

**Electronically Filed  
Supreme Court  
SCWC-13-000056  
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SCWC-13-000056

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I,  
Respondent/Plaintiff-Appellee,

vs.

JOHN A. WAGNER,  
Petitioner/Defendant-Appellant.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-13-000056; CR. NO. 11-1-001K)

ORDER ACCEPTING APPLICATION FOR WRIT OF CERTIORARI  
(By: Recktenwald, C.J., Nakayama, McKenna, Pollack, and Wilson, JJ.)

Petitioner/Defendant-Appellant John A. Wagner's  
application for writ of certiorari filed on January 28, 2016, is  
hereby accepted.

IT IS FURTHER ORDERED that no oral argument will be  
held, subject to further order of this court. Any party may,

within ten days and pursuant to Rule 34(c) of the Hawai'i Rules of Appellate Procedure, move for retention of oral argument.

DATED: Honolulu, Hawai'i, March 11, 2016.

John A. Wagner  
petitioner pro se

/s/ Mark E. Recktenwald

Mitchell D. Roth  
Mark D. Disher  
for Respondent

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

