

Electronically Filed
Supreme Court
SCWC-28857
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NO. SCWC-28857

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

DAVID GARNER, ALLAN KLITERNICK, JO JENNIFER GOLDSMITH
and DAVID HUDSON, on behalf of themselves and all others
similarly situated, Petitioners/Plaintiffs-Appellants,

vs.

STATE OF HAWAI'I, DEPARTMENT OF EDUCATION,
Respondent/Defendant-Appellee.

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(ICA NO. 28857; CIV. NO. 07-1-1480)

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI
(By: Duffy, J., for the court¹)

Petitioners/Plaintiffs-Appellants' application for writ
of certiorari, filed on June 28, 2011, is hereby rejected.

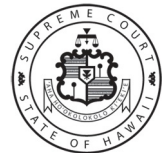
DATED: Honolulu, Hawai'i, August 3, 2011.

Paul Alston,
Peter S. Knapman,
Mei-Fei Kuo, and
Bruce H. Wakuzawa
for petitioners/
plaintiffs-appellants
on the application
and reply

FOR THE COURT:

/s/ James E. Duffy, Jr.

Associate Justice



Deirdre Marie-Iha,
Deputy Solicitor General,
for respondent/defendant-
appellee on the response

¹ Considered by: Recktenwald, C.J., Nakayama, Duffy, and McKenna, JJ.
and Circuit Judge Garibaldi, in place of Acoba, J., recused.