

FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

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RICHARD TODD MOYLE, Plaintiff-Appellant, v. Y & Y HYUP SHIN CORP., a Hawaii corporation, and TTJJKK INC., both doing business as DO RE MI KARAOKE, Defendants-Appellees, JOHN DOES 1-10; JANE DOES 1-10; DOE PARTNERSHIPS 1-10; DOE CORPORATIONS 1-10; DOE ENTITIES 1-10; and DOE GOVERNMENTAL UNITS 1-10, Defendants

NO. 26582

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(Civ. No. 01-1-2747)

ORDER OF CORRECTION
(By: Fujise, J.¹)

In the above-entitled appeal, the Opinion of the court filed on November 8, 2007, is hereby corrected as follows:

1. On page 3, under the "Jury Instructions" subheading, tenth line down, the Pacific Reporter should be "P.2d" not "P.3d" so that as corrected, the text should read as follows: "Id. at 291 n.13, 884 P.2d at 354 n.13"

2. On page 8, after the indented quote, the period (.) after the parenthetical "(Footnote added.)" should be deleted so that as corrected, the text should read as follows: "(Footnote added.)"

3. On page 9, in the second full paragraph, second line down, the Hawaii reporter page numbers "461-462" should be corrected to read "461-62" so that as corrected, the text should read as follows: "461-62, 370 P.2d 468, 471"

4. On page 15, in the second paragraph, fourteenth line down, the word "Foreseeability" should not be capitalized so

¹ Watanabe, Presiding Judge, Foley and Fujise, JJ.

K. HAMAKADO
CLERK, APPELLATE COURTS
STATE OF HAWAII

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that as corrected, the text should read as follows:

"forseeability must be analyzed"

5. On page 15, in the last paragraph, fifth line down, the word "obliged" should be corrected to read "obligated" so that as corrected, the text should read as follows:

"defendant may be obligated"

6. On page 17, first paragraph, second line down, the word "First" should not be capitalized so that as corrected, the text should read "for two reasons: first,"

7. On page 17, first paragraph, fourth line down, the statute section "663-1.3" should be corrected to read "663-1.6" so that as corrected, the text should read as follows: "§ 663-1.6 (1993),"

8. On page 18, last paragraph, sixth line down, the hyphens (-) in the phrase "mode-of-operation" should be deleted so that as corrected, the text should read as follows: "mode of operation"

9. On page 21, third paragraph, first line, there should be a closing parenthesis after "(FRCP" so that as corrected, the text should read "(FRCP)"

10. On page 22, last paragraph, sixth and seventh line, the word "Club" should not be capitalized and the comma (,) after "TTJJKK" and the words "Hyup Shin, Corp." and "Inc," should be deleted so that as corrected, the text should read as follows: "club, by either Y & Y or TTJJKK affected"

The clerk of the court is directed to incorporate the foregoing changes in the original opinion and take all necessary steps to notify the publishing agencies of these changes.

DATED: Honolulu, Hawai'i, March 19, 2008.

FOR THE COURT:

Aucan M. Fujino
Associate Judge

