

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I, Plaintiff-Appellee,

vs.

JOHN JAMES CALEB KOCH, Defendant-Appellant

K. HANAKAHO  
CLERK, APPELLATE COURTS  
STATE OF HAWAII

2005 MAY 31 PM 1:14

FILED

NO. 26296

APPEAL FROM THE CIRCUIT COURT OF THE SECOND CIRCUIT  
(CR. NOS. 02-1-0558(1) and 03-1-0271(1))

MAY 31, 2005

MOTION FOR RECONSIDERATION

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

The motion for reconsideration filed on May 20, 2005 by defendant-appellant, John James Caleb Koch, requesting that this court review its published opinion, filed on May 9, 2005, is hereby denied.

Phyllis J. Hironaka,  
deputy public defender,  
for the defendant-appellant  
John James Caleb Koch,  
on the motion

*[Handwritten signatures: Phyllis J. Hironaka, Steven Levinson, Anna C. Nakayama, James E. Duffy, Jr.]*

I would grant the motion for reconsideration.

*[Handwritten signature]*