

NO. 28011

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

EMERSON
CLERK, APPELLATE COURTS
STATE OF HAWAII

2008 MAR 19 AM 10:50

FILED

BEECHER LIMITED, Plaintiff-Appellant, v. ALVAREZ & MARSAL
NORTH AMERICA, LLC, Liquidating Trustee of the Azabu
Liquidating Trust Dated July 10, 2007; WAIKIKI FIRST
FINANCE CORP.; WAIKIKI SF CORPORATION; AZABU U.S.A.
CORPORATION, Defendants-Appellees; and THE CHUO MITSUI
TRUST AND BANKING COMPANY, LIMITED; HYATT CORPORATION;
and DEFENDANTS DOES 1 through 100, Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(Civ. No. 04-1-1347)

ORDER GRANTING MOTION FOR RECONSIDERATION
AND REQUESTING RESPONSE TO MOTION FOR RECONSIDERATION
(By: Watanabe, Presiding J., Foley, and Nakamura, JJ.)

Upon consideration of (1) the motion filed by
Plaintiff-Appellant Beecher Limited (Beecher) on March 17, 2008
(the Motion), seeking reconsideration of this court's March 7,
2008 Memorandum Opinion; and (2) Beecher's memorandum of law in
support of the Motion, also filed on March 17, 2008,

IT IS HEREBY ORDERED that the Motion is granted.

Pursuant to Hawai'i Rules of Appellate Procedure
Rule 40(c), Defendants-Appellees Alvarez & Marsal North America,
LLC, Liquidating Trustee of the Azabu Liquidating Trust Dated
July 10, 2007; Waikiki First Finance Corp.; Waikiki SF

Corporation; and Azabu U.S.A. Corporation are hereby requested to file by Friday, March 28, 2008, a response to the Motion.

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

On the motion:

James N. Duca
(Lyons, Brandt, Cook &
Hiramatsu) and Bruce Bennett
(admitted *pro hac vice*) and
Sidney P. Levinson (admitted
pro hac vice) (Hennigan,
Bennett & Dorman LLP) for
plaintiff-appellant.

Corinne K.A. Watanabe

Presiding Judge

Daniel R. Foley

Associate Judge

Craig H. Johnson

Associate Judge