

NO. 22635

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee/
Respondent-Appellee,

vs.

MARK A. BRANTLEY, Defendant-Appellant/
Movant-Appellant.

APPEAL FROM THE SECOND CIRCUIT COURT
(CR. NO. 93-0433(2))

ORDER OF AMENDMENT

(By: Moon, C.J., Levinson, Nakayama, Ramil, and Acoba, JJ.)

IT IS HEREBY ORDERED that the first paragraph of the plurality opinion in the above-entitled case, filed October 25, 2002, is amended as follows (underscored information added):

Defendant-appellant/movant-appellant Mark A. Brantley appeals from the second circuit court's May 25, 1999 order, entered by the Honorable Shackley Raffetto, presiding, denying his Hawai'i Rules of Penal Procedure (HRPP) Rule 35 "Motion to Reverse Conviction and Correct Illegal Sentence" for his 1994 conviction of carrying or use of firearm in the commission of a separate felony, in violation of Hawai'i Revised Statutes (HRS) § 134-6(a) (1993).

The Clerk of the Court is directed to incorporate the foregoing change in the original opinion and take all necessary steps to notify the publishing agencies of these changes.

DATED: Honolulu, Hawai'i, October 25, 2002.