IN THE SUPREME COURT OF THE STATE OF HAWAII

STATE OF HAWAII, Plaintiff-Appellee-Respondent,

VS.

ROBERT CRATES, Defendant-Appellant-Petitioner.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (FC-CR. NO. 00-01-0141(3))

ORDER GRANTING APPLICATION FOR WRIT OF CERTIORARI

Upon consideration of application for a writ of certiorari filed July 25, 2001 by the defendant-appellant-petitioner Robert Crates, the same is hereby granted.

DATED: Honolulu, Hawaii, July 31, 2001.

FOR THE COURT:

STEVEN H. LEVINSON Associate Justice

Georgia K. McMillen for the defendant-appellantpetitioner Robert Crates on the writ