## IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Respondent/Plaintiff-Appellee

FRANK ORLANDO LOHER, Petitioner/Defendant-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 99-1621)

## ORDER GRANTING APPLICATION FOR WRIT OF CERTIORARI (By: Acoba, J. for the court)

Upon consideration of the application for a writ of certiorari filed on May 19, 2003 by Petitioner/Defendant-Appellant, the same is hereby granted.

DATED: Honolulu, Hawai'i, May 27, 2003.

FOR THE COURT:

Associate Justice

Randal I. Shintani, for
 petitioner/defendant-appellant,
 on the writ.