

NO. 26954

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

J.R. PARRISH, et al., Petitioners

vs.

HONORABLE RONALD IBARRA, CIRCUIT COURT JUDGE OF
THE THIRD CIRCUIT, STATE OF HAWAI'I, Respondent

ORIGINAL PROCEEDING

ORDER

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

Upon consideration of Petitioners' petition for a writ of mandamus or other appropriate relief, the joinder in the petition, and the records and files herein, it appears that:

(1) Petitioners seek review of the judgment entered in Kelly v. 1250 Oceanside Partners, Civil No. 00-1-0192K; (2) the judgment entered Kelly v. 1250 Oceanside Partners, is the subject of Appeal No. 26813; and (3) Petitioners fail to demonstrate that they are entitled to a writ of mandamus. Therefore,

IT IS HEREBY ORDERED that the petition for a writ of mandamus is denied without prejudice to Petitioners seeking leave to file an amicus curiae brief in Appeal No. 26813.

DATED: Honolulu, Hawai'i, January 3, 2005.

William C. McCorriston
for petitioners Nonparty
Hokuli'a Property Owners
on the writ

Jeffrey N. Watanabe
for joinder petitioners