

**Electronically Filed  
Supreme Court  
SCWC-29210  
06-DEC-2011  
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NO. SCWC-29210

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

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CFI INC., a Hawai‘i Corporation,  
Respondent/Plaintiff/Appellant,

vs.

HAMAKUA COAST REALTY, INC., a Hawai‘i Corporation,  
And DENIS FERRARI, Respondent/Defendants/Appellees,

and

ERNEST B. TEXEIRA, and ALA KAI REALTY, INC.,  
a Hawai‘i Corporation,  
Respondents/Defendants-Third-Party Plaintiffs/Appellees,

and

TEX INC., a Hawai‘i Corporation, et al.,  
Petitioner/Defendant/Appellee.

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CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(ICA NO. 29210; CIV. NO. 06-1-0380 (HILO))

ORDER REJECTING APPLICATION FOR WRIT OF CERTIORARI  
(By: Recktenwald, C.J., Nakayama, Duffy, and McKenna, JJ., and Circuit  
Court Judge Sakamoto, in place of Acoba, J., recused)

Petitioner/Defendant/Appellee Tex Inc.'s application  
for writ of certiorari, filed on October 24, 2011, is hereby  
rejected.

DATED: Honolulu, Hawai'i, December 6, 2011.

/s/ Mark E. Recktenwald

Christopher J. Roehrig,  
for petitioner/defendant/  
appellee on the application.

/s/ Paula A. Nakayama

/s/ James E. Duffy, Jr.

Douglas L. Halsted,  
for respondent/plaintiff/  
appellant on the opposition.

/s/ Sabrina S. McKenna

/s/ Karl K. Sakamoto

