IN THE SUPREME COURT OF THE STATE OF HAWAI'I

MAUNA KEA AGRIBUSINESS CO., INC., Plaintiff-Appellee-Respondent,

VS.

JOSEPH PUNILEI MANINI, SR., KANAKA MAOLI NATIONAL LANDS, INC., Defendants-Appellants-Petitioners, and

MAKAHUKI (k), and his son, KAHAPA (k), MALIU (k), AI (k), and his sister, NAHALELAU (w), heirs or assigns, CHARLES PILA, and JULY SIMEONA, Defendants-Appellees.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CIVIL NO. 02-1-0054)

ORDER DENYING OPPOSITION AND REPLY TO SUMMARY DISPOSITION ORDER (By: Levinson, J., for the court¹)

Upon consideration of the "opposition and reply to summary disposition order," filed on January 6, 2004, by the defendants-appellants-petitioners Joseph Punilei Manini, Sr. and Kanaka Maoli National Lands, Inc., the same is hereby denied.

DATED: Honolulu, Hawai'i, January 15, 2004.

FOR THE COURT:

STEVEN H. LEVINSON Associate Justice

Joseph Punilei Manini, Sr., for defendants-appellantspetitioners, Joseph Punilei Manini (pro se) and Kanaka Maoli National Lands, Inc., on the writ

¹ Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.

Manini's "opposition and reply to summary disposition order" appears to be an application for a writ of certiorari, and, therefore, this court addressed the arguments therein as such.