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2008 MAY 14 PM 3:22

NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

NO. 27369

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

EMERSON M.F. JOU, M.D., Provider-Appellant, v
J.P. SCHMIDT, Insurance Commissioner, Department of Commerce
and Consumer Affairs, State of Hawaii, Appellee-Appellee, and
ISLAND INSURANCE COMPANY, LTD., Respondent-Appellee

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CIVIL NO. 04-1-1165)

ORDER DENYING MOTION FOR RECONSIDERATION

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

Upon consideration of (1) the Opinion of the Court filed April 29, 2008; (2) the May 23, 2005 Judgment of the Circuit Court of the First Circuit; (3) Appellant Emerson M.F. Jou's May 9, 2008 Motion for Reconsideration; and (4) the record herein,

IT IS HEREBY ORDERED that Appellant Emerson M.F. Jou, M.D.'s Motion for Reconsideration filed herein on May 9, 2008 is denied.

DATED: Honolulu, Hawaii, May 14, 2008.

On the motion:

Stephen M. Shaw
for Provider-Appellant.

Daniel R. Foley
Presiding Judge

Alice M. Fujise
Associate Judge

[Signature]
Associate Judge