

NO. 29317

IN THE SUPREME COURT OF THE STATE OF HAWAII

PACIFIC MORTGAGE INVESTORS LLC,  
Respondent/Plaintiff-Appellee,

vs.

THOMAS MOSES JOHNSON, III, also known as Thomas M. Johnson, III,  
Petitioner/Defendant-Appellant,

and

FIRST HAWAIIAN BANK and BANK OF HAWAII,  
Respondents/Defendants-Appellees,

and

JOHN DOES 1-5; JANE DOES 1-5; DOE PARTNERSHIPS 1-5;  
DOE CORPORATIONS 1-5; DOE ENTITIES 1-5; and  
DOE GOVERNMENTAL UNITS 1-5, Defendants.

NORMA T. YARA  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

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FIRST HAWAIIAN BANK,  
Respondent/Counterclaim Plaintiff-Appellee,

vs.

PACIFIC MORTGAGE INVESTORS, LLC,  
Respondent/Counterclaim Defendant-Appellee,

and

THOMAS MOSES JOHNSON, III, also known as Thomas M. Johnson, III,  
Petitioner/Cross-Claim Defendant-Appellant,

and

COLONY SURF, LTD. and COLONY SURF ASSOCIATION OF  
APARTMENT OWNERS, Respondents/Identified Defendant  
Doe Corporation 1 and Doe Entity 1/Appellees,

and

JOHN DOES 1-5; JANE DOES 1-5; DOE CORPORATIONS 2-5; DOE  
GOVERNMENTAL AGENCIES 1-5; DOE PARTNERSHIPS 1-5; and  
DOE ENTITIES 2-5, Defendants,

and

JOHN DOES 6-20; JANE DOES 6-20; DOE PARTNERSHIPS 6-20;  
DOE CORPORATIONS 6-20; DOE "NON-PROFIT" CORPORATIONS 6-20;  
and DOE GOVERNMENTAL UNITS 6-20, Defendants.

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APPEAL FROM THE FIRST CIRCUIT COURT  
(CIV. NO. 07-1-1893)

ORDER

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

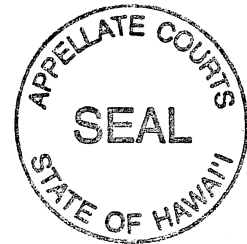
Upon consideration of the "motion for stay pending review by the United States Supreme Court," filed on February 13, 2009 by petitioner/defendant/cross-claim defendant/appellant Thomas Johnson, III, the papers in support and in opposition, and the record,

IT IS HEREBY ORDERED that the motion for stay is denied.

DATED: Honolulu, Hawai'i, March 5, 2009.

FOR THE COURT:

  
Chief Justice



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<sup>1</sup> Considered by: Moon, C.J., Nakayama, Acoba, and Duffy, JJ. and Circuit Judge Town, assigned by reason of vacancy.