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SCAP-21-0000532

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

TARVAL WEBSTER,
Petitioner-Appellant,

vs.

STATE OF HAWAI'I,
Respondent-Appellee.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CAAP-21-0000532; CASE NO. 1CPN-21-0000005)

DISSENT
(By: McKenna, J.)

For the reasons stated by Justice Wilson in his dissenting opinion in State v. Vaden, SCWC-20-0000481 (Haw. March 15, 2023) (Wilson, J., dissenting), which I joined, I respectfully dissent. For the reasons stated therein, State v. Tauiliili, 96 Hawai'i 195, 29 P.3d 914 (2001), was wrongly decided and should be overruled. The defendant should receive presentence detention credit from each of his consecutive sentences.

DATED: Honolulu, Hawai'i, March 17, 2023.

/s/ Sabrina S. McKenna

