

**Electronically Filed
Supreme Court
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SCPW-26-0000175

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

DEXTER J. SMITH, Petitioner,

vs.

CIRCUIT COURT OF THE FIRST CIRCUIT,
STATE OF HAWAI'I, Respondent Court,

and

CITY AND COUNTY OF HONOLULU, Respondent.

ORIGINAL PROCEEDING
(CASE NO. 1CCV-24-0001303)

ORDER DENYING PETITION FOR WRIT OF MANDAMUS

(By: McKenna, Acting C.J., Eddins, and Ginoza, JJ.,
and Circuit Judge Cahill, in place of Devens, C.J., recused,
and Circuit Judge Kubota, assigned by reason of vacancy)

Upon consideration of the petition for writ of mandamus and prohibition filed March 10, 2026, and the record, Petitioner's request for a writ that requires the clerk to file a motion is moot because the motion was filed in the circuit court on June 2, 2026. Also, Petitioner's concerns about the timeliness of a notice of appeal and requests to enter the appellate

mediation program are more appropriately addressed on appeal.

An extraordinary writ is unwarranted. See Barnett v. Broderick, 84 Hawai'i 109, 111, 929 P.2d 1359, 1361 (1996); see also Salling v. Moon, 76 Hawai'i 273, 274 n.3, 874 P.2d 1098, 1099 n.3 (1994).

It is ordered that the petition is denied.

DATED: Honolulu, Hawai'i, October 5, 2026.

/s/ Sabrina S. McKenna

/s/ Todd W. Eddins

/s/ Lisa M. Ginoza

/s/ Peter T. Cahill

/s/ Peter K. Kubota

