

**Electronically Filed  
Supreme Court  
SCWC-17-0000813  
07-NOV-2019  
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SCWC-17-0000813

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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SHAUN WRIGHT and ANNETT WRIGHT,  
Respondents/Plaintiffs-Appellees

vs.

MIYAKE CONCRETE ACCESSORIES, INC.,  
Petitioner/Defendant-Appellant,

and

MIYAKE CONCRETE ACCESSORIES, INC.,  
Third-Party Plaintiff-Appellant,

vs.

SAMUEL S. KIYABU, dba KIYABU CONSTRUCTION, INC.,  
SANDPIPER CONSTRUCTION, INC., a Hawai'i corporation,  
DESPINS GENERAL CONSTRUCTION, INC., a Hawai'i corporation,  
BRIAN SHIMOMURA and BRIAN SHIMOMURA & ASSOCIATES, LLC,  
a Hawai'i Limited Liability Company,  
Third-Party Defendants-Appellees.  
(CIV. NO. 09-1-0748)

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DESPINS GENERAL CONSTRUCTION, INC.,  
Plaintiff-Appellee,

vs.

SHAUN WRIGHT and ANNETT WRIGHT,  
Defendants-Appellees,

and

SHAUN WRIGHT and ANNETT WRIGHT,  
Counter-Claimants-Appellees,

vs.

DESPINS GENERAL CONSTRUCTION, INC.,  
Counter-Defendant-Appellee.  
(CIV. NO. 10-1-0191)

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MIYAKE CONCRETE ACCESSORIES, INC., a Hawai'i corporation,  
Plaintiff-Appellant,

vs.

BRIAN S. SHIMOMURA and BRIAN SHIMOMURA & ASSOCIATES, LLC,  
a Hawai'i Limited Liability Company,  
Defendants-Appellees.  
(CIV. NO. 11-1-0153)

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CAAP-17-0000098, CAAP-17-0000570, CAAP-17-0000813)

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

Petitioner/Defendant-Appellant Miyake Concrete  
Accessories, Inc.'s application for writ of certiorari, filed on  
September 24, 2019, is hereby rejected.

DATED: Honolulu, Hawai'i, November 7, 2019.

/s/ Mark E. Recktenwald

/s/ Paula A. Nakayama

/s/ Sabrina S. McKenna

/s/ Richard W. Pollack

/s/ Michael D. Wilson

