

NO. 22340

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee

vs.

THOMAS S. SCHILLACI, Defendant-Appellant

APPEAL FROM THE SECOND CIRCUIT COURT
(CR. NO. 96-0316)

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Moon, C.J., Levinson, and Nakayama, JJ.,
Circuit Judge Chang, in place of Acoba, J., recused, and
Circuit Judge Sakamoto, assigned by reason of vacancy)

The motion for reconsideration filed by Defendant-Appellant Thomas S. Schillaci, requesting that the court reconsider its Memorandum Opinion, filed on August 13, 2003, is hereby denied.

DATED: Honolulu, Hawai'i, September 30, 2003.

Alan G. Warner and
J. Wallace Warner for
defendant-appellant on
the motion