

IN THE SUPREME COURT OF THE STATE OF HAWAII

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EMERSON  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2005 NOV 28 PM 2:05

FILED

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HOWARD K. LESLIE, JR., Plaintiff-Appellant,

and

LEIMOMI LESLIE FRESCH, individually, and as next friend for  
HOWARD K. LESLIE, JR., and HOWARD K. LESLIE, SR.,  
Plaintiffs-Appellees,

vs.

THE ESTATE OF JAMIE K. TAVARES, Deceased, Defendant-Appellee,

and

JOHN DOES 1-10; JANE DOES 1-10; DOE PARTNERSHIPS 1-10; DOE  
CORPORATIONS 1-10; and DOE ENTITIES 1-10, Defendants

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STATE OF HAWAII, DEPARTMENT OF HUMAN SERVICES,  
Lien Holder-Appellee,

and

JOSEPH L. WILDMAN and SIBILLA & WILDMAN, Intervenors-Appellees  
(Civ. No. 97-0448)

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HOWARD K. LESLIE, JR., MEGAN LESLIE and MALYSSA LESLIE, minors,  
through their Guardian Ad Litem MARLENE L. ANDUHA,  
Plaintiffs-Appellants,

vs.

JEFFREY K. KANUI, personal representative of THE ESTATE OF  
JAMIE K. TAVARES, Defendant-Appellee,

and

JOHN DOES 1-10; JANE DOES 1-10; DOE PARTNERSHIPS 1-10; DOE  
CORPORATIONS 1-10; and DOE ENTITIES 1-10, Defendants

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JEFFREY K. KANUI, personal representative of THE ESTATE OF  
JAMIE K. TAVARES, Third-Party Plaintiff

vs.

LEIMOMI L. FRESCH and HOWARD K. LESLIE, SR.,  
Third-Party Defendants  
(Civ. No. 98-5468)

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NO. 24553

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT  
(Civ. Nos. 97-0448 & 98-5468)

NOVEMBER 28, 2005

MOTION FOR RECONSIDERATION

MOON, C.J., LEVINSON, NAKAYAMA, ACOBA, AND DUFFY, JJ.

Upon consideration of the motion for reconsideration filed by the plaintiffs-appellants Howard K. Leslie, Jr., Megan Leslie, and Malysa Leslie, on November 18, 2005, requesting that this court review its opinion, filed on November 10, 2005,

IT IS HEREBY ORDERED that the motion for reconsideration is granted in part as follows:

Footnote 4 at page 8 is deleted.

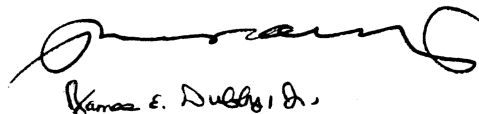
IT IS FURTHER ORDERED that the motion for reconsideration is denied in all other respects.

The Clerk of the Court is directed to incorporate the foregoing changes into the original opinion.

On the motion:

Frederick W. Rohlfing,  
for the plaintiff-appellant  
Howard K. Leslie, Jr.

Cynthia A. Farias,  
for the plaintiffs-appellants  
Megan Leslie and Malysa Leslie



Kenneth E. Duffy, Jr.