IN THE SUPREME COURT OF THE STATE OF HAWAI'I

ROCKYFELLER WAMIL, Petitioner-Appellant-Petitioner,

VS.

STATE OF HAWAI'I Respondent-Appellee-Respondent

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (S.P.P NO. 01-1-03)

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

Upon consideration of the application for a writ of certiorari filed on August 31, 2004, by the petitioner-appellant-petitioner Rockyfeller Wamil, the same is hereby denied.

DATED: Honolulu, Hawai'i,

FOR THE COURT:

STEVEN H. LEVINSON Associate Justice

Dana S. Ishibashi, for petitionerappellant-petitioner Rockyfeller Wamil on the application

¹ Considered by: Moon, C.J., Levinson, Nakayama, and Duffy JJ., and Circuit Judge Chang, in place of Acoba, J., recused.