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

STATE OF HAWAI'I, Respondent/Plaintiff-Appellee,

VS.

GEORGE LACY MOORE, III, Petitioner/ Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CR. NO. 02-1-076)

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

Petitioner/defendant-appellant George Lacy Moore, III's application for writ of certiorari, filed October 6, 2004, is hereby denied.

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

Robert D. S. Kim for petitioner/ defendant-appellant, on the writ FOR THE COURT:

Chief Justice

 $<sup>^{\</sup>rm 1}$  Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.