

NO. 29822

IN THE SUPREME COURT OF THE STATE OF HAWAII

ROLAND I. KEHANO, SR., Petitioner,

vs.

THE HONORABLE SHACKLEY F. RAFFETTO and THE HONORABLE RICHARD T. BISSEN, JR., JUDGES OF THE CIRCUIT COURT OF THE SECOND CIRCUIT, STATE OF HAWAII; DAVELYNN M. TENGAN; PAUL J. CUNNEY; and MARK BENNETT, ATTORNEY GENERAL, STATE OF HAWAII, Respondents.

ORIGINAL PROCEEDING

ORDER

(By: Moon, C.J., Nakayama, Acoba, Duffy, and Recktenwald, JJ.)

Upon consideration of the papers submitted by Roland I. Kehano, which is deemed a petition for a writ of mandamus, it appears that petitioner fails to demonstrate a clear and indisputable right to relief. See Kema v. Gaddis, 91 Hawai'i 200, 204, 982 P.2d 334, 338 (1999) (A writ of mandamus is an extraordinary remedy that will not issue unless the petitioner demonstrates a clear and indisputable right to relief and a lack of alternative means to redress adequately the alleged wrong or obtain the requested action.). Therefore,

IT IS HEREBY ORDERED that the clerk of the appellate court shall process the petition for a writ of mandamus without payment of the filing fee.

IT IS FURTHER ORDERED that the petition for a writ of mandamus is denied and the request for compensatory and punitive damages is denied.

DATED: Honolulu, Hawaii, June 12, 2009.

[Handwritten signature]
Paula A. Nakayama
[Handwritten signature]
Kane E. Duffy Jr.
[Handwritten signature]
Mark B. Recktenwald

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Norma T. Yara
Clerk, Appellate Courts
State of Hawaii

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