## IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I, Plaintiff-Appellee-Respondent,

VS.

RICHARD DAVIS, Defendant-Appellant-Petitioner.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 97-1028)

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

Upon consideration of application for a writ of certiorari filed March 27, 2001 by the defendant-appellant-petitioner Richard Davis, the same is hereby granted.

DATED: Honolulu, Hawai'i, April 2, 2001.

FOR THE COURT:

STEVEN H. LEVINSON Associate Justice

Richard S. Kawana for the defendantappellant-petitioner Richard Davis on the writ