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Intermediate Court of Appeals
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NO. CAAP-21-0000389

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAII

ANNAMARIE KON; MARTHA HARDEN and GENE LANG THOMAS,
Plaintiffs-Appellants, v.
STATE OF HAWAII, DEPARTMENT OF HEALTH;
PUNA GEOTHERMAL VENTURE, a Hawaii general partnership,
Defendants-Appellees, and JOHN DOES 1-10, Defendants.

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT
(CIVIL NO. 3CCV-20-0000394)

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Leonard, Acting Chief Judge, Nakasone and McCullen, JJ.)

Upon consideration of Defendant-Appellee **Puna Geothermal** Venture's March 10, 2025 Motion for Reconsideration or Clarification of this court's February 28, 2025 Summary Disposition Order and Request for Judicial Notice (collectively **Motion**), the papers in support, and the record, and noting Defendant-Appellee State of Hawaii Department of Health's joinder in the Motion, it appears Puna Geothermal has not shown a point of law or fact that this court overlooked or

misapprehended in the February 28, 2025 Summary Disposition Order. See Hawai'i Rules of Appellate Procedure Rule 40(b).

Therefore, IT IS ORDERED that the Motion is denied.

DATED: Honolulu, Hawai'i, March 17, 2025.

/s/ Katherine G. Leonard
Acting Chief Judge

/s/ Karen T. Nakasone
Associate Judge

/s/ Sonja M.P. McCullen
Associate Judge