NO. 25278

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Respondent-Plaintiff-Appellee

vs.

LINO PATUBO, JR., Petitioner-Defendant-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 00-1-0514)

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

Petitioner-Defendant-Appellant's application for writ

of certiorari filed on April 21, 2004, is hereby denied.

DATED: Honolulu, Hawaiʻi, May 4, 2004.

FOR THE COURT:

Associate Justice

T. Stephen Leong for petitioner-defendantappellant on the writ

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