

NO. 27254

IN THE INTERMEDIATE COURT OF APPEALS  
OF THE STATE OF HAWAII

EM. RIMANDO  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2009 MAY 15 AM 11:45

FILED

TITLE GUARANTY ESCROW SERVICES, INC., a Hawaii corporation, Plaintiff-Appellee, v. MICHAEL J. SZYMANSKI, Defendant/Cross-Claimant/Third-Party Plaintiff/Cross-Claim Defendant/Third-Party Counterclaim Defendant-Appellant, WAILEA RESORT COMPANY, LTD., a Hawaii corporation, Defendant/Cross-Claim Defendant/Cross-Claimant-Appellee, ADOA-SHINWA DEVELOPMENT CORPORATION, a Hawaii corporation, and SHINWA GOLF HAWAII CO., LTD., a Hawaii corporation, Third-Party Defendants/Third-Party Counterclaimants-Appellees, JOHN DOES 1-50, JANE DOES 1-50, DOE PARTNERSHIPS 1-50, DOE ENTITIES 1-50 DOE GOVERNMENTAL UNITS 1-50, Defendants-Appellees

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT  
(CIVIL NO. 02-1-0352(2))

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Watanabe, Acting C.J., Fujise and Leonard, JJ.<sup>1</sup>)

Upon consideration of "Defendant/Cross-Claimant/Third Party Plaintiff/Cross-Claim Defendant/Third-Party Counterclaim Defendant-Appellant Michael J. Szymanski's Motion for Reconsideration of Summary Disposition Order, Filed April 27,

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<sup>1</sup> Associate Judge Katherine G. Leonard, a member of the panel on this appeal, is currently unavailable to sign but agrees to the order.

2009" filed on May 7, 2009, the papers in support and the record and files herein,

IT IS HEREBY ORDERED that said motion is denied.

DATED: Honolulu, Hawai'i, May 15, 2009.

On the motion:

Phillip L. Deaver,  
Adrian L. Lavarias,  
Sarah M. Love, and  
Lori N. Tanigawa,  
(Bays Deaver Lung Rose &  
Holma),  
for Defendant/Cross-  
Claimant/Third-Party  
Plaintiff/Cross-Claim  
Defendant/Third-Party  
Counterclaim Defendant-  
Appellant.



Acting Chief Judge



Associate Judge