

NOT FOR PUBLICATION

NO. 25345

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellant, v.
JERRY A. GALLARDO, Defendant-Appellee

APPEAL FROM THE FIRST CIRCUIT COURT
(CR. NO. 01-1-0746)

ORDER VACATING MEMORANDUM OPINION FILED MARCH 8, 2005
(By: Foley, J.)

The Memorandum Opinion filed in the above-entitled matter on March 8, 2005 is hereby vacated, sua sponte, and a new memorandum opinion shall be filed.

DATED: Honolulu, Hawai'i, March 10, 2005.

Associate Judge