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Intermediate Court of Appeals  
CAAP-25-0000259  
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NO. CAAP-25-0000259

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAII

ERNEST HORCAJO III, Petitioner-Appellant,

v.

STATE OF HAWAII, Respondent-Appellee.

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT  
(CASE NO. 3CPN-20-0000003)

ORDER DISMISSING MOTION FOR RECONSIDERATION

(By: Hiraoka, Presiding Judge, McCullen and Guidry, JJ.)

Upon consideration of self-represented Petitioner-Appellant Ernest Horcajo III's (**Horcajo**) letter, electronically filed March 3, 2026,<sup>1</sup> the papers in support, and the record, it appears that Horcajo seeks reconsideration of the December 22, 2025 Order Dismissing Appeal; however, a motion for reconsideration of the December 22, 2025 order was due on or

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<sup>1</sup> The letter is deemed filed when Horcajo delivered it to prison officials on February 23, 2026. See Setala v. J.C. Penney Co., 97 Hawai'i 484, 485, 40 P.3d 886, 887 (2002).

before January 2, 2026. See Hawai'i Rules of Appellate Procedure Rules 26(a), 40(a).

Therefore, IT IS HEREBY ORDERED that the letter, construed as a motion for reconsideration, is dismissed as untimely.

DATED: Honolulu, Hawai'i, March 6, 2026.

/s/ Keith K. Hiraoka  
Presiding Judge

/s/ Sonja M.P. McCullen  
Associate Judge

/s/ Kimberly T. Guidry  
Associate Judge