

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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STATE OF HAWAI'I, Plaintiff-Appellee,

vs.

HERBERT BROWN, Defendant-Appellant.

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(CR. NO. 03-1-0926)

NO. 26911

SEPTEMBER 26, 2005

ORDER OF CORRECTION
(By: Levinson, J.)

NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

2005 SEP 26 PM 2:55

FILED

The summary disposition order of the court, filed on September 26, 2005, is hereby corrected as to the following:

Page 1, the line that reads "(By: Moon, C.J., Levinson, and Nakayama, JJ., and Acoba J., concurring separately, with whom Duffy, J. joins)" shall be amended to read as follows: "(By: Moon, C.J., Levinson, and Nakayama, JJ., and Acoba J., concurring and dissenting separately, with whom Duffy, J. joins)."

The Clerk of the Court is directed to incorporate the foregoing change in the original opinion.

DATED: Honolulu, Hawai'i, September 26, 2005.

Steven H. Levinson

STEVEN H. LEVINSON
Associate Justice

