

NO. 26951

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

STATE OF HAWAI'I, Plaintiff-Appellant, v
ALDEN SHIMABUKURO, JR., Defendant-Appellee

APPEAL FROM THE CIRCUIT COURT OF THE THIRD CIRCUIT
(CR. NO. 04-1-0235)

K. HAMAKADO
CLERK, APPELLATE COURTS
STATE OF HAWAII

2006 FEB 21 AM 9:52

FILED

ORDER DENYING MOTION TO RECONSIDER

(By: Burns, C.J., Nakamura and Fujise, JJ.;

Upon consideration of the "Motion to Reconsider Opinion
Filed February 3, 2006" filed on February 13, 2006,

IT IS HEREBY ORDERED that said motion is denied.

DATED: Honolulu, Hawai'i, February 21, 2006.

Ricky R. Damerville,
Deputy Prosecuting Attorney,
County of Hawai'i,
for Plaintiff-Appellant
on the motion

James A. Burns
Chief Judge

Angela H. Nakamura
Associate Judge

Ausa Don Fujise
Associate Judge