IN THE SUPREME COURT OF THE STATE OF HAWAI'I

KATJA REICHE, Petitioner-Appellant-Cross-Appellee

VS.

CHARLES J. FERRERA, Respondent-Appellee-Cross-Appellant

and

ERIC A. SEITZ, Defendant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CIVIL NO. 97-4181)

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI (By Nakayama, J., for the court¹)

Petitioner-Appellant-Cross-Appellee's application for writ of certiorari filed on February 18, 2003, is hereby denied.

DATED: Honolulu, Hawai'i, February 28, 2003.

FOR THE COURT:

Associate Justice

A. Peter Howell for petitioner-appellantcross-appellee on the writ

¹ Considered by: Moon, C.J., Levinson and Nakayama, JJ., Circuit Judge Town, in place of Acoba, J., recused and Circuit Judge Milks, assigned by reason of vacancy.