

**NOT FOR PUBLICATION**

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NO. 25411

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAII

SUSAN KIEHM, Plaintiff-Appellee, v.  
IAN ADAMS, Defendant-Appellant, and DOES 1-10, Defendants

APPEAL FROM THE DISTRICT COURT OF THE THIRD CIRCUIT  
NORTH AND SOUTH KONA DIVISION  
(CIV. NO. 02-101KN)

ORDER GRANTING DEFENDANT-APPELLANT'S SECOND MOTION FOR  
RECONSIDERATION AND VACATING MEMORANDUM OPINION  
(By: Burns, C.J., Watanabe and Lim, JJ.)

Upon consideration of "Defendant-Appellant's Motion for  
Reconsideration" filed on November 25, 2003,

IT IS HEREBY ORDERED that this second motion for  
reconsideration is granted and that the November 13, 2003  
Memorandum Opinion is vacated and a new opinion shall be entered.

DATED: Honolulu, Hawaii, December 3, 2003.

On the motion:

Elizabeth B. Croom  
for Defendant-Appellant.

Chief Judge

Associate Judge

Associate Judge