

NO. 29765

IN THE SUPREME COURT OF THE STATE OF HAWAII

ENRIQUANDO
CLERK, SUPREME COURT
STATE OF HAWAII

2009 MAY - 7 PM 2: 34

FILED

MICHAEL C. TIERNEY, Petitioner,

vs.

CLAYTON FRANK, DIRECTOR, DEPARTMENT OF PUBLIC SAFETY,
STATE OF HAWAI'I, Respondent.

ORIGINAL PROCEEDING
(CR. NO. 08-1-0869)

ORDER

(By: Moon, C.J., Nakayama, Acoba, and Duffy, JJ.,
and Intermediate Court of Appeals Judge Leonard,
assigned by reason of vacancy)

Upon consideration of the motion for reconsideration of
the April 22, 2009 order denying the petition for a writ of
habeas corpus,

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

DATED: Honolulu, Hawai'i, May 7, 2009.

Paula C. Nakayama

Santos E. Duffy, Jr.