NO. 25129

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

LESLIE KELIIMOEANU LUM, II and TINA NICOLE LUM, Plaintiffs-Appellees,

vs.

OSAMU TAUKEIAHO, dba OSAMU CONTRACTORS, Defendant-Appellant.

APPEAL FROM THE DISTRICT COURT OF THE FIRST CIRCUIT WAHIAWA DIVISION (CIV. NO. 1RC02-708)

ORDER GRANTING MOTION FOR RECONSIDERATION AND REINSTATING APPEAL (By: Moon, C.J., Levinson, Nakayama, Ramil, and Acoba, JJ.)

Upon consideration of defendant-appellant's motion for reconsideration of the December 3, 2002 order dismissing appeal, the papers in support and the record,

IT IS HEREBY ORDERED that the motion for reconsideration is granted and this appeal is reinstated. Appellant shall file his opening brief on or before January 31, 2003.

DATED: Honolulu, Hawai'i, December 23, 2002.