

NO. 24642

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

WP ASSOCIATES, Petitioner,

vs.

THE HONORABLE VIRGINIA LEA CRANDALL, JUDGE OF THE CIRCUIT
COURT OF THE FIRST CIRCUIT, STATE OF HAWAI'I, Respondent,

and

DAVID BUSCH; HORIZON DEVELOPMENT; HORIZON MANAGEMENT GROUP;
HORIZON AMUSEMENT GROUP, INC.; ESTATE OF JAMES CAMPBELL;
WALTERS OF KAPOLEI, LLC; HARRINGTON INVESTMENTS, LLC;
JACK HARRINGTON; BROOKS CUTTER; and DOE DEFENDANTS 1-20,
Respondents.

ORIGINAL PROCEEDING

ORDER

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

Upon consideration of the Petitioner WP Associates petition for a writ of mandamus and/or writ of prohibition, the papers in support, and the records and files herein,

IT IS HEREBY ORDERED that the petition is denied without prejudice to Petitioner raising any issue related to the post judgment motions and subsequent orders in the pending appeal. See HRAP Rule 4(a)(2) (in any case where a notice of appeal has been filed prematurely, such notice shall be considered as filed immediately after the time the judgment becomes final for the purposes of appeal); and HRAP Rule 4(a)(3) (the notice of appeal shall be deemed to appeal disposition of all post-judgment motions that are filed within 10 days after entry of judgment).

DATED: Honolulu, Hawai'i, November 7, 2001.