

NO. 25933

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

DAVID C. PARKER, JR., Petitioner-Appellant,

vs.

STATE OF HAWAI'I, Respondent-Appellee.

APPEAL FROM THE FIRST CIRCUIT COURT
(S.P.P. NO. 03-1-0008)

ORDER DENYING MOTION FOR RECONSIDERATION
(By: Moon, C.J., Levinson, Nakayama, Duffy JJ.;
and Acoba, J., Dissenting)

The motion for reconsideration filed on October 7, 2004 by the petitioner-appellant, David C. Parker, Jr., requesting that this court review its summary disposition order, filed on August 31, 2004, is hereby denied.

DATED: Honolulu, Hawai'i, October 18, 2004.

David C. Parker, Jr.,
petitioner-appellant,
pro se, on the motion

DISSENT BY ACOBA, J.

Having dissented in part to the summary disposition order, I respectfully dissent and would grant reconsideration.