

NO. 26441

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

MITCHELL D. WAITE,
Petitioner-Appellant,

vs.

DIANE BUTTON,
Respondent-Appellee.

K. HANAKA
CLERK
STATE OF HAWAII
APPELLATE COURTS

2005 DEC -5 PM 1:36

FILED

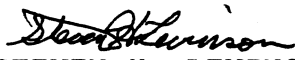
CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS
(FC-UCCJ No. 02-1-0026)

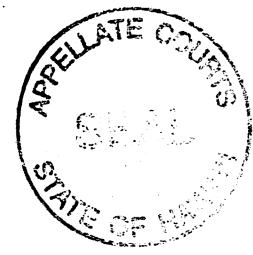
ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI
(By: Levinson, J., for the court¹)

Upon consideration of the application for a writ of certiorari filed on November 25, 2005, by the petitioner-appellant Mitchell D. Waite and the memorandum in opposition filed on December 1, 2005, by the respondent-appellee Diane Button, the same is hereby denied.

DATED: Honolulu, Hawai'i, December 5, 2005.

FOR THE COURT:


STEVEN H. LEVINSON
Associate Justice



Robert M. Harris,
for the petitioner-appellant
Mitchell D. Waite,
on the writ

Charles T. Kleintop,
of Stirling & Kleintop, for
respondent-appellee Diane
Button, on the opposition

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