

**NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER**

**Electronically Filed  
Intermediate Court of Appeals  
CAAP-22-0000445  
11-JUL-2023  
08:15 AM  
Dkt. 57 ODMR**

NO. CAAP-22-0000445 AND CAAP-22-0000446

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

**CAAP-22-0000445**

AUGUSTINA J. DEAN, Claimant-Appellant-Appellant,  
v.

STATE OF HAWAII, DEPARTMENT OF EDUCATION,  
Employer-Appellee-Appellee  
and

STATE OF HAWAII, DEPARTMENT OF EDUCATION,  
WORKERS' COMPENSATION UNIT, Insurance Carrier-Appellee-Appellee  
(CASE NO. AB 2022-043, DCD NO. 2-15-40652)

AND

**CAAP-22-0000446**

AUGUSTINA J. DEAN, Claimant-Appellant-Appellant,  
v.

STATE OF HAWAII, DEPARTMENT OF EDUCATION,  
Employer-Appellee-Appellee  
and

STATE OF HAWAII, DEPARTMENT OF EDUCATION,  
WORKERS' COMPENSATION UNIT, Insurance Carrier-Appellee-Appellee  
(CASE NO. AB 2022-044, DCD NO. 2-16-40013)

APPEAL FROM THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD

ORDER

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

Upon consideration of Claimant-Appellant-Appellant Augustina J. Dean's (**Dean**) Motion for Reconsideration filed on July 3, 2023, pursuant to Hawai'i Rules of Appellate Procedure (**HRAP**) Rule 40, and the record and files herein, it appears that:

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

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

DATED: Honolulu, Hawai'i, July 11, 2023.

/s/ Clyde J. Wadsworth  
Presiding Judge

/s/ Karen T. Nakasone  
Associate Judge

/s/ Sonja M.P. McCullen  
Associate Judge