

NO. 28403

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAII, Respondent/Plaintiff-Appellee,
 vs.
 FRANK A. KALUA, Petitioner/Defendant-Appellant.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
 (CR. NO. 06-1-0101(3))

FILED
 2009 MAR 24 AM 8:28
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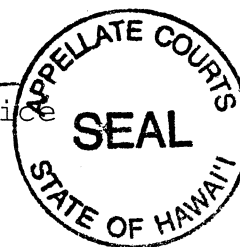
ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI
 (By: Moon, C.J., for the court¹)

Petitioner/Defendant-Appellant Frank A. Kalua's application for writ of certiorari, filed February 11, 2009, is hereby rejected.

DATED: Honolulu, Hawai'i, March 24, 2009.

FOR THE COURT:

J. Moon
 Chief Justice



¹ Considered by: Moon, C.J., Nakayama, Acoba, and Duffy, JJ., and Circuit Judge Ahn, assigned by reason of vacancy.