NO. 25754

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

STATE OF HAWAI'I, Plaintiff-Appellee-Respondent,

vs.

FREDERICK RYAN HEBERT, Defendant-Appellant-Petitioner.

2006 APR - 7 AM II: 05

NORMA T. YARA
CLERK, APPELLATE COURTS
STATE OF HAWAII

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (Case No. TD 4P, HPD No. 02443702; Case No. TD 5P, HPD No. 02443703)

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 March 29, 2006, by the defendant-appellant-petitioner Frederick Ryan Hebert, the same is hereby denied.

DATED: Honolulu, Hawai'i, April 7, 2006.

FOR THE COURT:

STEVEN H. LEVINSO

Associate Just Ge

R. Patrick McPherson,
 for the defendant-appellant-petitioner
 Frederick Ryan Hebert,
 on the application

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