

NOT FOR PUBLICATION IN WEST'S HAWAII REPORTS AND PACIFIC REPORTER

NOS. 27127 and 27208

IN THE INTERMEDIATE COURT OF APPEALS

OF THE STATE OF HAWAII

No. 27127GLEN J. KELLY, Claimant-Appellant,
v.METAL-WELD SPECIALTIES, INC. and
HAWAII EMPLOYERS' MUTUAL INSURANCE COMPANY,
Employer/Insurance Carrier-AppelleeLABOR AND INDUSTRIAL RELATIONS APPEALS BOARD
(CASE NO. AB 2004-379 (M))
(7-02-02454)

and

No. 27208GLEN J. KELLY, Claimant-Appellant,
v.METAL-WELD SPECIALTIES, INC. and
HIH AMERICA INSURANCE COMPANY OF HAWAII,
Employer/Insurance Carrier-Appellee
andMETAL-WELD SPECIALTIES, INC. and
JOHN MULLEN AND COMPANY
Employer/Insurance Carrier-AppelleeLABOR AND INDUSTRIAL RELATIONS APPEALS BOARD
(CASE NO. AB 2002-057 (M))
(7-99-03946 and 7-02-03010)ORDER OF AMENDMENT

(By: Foley, Presiding Judge, Nakamura, and Leonard, JJ.)

The Summary Disposition Order of the court, filed on
September 30, 2008, is hereby amended as follows:On page 14, in lines 4 through 6, the following
amendment shall be made, with material to be deleted in bracketsNORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

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and new material underscored and bolded:

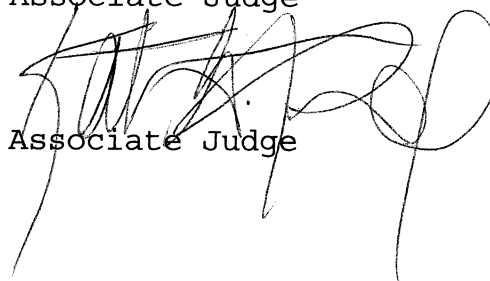
This disparity was present [in the original version of the statute] when **prior versions of the statute were amended and** subsections (a) and (b) were **reenacted** together. **See 1959 Haw. Sess. L. Act 241, §2, at 186;** 1963 Haw. Sess. L. Act 116, § 1 at p. 122.

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

DATED: Honolulu, Hawai'i, November 21, 2008.


Presiding Judge


Associate Judge


Associate Judge