

NO. 26999

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAI'I

NORMA T. YARA  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2008 JAN 23 PM 1:17

FILED

KEITH K. VALENZONA, Plaintiff-Appellant,  
vs.

PETER B. CARLISLE, individually and as Prosecuting Attorney for the City and County of Honolulu; JAMES M. ANDERSON, DONN FUDO, ALEXA D.M. FUJISE, MIRIAM P. LOUI, DANE R. McARTHUR, CAROLINE M. MEE, SUZANNA L. TIAPULA, DEAN K. YOUNG, and individually and as Deputy Prosecuting Attorneys of the City and County of Honolulu; TAY DEERING and ANTHONY SAGUN, individually and as Honolulu Police Department police officers and, CITY AND COUNTY OF HONOLULU, a municipal corporation, Defendants-Appellees.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(CIVIL NO. 01-1-3661-12)

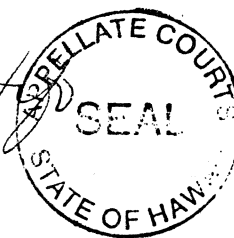
ORDER VACATING MEMORANDUM OPINION

(By: Circuit Judge Hifo, Presiding J., and Circuit Judges Chang and Sakamoto, in place of Recktenwald, C.J., and Watanabe, Lim,\* Foley, Nakamura, and Fujise, JJ., recused)

The Memorandum Opinion filed in the above-entitled matter on January 22, 2008, is hereby vacated.

DATED: Honolulu, Hawai'i, JAN 23 2008

*Eden E. Hifo*  
EDEN E. HIFO  
Presiding Judge



\* Associate Judge John S.W. Lim filed a recusal on May 29, 2007 but passed away on June 13, 2007.