

FILED

2009 AUG 12 AM 8:23

E.M. RIMANDO  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

NO. 28634

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

STATE OF HAWAI'I, Plaintiff-Appellee, v.  
FRANCIS K. KEKONA, Defendant-Appellant,  
and TAMMY ANTONIO, Defendant

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(Cr. No. 06-1-0224)

ORDER OF CORRECTION

(By: Watanabe, Acting C.J., for the court)<sup>1</sup>

IT IS HEREBY ORDERED that the Opinion of the Intermediate Court of Appeals filed on May 11, 2009 is hereby corrected as follows:

(1) On page 16, in line 10 from the top of the page, the word "than" shall be replaced with "then" so that the line reads as follows:

evidence of the acts on unspecified doubts." The defense then

(2) On page 20, in line 12 from the top of the page, "Kishianne's" shall be replaced with "Kishanne's" so that the line reads as follows:

Kishanne's trial testimony:

(3) On page 27, in the second to the last line, "Kaualoko" shall be replaced with "Kaualoku" so that the line reads as follows:

mean?" Denton and Kaualoku got out of the car after Kekona shot

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<sup>1</sup> Watanabe, Acting C.J., and Foley, J. The third member of the panel on this appeal, then-Chief Judge Mark E. Recktenwald, was sworn in as an Associate Justice of the Hawai'i Supreme Court on May 11, 2009.

The Clerk of the Court is directed to make the  
aforementioned corrections to the original opinion and take all  
necessary steps to notify the publishing agencies of the  
corrections.

DATED: Honolulu, Hawai'i, August 12, 2009.

FOR THE COURT:

*Cornie K. A. Watanaled*  
Acting Chief Judge

