

NO. 23137

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee

vs.

TERRY M. TURNER, Defendant-Appellant

APPEAL FROM THE FIRST CIRCUIT COURT
(CR. NO. 98-1231)

ORDER DENYING MOTION FOR RECONSIDERATION¹

The motion for reconsideration filed on September 10, 2002, by Defendant-Appellant Terry M. Turner, requesting that the court reconsider its Summary Disposition Order, filed on August 12, 2002, is hereby denied.

Associate Justice Acoba having dissented to the Summary Disposition Order, does not concur.

DATED: Honolulu, Hawai'i, September 30, 2002.

¹The motion for reconsideration was considered by: Moon, C.J., Levinson, Nakayama, Ramil, and Acoba, JJ.