

NO. 23619

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Respondent/Plaintiff-Appellee

vs.

CALVIN ELIZARES, Petitioner/Defendant-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(CR. NOS. 98-0463(2) and 99-0076(2))

ORDER DISMISSING CERTIORARI PROCEEDING

(By: Moon, C.J., Levinson,
Nakayama, Ramil, and Acoba, JJ.)

Upon further consideration of the records and files in this case, it appearing that the writ of certiorari herein was improvidently granted,

IT IS HEREBY ORDERED that this certiorari proceeding is dismissed.

DATED: Honolulu, Hawai'i, November 29, 2002.