

NO. 26365

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

EUGENE JAMES HUTCH, Petitioner-Appellant
STATE OF HAWAI'I, Respondent-Appellee

APPEAL FROM THE FIRST CIRCUIT COURT
(S.P.P. NO. 02-1-0074)

KAMAKA'DO
CLERK, APPELLATE COURTS
STATE OF HAWAI'I

2005 MAY 18 AM 10:16

FILED

ORDER OF AMENDMENT

(By: Watanabe, Acting C.J., Foley and Nakamura, JJ.)

IT IS HEREBY ORDERED that the Summary Disposition Order of the court filed on May 12, 2005, is amended as follows:

1. The names and designations of the parties in the caption on page 1 shall be deleted and replaced with the following:

EUGENE JAMES HUTCH, Petitioner-Appellant v.
STATE OF HAWAI'I, Respondent-Appellee

2. On page 1, in the first line of the body of the opinion, "Defendant-Appellant" shall be deleted and replaced with "Petitioner-Appellant."

3. On page 3, under "On the briefs," the designation of Eugene James Hutch as "defendant-appellant pro se" shall be deleted and replaced with "petitioner-appellant pro se" and the designation of the State as "plaintiff-appellee" shall be deleted and replaced with "respondent-appellee."

The Clerk of the Court is directed to incorporate the foregoing changes in the original opinion.

DATED: Honolulu, Hawai'i, May 18, 2005.

Brunine K.A. Watanabe
Acting Chief Judge

Chief R. Foley
Associate Judge

Car. H. Mann
Associate Judge