

**Electronically Filed  
Supreme Court  
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SCWC-23-0000492

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

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AUSTIN ROSA,  
Petitioner/Plaintiff-Appellant,

vs.

KAUA‘I POLICE DEPARTMENT; OFFICE OF THE PROSECUTING  
ATTORNEY; and COUNTY OF KAUA‘I, STATE OF HAWAI‘I,  
Respondents/Defendants-Appellees.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-23-0000492; CASE NO. 5CCV-22-0000023)

ORDER

(By: McKenna, Acting C.J., Eddins, Ginoza, and Devens, JJ.,  
and Circuit Judge Morikone, assigned by reason of vacancy)

Upon consideration of Petitioner/Plaintiff-Appellant  
Austin Rosa’s Petition for Rehearing, filed on February 25,  
2026, which this court construes as a motion for reconsideration  
of the February 4, 2026, Order Rejecting Application for Writ of  
Certiorari,

IT IS HEREBY ORDERED that the motion is dismissed.  
See Hawai‘i Rules of Appellate Procedure Rule 40.1(h) (“Neither  
acceptance nor rejection of an application for a writ of

certiorari shall be subject to a motion for reconsideration in the supreme court. The rejection of an application for certiorari shall be final.”).

DATED: Honolulu, Hawai‘i, March 2, 2026.

/s/ Sabrina S. McKenna

/s/ Todd W. Eddins

/s/ Lisa M. Ginoza

/s/ Vladimir P. Devens

/s/ Kevin T. Morikone

