STATE OF HAWAI'I, Respondent-Appellee-Respondent.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (S.P.P. No. 03-1-0049)

ORDER ACCEPTING APPLICATION FOR WRIT OF CERTIORARI

(By: Levinson, J., for the court<sup>1</sup>)

Upon consideration of the application for a writ of certiorari filed on March 29, 2007 by the petitioner-appellant-petitioner Vernon Silk, the application is hereby accepted.

DATED: Honolulu, Hawai'i, May 2, 2007.

FOR THE COURT:

STEVEN H. LEVISSON

Associate Justic

Stuart N. Fujioka, of Nishioka & Fujioka, for the petitionerappellant-petitioner Vernon Silk, on the application

EM RIMANDO CLERK, APPELLATE COURTS

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