

IN THE SUPREME COURT OF THE STATE OF HAWAII

JAMES FUJIMOTO, VIRGINIO LISTA, DUANE OWAN, MITCHELL OWAN,
MICHAEL MCDONLAD, JAMES TAKAMIYA, and GARY HASHIMOTO,
Plaintiffs/Counterclaim Defendants-Appellants and Appellees,

vs.

GORDON AU, Defendant/Cross-Claim Defendant/Cross-Claim
Plaintiff/Counterclaimant Appellee,

BRUCE SUTHERLAND, NANCY SUTHERLAND, LARRY SKY, BON JA SKY,
Defendants/Cross-Claim Plaintiffs/Cross-Claim
Defendants-Appellees,

RICHARD JORGENSEN, Defendant/Cross-Claim Defendant-Appellee
and Cross-Appellant,

MICKEY HEWITT, B. J. KIM, Defendants/Cross-Claim
Defendants-Appellees,

WILLIAM G. WEIMER, SANDRA WEIMER, ROSS KAAA, KAILUA PARTNERS,
Defendants/Cross-Claim Defendants-Appellees,

TOM PESCE, KAILUA ESTATES PARTNERS, Defendants/
Cross-Claim Defendants,

JOHN DOES 1-10, JANE DOES 1-10, DOE PARTNERSHIPS 1-10,
DOE CORPORATIONS 1-10, DOE ENTITIES 1-10,
and DOE GOVERNMENTAL UNITS 1-10, Defendants.

APPEAL FROM THE SECOND CIRCUIT COURT
(CIV. NO. 96-0462(3))

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Levinson, Acting C.J., Nakayama, Ramil, JJ., and
Circuit Court Judge Marks, in place of Moon, C.J., recused,
and Circuit Court Judge Kochi, assigned by reason of vacancy)

The motion for reconsideration filed on March 5, 2001
by defendant/cross-claim defendant-appellee and cross-appellant

Richard Jorgensen, requesting that this court reconsider its opinion, filed on February 22, 2001, is hereby denied.

DATED: Honolulu, Hawai'i, March 14, 2001.

Michael D. Tom and Lyle M.
Ishida (of Tom Petrus &
Miller, LLC) for the
defendant/cross-claim
defendant-appellee and cross-
appellant Richard Jorgensen