

NO. 25237

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee,

vs.

MARK DUERING, Defendant-Appellant.

APPEAL FROM THE FIRST CIRCUIT COURT
(CR. NO. 96-0220)

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Moon, C.J., Levinson, Nakayama, and Duffy JJ.,
and Circuit Judge Nakamura, in place of Acoba, J., recused)

The motion for reconsideration filed on February 11, 2005 by the plaintiff-appellee, State of Hawai'i, requesting that this court review its amended summary disposition order, filed on February 3, 2005, is hereby denied.

DATED: Honolulu, Hawai'i, March 1, 2005.

Loren Thomas,
Deputy Prosecuting
Attorney, for plaintiff-
appellee on the motion