IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Petitioner/Plaintiff-Appellee

VS.

DANIEL E. K. SHINYAMA, Respondent/Defendant-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 99-0457(2))

ORDER GRANTING APPLICATION FOR WRIT OF CERTIORARI (By: Ramil, J., for the court)

Petitioner/Plaintiff-Appellee State of Hawaii's Application for Writ of Certiorari filed on February 8, 2002 is hereby granted.

DATED: Honolulu, Hawai'i, February 14, 2002.

Associate Justice

Arleen Y. Watanabe, Deputy Prosecuting Attorney, for petitioner/plaintiffappellee, on the writ