

**Electronically Filed  
Intermediate Court of Appeals  
CAAP-23-0000383  
09-JUL-2024  
10:28 AM  
Dkt. 48 ODMR**

NO. CAAP-23-0000383

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

KIA'I WAI O WAI'ALE'ALE, an unincorporated association;  
FRIENDS OF MĀHĀ'ULEPŪ, a nonprofit corporation,  
Plaintiffs-Appellants/Appellees,  
v.  
BOARD OF LAND AND NATURAL RESOURCES,  
STATE OF HAWAI'I, Defendant-Appellee/Appellant,  
and  
KAUA'I ISLAND UTILITY COOPERATIVE, a domestic cooperative  
association, Defendant-Appellee/Appellee

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CASE NO. 1CCV-22-0000015)

ORDER

(By: Leonard, Acting Chief Judge, Hiraoka and Wadsworth, JJ.)

Upon review of the Motion for Reconsideration filed by **Kia'i Wai** o Wai'ale'ale and **Friends** of Māhā'ulepū on July 3, 2024, the papers in support, and the record, it appears that the Motion for Reconsideration presents no point of law or fact we overlooked or misapprehended. See Rule 40(b), Hawai'i Rules of Appellate Procedure.

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

DATED: Honolulu, Hawai'i, July 9, 2024.

/s/ Katherine G. Leonard  
Acting Chief Judge

/s/ Keith K. Hiraoka  
Associate Judge

/s/ Clyde J. Wadsworth  
Associate Judge