

NOT FOR PUBLICATION

NO. 26759

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

STATE OF HAWAI'I, Plaintiff-Appellee, v.
CALVIN FLOURNOY, JR., Defendant-Appellant

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT
(CR. NO. 95-0303(2))

SUMMARY DISPOSITION ORDER

(By: Lim, Acting C.J., Foley and Fujise, JJ.)

Calvin Flournoy, Jr. appeals, *pro se*, the July 12, 2004 order of the Circuit Court of the Second Circuit (circuit court), the Honorable Shackley F. Raffetto presiding, that denied his November 26, 2003 post-judgment motion, styled, "Rule 35 Motion to Correct Illegally Imposed Sentence."

After a meticulous review of the record and the briefs submitted by the parties, and giving careful consideration to the arguments advanced and the issues raised by the parties, we affirm the July 12, 2004 order of the circuit court.

DATED: Honolulu, Hawai'i, August 1, 2005.

On the briefs:

Calvin Flournoy, Jr.,
Defendant-Appellant, *pro se*.

Artemio C. Baxa,
Deputy Prosecuting Attorney,
County of Maui,
for Plaintiff-Appellee.

Acting Chief Judge


Associate Judge


Associate Judge

EUGENE L. SABADO
CLERK, APPELLATE COURTS
STATE OF HAWAI'I

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FILED