NO. 28653

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

STATE OF HAWAI'I, Respondent/Plaintiff-Appellee

1009 JUL 29

vs.

WILLIAM EDWARD WERLE, Petitioner/Defendant-Appellant

29 PM 2: 43

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (CASE NO. 2DTA-06-01623)

ORDER ACCEPTING APPLICATION FOR WRIT OF CERTIORARI

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

Petitioner/Defendant-Appellant William Edward Werle's application for writ of certiorari, filed on June 22, 2009, is hereby accepted and will be scheduled for oral argument. The parties will be notified by the appellate clerk regarding scheduling.

DATED: Honolulu, Hawaiʻi, July 29, 2009.

FOR THE COURT:

Games E. Dufly, &.

Associate Justice



Phyllis J. Hironaka, Deputy Public Defender, for petitioner/defendantappellant on the application

<sup>&</sup>lt;sup>1</sup> Considered by: Moon, C.J., Nakayama, Acoba, and Duffy, JJ., and Circuit Judge Chan, in place of Recktenwald, J., recused.