

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I, Plaintiff-Appellee

vs.

TIMOTHY J. CULKIN, Defendant-Appellant

NO. 22394

APPEAL FROM THE FIRST CIRCUIT COURT
(CR. NO. 97-1935)

DECEMBER 6, 2001

ORDER OF AMENDMENT

(By: MOON, C.J., NAKAYAMA, AND RAMIL, JJ.¹)

In the above-entitled case, the opinion of this court filed on November 30, 2001 is amended as follows (new material is underlined):

Page 40, last sentence is amended to read:

Other jurisdictions have relegated the manner by which jurors may put forth questions to the sound discretion of the trial court.

The Clerk of the Court is directed to incorporate the foregoing changes in the original opinion.

¹ Associate Justice Acoba, with whom Associate Justice Levinson joined, concurred separately.