

NO. 25349

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I,
Respondent-Appellee,

vs.

SPENCER MYERS,
Petitioner-Appellant.

NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAI'I

2005 SEP -9 PM 1:46

FILED

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(FC-CR NO. 02-1-0235(1))

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI
(By: Levinson, J., for the court¹)

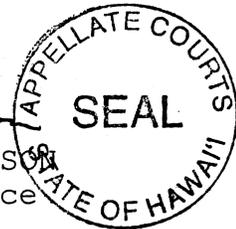
Upon consideration of application for a writ of certiorari filed August 30, 2005, by the petitioner-appellant Spencer Myers, the same is hereby denied.

DATED: Honolulu, Hawai'i, September 9, 2005.

FOR THE COURT:

Steven H. Levinson

STEVEN H. LEVINSON
Associate Justice



Mimi DesJardins,
for petitioner-appellant
on the application

¹ Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.