

Electronically Filed
Intermediate Court of Appeals
CAAP-22-0000585
22-MAR-2024
07:44 AM
Dkt. 85 OCOR

NO. CAAP-22-0000585

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

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ALPHA, INC., Petitioner-Appellant-Appellant, v.
BOARD OF WATER SUPPLY, CITY AND COUNTY OF
HONOLULU, Respondent-Appellee-Appellee, and
BEYLIK/ENERGETIC A JV, Intervenor-Appellee-Appellee,
and OFFICE OF ADMINISTRATIVE HEARINGS,
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS,
STATE OF HAWAII, Appellee-Appellee,

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CIVIL NO. 1CCV-22-0000929)

ORDER OF CORRECTION

(By: Wadsworth, J., for the court^{1/})

IT IS HEREBY ORDERED that the Opinion of the Court
filed on December 29, 2023, is corrected as follows:

On page 11, second paragraph of the block quote, line
2, replace the space between the letters "a" and "s" at the end
of the word "Alpha" with an apostrophe so that the line reads:

of BWS'[s] chief procurement officer in that Alpha's low Bid

On page 12, line 12 from the top of the page, replace
the upper case "C" in the word "Court" with a lower case "c" so
that the line reads:

^{1/} Wadsworth and McCullen, JJ. Former Chief Judge Lisa M. Ginoza,
who was a member of the merit panel, was sworn in as an associate justice of
the Hawai'i Supreme Court on January 12, 2024.

has not been waived and may be addressed by this court. See
HRS

On page 19, in line 8 of footnote 8, insert "(SDO)" after the closing parenthesis and before the opening parenthesis so that the line reads:

29, 2013) (SDO) ("Hawaii courts have consistently held that a court's review of an

On page 21, in line 1 of footnote 11, replace the lower case "c" with an upper case "C" in the word "court" so that the reads:

^{11/} The Hawaii Supreme Court has defined waiver as "an intentional

The clerk of the court is directed to take all necessary steps to notify the publishing agencies of this correction.

DATED: Honolulu, Hawaii, March 22, 2024.

/s/ Clyde J. Wadsworth
Associate Judge