

NO. CAAP-20-0000421

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAI'I

U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR
STRUCTURED ASSET INVESTMENT LOAN TRUST, MORTGAGE PASS-
THROUGH CERTIFICATES SERIES 2006-3,
Plaintiff-Appellee,

v.

KRISTIN KAY MEYER,
Defendant-Appellee,

and

JOHN HAYWORTH,
Applicant for Intervention-Appellant,

and

JOHN DOES 1-50, JANE DOES 1-50, DOE PARTNERSHIPS 1-50, DOE
CORPORATIONS 1-50, DOE ENTITIES 1-50, AND DOE GOVERNMENTAL
UNITS 1-50, Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CIVIL NO. 1CC131001407)

ORDER

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

Upon consideration of Applicant for Intervention-Appellant John Hayworth's (**Hayworth**) Motion for Reconsideration filed on June 29, 2023, pursuant to Hawai'i Rules of Appellate Procedure (**HRAP**) Rule 40, and the record and files herein, it appears that:

(1) Hayworth does not "present new evidence and/or arguments that could not have been presented" earlier, Chen v. Mah, 146 Hawai'i 157, 172, 457 P.3d 796, 811 (2020); and

(2) Hayworth does not present any point of law or fact that we overlooked or misapprehended. See HRAP 40(b).

NOT FOR PUBLICATION IN WEST'S HAWAI'I REPORTS AND PACIFIC REPORTER

Therefore, IT IS FURTHER ORDERED that the Motion for Reconsideration is denied.

DATED: Honolulu, Hawai'i, July 6, 2023.

/s/ Katherine G. Leonard
Presiding Judge

/s/ Clyde J. Wadsworth
Associate Judge

/s/ Karen T. Nakasone
Associate Judge