Electronically Filed Intermediate Court of Appeals CAAP-17-0000600 09-JAN-2023 07:49 AM Dkt. 99 ODMR

NOS. CAAP-17-0000600 AND CAAP-17-0000925

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

CAAP-17-0000600

JEROME C. PAVE, Claimant, v. PRODUCTION PROCESSING, INC., Employer-Appellee/Appellee, and GALLAGHER BASSETT SERVICES, INC., Insurance Carrier-Appellee/Appellee, and SPECIAL COMPENSATION FUND, Appellant/Appellant (CASE NO. AB 2015-011 (DCD No. 2-10-02936))

AND

CAAP-17-0000925

CLYDE A. DIAS, Claimant, v. ALTRES, INC., Employer-Appellant/Appellee, and HAWAII EMPLOYERS' MUTUAL INSURANCE COMPANY, Inc., Insurance Carrier-Appellant/Appellee, and SPECIAL COMPENSATION FUND, Appellee/Appellant (CASE NO. AB 2014-387 (DCD No. 2-08-08354))

APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

ORDER DENYING RECONSIDERATION

(By: Leonard, Presiding Judge, Hiraoka and Nakasone, JJ.)

Upon review of the motions for reconsideration filed on January 3, 2023, by Employer-Appellee/Appellee Production Processing, Inc. and Insurance Carrier-Appellee/Appellee Gallagher Bassett Services, Inc. in No. CAAP-17-0000600, and by Employer-Appellant/Appellee Altres, Inc. and Insurance Carrier-Appellant/Appellee Hawaii Employers' Mutual Insurance Company, Inc. in No. CAAP-17-0000925, the papers in support, and the record, it appears that:

FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

- 1. Appellees move for reconsideration of our Opinion filed on December 22, 2022; and
- 2. The motions present no point of law or fact we overlooked or misapprehended. <u>See</u> Rule 40(b), Hawai'i Rules of Appellate Procedure.

Therefore, IT IS HEREBY ORDERED that the motions for reconsideration are denied.

DATED: Honolulu, Hawaiʻi, January 9, 2023.

/s/ Katherine G. Leonard Presiding Judge

/s/ Keith K. Hiraoka Associate Judge

/s/ Karen T. Nakasone Associate Judge