayama, J., joins)

For the reasons set forth in my dissent in State v. Obrero, --- Hawai'i ---, --- P.3d ---, 2022 WL 4102031, at *13 (Sept. 8, 2022) (Recktenwald, C.J., joined by Nakayama, J., dissenting), I would grant Plaintiff-Appellee State of Hawai'i's motion for reconsideration.

DATED: Honolulu, Hawai'i, September 28, 2022.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

