

FILED

2005 SEP -2 AM 9:01

EUGENE J. SABADO
CLERK OF THE COURTS
STATE OF HAWAII

NO. 26365

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Respondent/Plaintiff-Appellee

vs.

EUGENE JAMES HUTCH, Petitioner/Defendant-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(S.P.P. NO. 02-1-0074)

ORDER DISMISSING CERTIORARI PROCEEDING

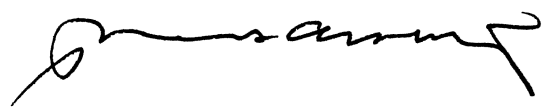
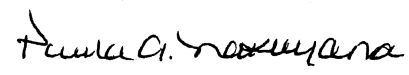
(By: Moon, C.J., Levinson,
Nakayama, Acoba, and Duffy, JJ.)

Upon further consideration of the records and files in this case, it appearing that the writ of certiorari herein was improvidently granted,

IT IS HEREBY ORDERED that this certiorari proceeding is dismissed.

DATED: Honolulu, Hawai'i, September 2, 2005.

Eugene James Hutch,
petitioner/defendant-
appellant, *pro se*,
on the writ.



James E. Duffy, Jr.