

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

---

AUGUST K. DUVAUCHELLE and SOPHIE M. DUVAUCHELLE,  
husband and wife, and EDWINA P. DUVAUCHELLE,  
Plaintiffs-Appellees,

vs.

KAKANI, also known as AKUNEY, his heirs and  
successors; KEKUHI, also known as J. KEKUHI,  
his heirs and successors; DAVID KAKANI; HOWARD D. BOWEN  
as TRUSTEE FOR DAVID KAKANI, or SUCCESSOR TRUSTEES FOR  
DAVID KAKANI; personal Representatives of the Estate of  
EUGENE K. DUVAUCHELLE, Deceased; RACHEL MARIE WRIGHT;  
Personal Representatives of the Estate of REIMENN  
DUVAUCHELLE, Deceased; LOUSIE MOC SING; Personal  
Representatives of the Estate of AUGUST H. REIMENN,  
Deceased; JOHN H. BOONE as TRUSTEE OF THE  
MAUD VAN CORTLAND HILL SCHROLL TRUST;  
JOSEPH W. HALL and LAURELL E. HALBERSTROH, husband  
and wife; JOHN DOES 1-50; JANES DOE 1-50; DOE  
CORPORATIONS 1-50; DOE ENTITIES 1-50; DOE GOVERNMENTAL  
AGENCIES 1-50; AND ALL OTHER PERSONS, FIRMS, CORPORATIONS  
CLAIMING ANY RIGHT, TITLE AND INTEREST OR LIEN IN  
THE REAL PROPERTIES DESCRIBED IN PLAINTIFFS' COMPLAINT  
BY, THROUGH OR UNDER ANY NAMED DEFENDANT AND UNKNOWN  
PERSONS GENERALLY, Defendants,

STATE OF HAWAI'I; COUNTY OF MAUI; DALLAS  
KEAAU JENSEN, Defendants-Appellees,

THE TIDES FOUNDATION, Petitioner-Defendant-Appellant.

---

DALLAS KEAAU JENSEN, Counterclaimant-Appellee,  
vs.

ESTATE OF AUGUST K. DUVAUCHELLE, deceased, SOPHIE  
M. DUVAUCHELLE, widow, by EDWINA P. DUVAUCHELLE,  
her Attorney-in-fact, EDWINA P. DUVAUCHELLE, ZELIE  
DUVAUCHELLE-McCARY, Counterclaim Defendants-Appellees,

ROBERT McCARY, Counterclaim Defendant.

---

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS  
(CIV. NO. 91-0256(1))

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI  
(By: Moon, C.J., for the court<sup>1</sup>)

Petitioner-defendant-appellant The Tides Foundation's application for writ of certiorari, filed August 6, 2001, is hereby denied.

DATED: Honolulu, Hawai'i, August 16, 2001.

Hayden Aluli, for  
petitioner-defendant-  
appellant The Tides  
Foundation, on the writ

FOR THE COURT:

Chief Justice

---

<sup>1</sup> Considered by: Moon, C.J., Levinson, Nakayama, Ramil, and Acoba, JJ.