

NO. 27360

IN THE SUPREME COURT OF THE STATE OF HAWAII

TOSHIO UCHIMA, Individually and as Guardian Prochein Ami for
HERMAN UCHIMA and DUSTIN UCHIMA, Minors; and YOKO UCHIMA,
Plaintiffs-Appellees

vs.

DURST CORP., Defendant-Appellant

and

ERECT-A-TUBE, INC.; ROTOR WING HAWAII, INC.; JOHN DOES 1-10, and
DOE ENTITIES 1-10, Defendants

APPEAL FROM THE FIRST CIRCUIT COURT
(CIV. NO. 98-2949)

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Nakayama, J. for the court¹)

Upon consideration of the motion for reconsideration of
the October 21, 2005 order dismissing appeal, the papers in
support and the record,

IT IS HEREBY ORDERED that the motion for
reconsideration is denied.

DATED: Honolulu, Hawai'i, November 10, 2005.

FOR THE COURT:

Fumia A. Nakayama
Associate Justice



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